



BOARD OF COMMISSIONERS
HILARY COOPER KRIS HOLSTROM LANCE WARING

REGULAR MEETING AGENDA
Wednesday, September 18, 2019

Norwood Public Library 1110 Lucerne St, Norwood CO. 81423

1. **9:30 am Call to order.**
2. **Review of Agenda.**
3. **Calendar Review.**
 - a. Calendar Review.
4. **9:35 am CONSENT AGENDA**
 - a. Acceptance of the Building Department Report - July 2019
 - b. Approval of Chair's signature as the Board of Commissioners on behalf of the GIS Department to amend the agreement dated February 20, 2016, between Pictometry International Corp and San Miguel County.
 - c. Ratification of Chair's signature on a Colorado Parks and Wildlife Agreement Allowing use of Colorado Parks and Wildlife Information for Conservation Purposes.
 - d. Approval of Chair's signature on a Letter of Support to the Great Outdoors Colorado Mini-Grant on behalf of the Montrose Recreation Center and the Telluride Foundation to install trail signage in the West End.
 - e. Ratification of Chair's signature on County Veterans Service Officer's August 2019 Report.
 - f. Ratification of Chair's signature on a Letter of Inquiry, Tier II Implementation Grant, the Renewable and Clean Energy Challenge.
 - g. Ratification of County Membership in the County Climate Coalition, Affiliated with the Climate Reality Project
 - h. Approval of Chair's signature on a Special Events Permit for Telluride Rotary Foundation, on September 23, 2019, September 25, 2019, and September 28, 2019 at 1500 Last Dollar Road, Telluride, CO. based on the County Clerk's Written Findings.
 - i. Approval of Chair's signature on a Resolution for Extending a Logging Special Use Permit for the Little Cone Timber Sale to allow Buen Tiempo Forest Restoration, LLC to haul on Fall Creek Road (CR 57P).

- j. Approval of Chair's signature on a Bureau of Land Management Right-of-Way Grant/Temporary Use permit (serial # COC-78487), in preparation of the Applebaugh Bridge replacement.
- k. Approval of Chair's signature on a Memorandum of Understanding with Egnar Fire Protection District concerning the Egnar Water Dock located at 5634 County Road H1, Egnar, CO. 81325
- l. Approval of Chair's signature on a Letter of Support for the COPMOBA-RAT Regional Trails through a grant provided by the Colorado Parks and Wildlife Non-Motorized Trail Planning Grant Application.
- m. Ratification of Chair's signature on a Residential Rental Agreement located at 39571 Hwy 145, Norwood, Co.
- n. Approval of Minutes: August 21, 2019.
- o. Ratification of Chair's signature on a comment letter from the 2019 Annual Meeting with Colorado Department of Transportation.
- p. Approval of the Parks and Open Space to enter into an agreement for services with Moores Mining, LLC to replace the 2019 Outdoor Arena Renovation and Upgrade Project Material Purchase and Hauling not to exceed \$60,000.Fairgrounds.
- q. Ratification of Chair's signature on a Letter of Acceptance in the amount of \$60,000 small dollar grant agreement through Division of Homeland Security and Emergency Management granted to the Sheriff's office, 19EM-20-51.
- r. Authorization of August 2019 Payroll and Vendor Payments.
- s. Approval to obligate Title I monies in San Miguel County.
- t. Late Addition: Approval of Chair's signature on a Revocable Encroachment Agreement with Owner: Rosalie Ausmus, 795 N. Trout Lake Road, for the replacement of the septic tank partially encroaching on CR 63A.
- u. Other, as needed.

5. **9:40 am ADMINISTRATIVE MATTERS:**

- a. 9:35 am Presentation of the 2018 Comprehensive Annual Financial Report (CAFR).
30 mins Blair and Associates P.C.
- b. 10:05 a.m. Update with Colorado Communities for Climate Action.
20 mins Jacob Smith, Ext Director
- c. 10:30 am Update on the new GIS programs.
20 mins Heather Widlund, County GIS Coordinator
- d. 10:50 am Update on the Transfer Station.
20 mins Nina Kothe, Administrative Assistant
- e. 11:10 am Consideration of Chair's signature approving the First Amendment to the San Miguel Authority for Regional Transportation Intergovernmental

agreement accepting the inclusion of the Town of Rico as a member with all rights and duties of a member. /MOTION

10 mins David Averill, SMART; Amy Markwell, County Attorney

- f. 11:20 am Presentation of Health Insurance Costs./MOTION

20 mins Kristl Howard, Human Resources Director

- g. Other, as needed.

6. **11:40 am SOCIAL SERVICES MATTERS**

- a. Approval of Chair's signature on Social Services Department Balance Sheet July 2019, Earned Revenue and Expenditures July 2019, Expenditures through Electronic Benefit Transfers August 2019, Check Register for the Month of August 2019, County Allocation/MOE Report JUL-2019, and 2019 Caseload Report/MOTION

15 mins Carol Friedrich, County Social Services Director

- b. Lunch - 12:00 p.m. - 12:30 p.m.

- c. Other, as needed.

7. **12:30 pm COUNTY GOVERNMENT AFFAIRS/NATURAL RESOURCES**

- a. Moment to Honor Lynn Black for her years of service.

- b. Gunnison Sage Grouse Worksession - Update from County Departments

45 mins Lynn Padgett, Ryan Righetti, Janet Kask, Amy Markwell, Kaye Simonson

- c. Discussion of U.S. Fish and Wildlife Data Request staff submittal dated July 22, 2019

10 mins Lynn Padgett, Ryan Righetti, Janet Kask, Amy Markwell, Kaye Simonson

- d. Request for BOCC to provide comments to PUC.

10 mins Lynn Padgett, Government Affairs/Natural Resource Director

- e. Update and Comments concerning the West Wide Energy Corridor.

15 mins Lynn Padgett, Government Affairs/Natural Resource Director

8. **2:00 pm ADMINISTRATORS REPORT/Lynn Black (5mins)**

- a. Discussion on feedback related to the Family and Medical Leave Task Force soliciting public comments are an important step toward ensuring that the voices of employers and employees.

- b. Update with County Administrator

- c. Other, as needed.

9. **2:05 pm COMMISSIONER AND PUBLIC DISCUSSION/(10mins)**

- a. Hilary
Cooper

- b. Lance Waring
- a. Public Discussion.
- b. Update on Outside Meetings
- c. Website posting and press releases
- d. General Discussion.

10. **2:15 pm ATTORNEY MATTERS/Amy Markwell (20mins)**

(Any of these items may involve an Executive Session C.R.S 24-6-402)

- a. Update on Litigation
- b. Other, as needed.

11. **2:35 pm Adjournment.**

NOTE: This agenda is subject to change, including the addition of items up to 24 hours in advance or the deletion of items at any time. All times are approximate. The County Manager reports may include administrative items not listed. Regular Meetings, Public Hearings, and Special Meetings are recorded, and ACTION MAY BE TAKEN ON ANY ITEM. Formal Action cannot be taken at Work Sessions. For further information, contact the County Administration office at 970-728-3174. If special accommodations are necessary per ADA, contact 970-728-3174 prior to the meeting.

Packet materials will be available on the San Miguel County website at www.sanmiguelcountyco.gov no later than 5:00 pm on the Friday before the meeting.

Changes to the meeting and work session schedule will be officially posted at the **designated posting place** for BOCC notices located at the front entrance to the County Offices, located in the Miramonte Building First Floor, 333 West Colorado Avenue, Telluride CO.

Agenda Distribution:

Miramonte Bldg.	Egnar Post Office	KOTO News
Courthouse Bldg.	Norwood Post Office	Norwood Post
Glockson Bldg.	Ophir Post Office	Telluride Daily Planet
Town of Telluride	Placerville Post Office	The Watch
Town of Mountain Village	Town of Norwood	



AGENDA ITEM - 3.a.

TITLE:

Calendar Review.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Calendar Review

Upload Date

9/13/2019

September 2019

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
01 <u>San Miguel River Partnership Meeting</u>	02	03 <u>Board Retreat with New County Manager In Place of Discussion</u> <u>BOCC Retreat with New County Manager</u>	04 <u>County Commissioner Meeting</u>	05	06 <u>CC4CA Steering Committee call</u>	07
08	09	10 <u>County Commissioner Discussion</u> <u>Colorado Soil Health Coalition call</u>	11	12 <u>SMART Board Meeting</u>	13	14
15	16	17 <u>County Commissioner Discussion - Canceled</u> <u>Rocky Mountain Health Foundation Listening Session</u>	18 <u>County Commissioner Meeting - Norwood</u>	19 <u>Telluride Regional Airport Authority</u> <u>Telluride Mountain Village Owner Association Gondola Committee Meeting</u>	20 <u>Club 20 - Fall Conference</u>	21 <u>Club 20 - Fall Conference</u>
22	23 <u>Meeting with the Ouray County Commissioners</u>	24 <u>County Commissioner Discussion</u> <u>Colorado Soil Health Coalition call</u> <u>Early Childhood Advisory Panel</u>	25	26 <u>Lynn Black's Retirement Party</u>	27	28
29	30	01	02	03	04	05

October 2019

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	01 <u>County Commissioner Discussion</u> <u>Listening Session on Colorado REC Act w/ Rep. Tipton</u> <u>San Miguel River Partnership meeting</u>	02 <u>County Commissioner Meeting</u>	03	04 <u>CC4CA Steering Committee call</u>	05
06	07	08 <u>County Commissioner Discussion</u> <u>Colorado Soil Health Coalition call</u>	09	10 <u>SMART Board Meeting</u>	11	12
13	14	15 <u>County Commissioner Discussion</u> <u>Scenic Byway Management Committee</u>	16 <u>County Commissioner Meeting</u>	17	18	19
20	21	22 <u>County Commissioner Discussion</u> <u>Colorado Soil Health Coalition call</u> <u>Early Childhood Advisory Panel</u>	23	24 <u>Telluride Mountain Village Owner Association Gondola Subcommittee Meeting</u>	25	26
27	28	29 <u>County Commissioner Discussion</u>	30 <u>County Commissioner Meeting- Budget Review</u>	31	01	02

November 2019

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	29	30	31	01 CC4CA Steering Committee call	02
03	04	05 County Commissioner Discussion Colorado Soil Health Coalition call	06 County Commissioner Meeting	07	08	09
10	11	12 County Commissioner Discussion Early Childhood Advisory Panel	13	14 SMART Board Meeting	15	16
17	18 Inter-Governmental Work Sessions - Host Ophir	19 County Commissioner Discussion Colorado Soil Health Coalition call	20 County Commissioner Meeting	21 Telluride Regional Airport Authority	22	23
24	25	26 County Commissioner Discussion	27	28	29	30

Government Websites by [CivicPlus®](#)



AGENDA ITEM - 4.a.

TITLE:

Acceptance of the Building Department Report - July 2019

Presented by:

Time needed:

PREPARED BY:

Edie Montague

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Building Dept
Description:			

ATTACHMENTS:

Description

Bldg Dept Report July 2019

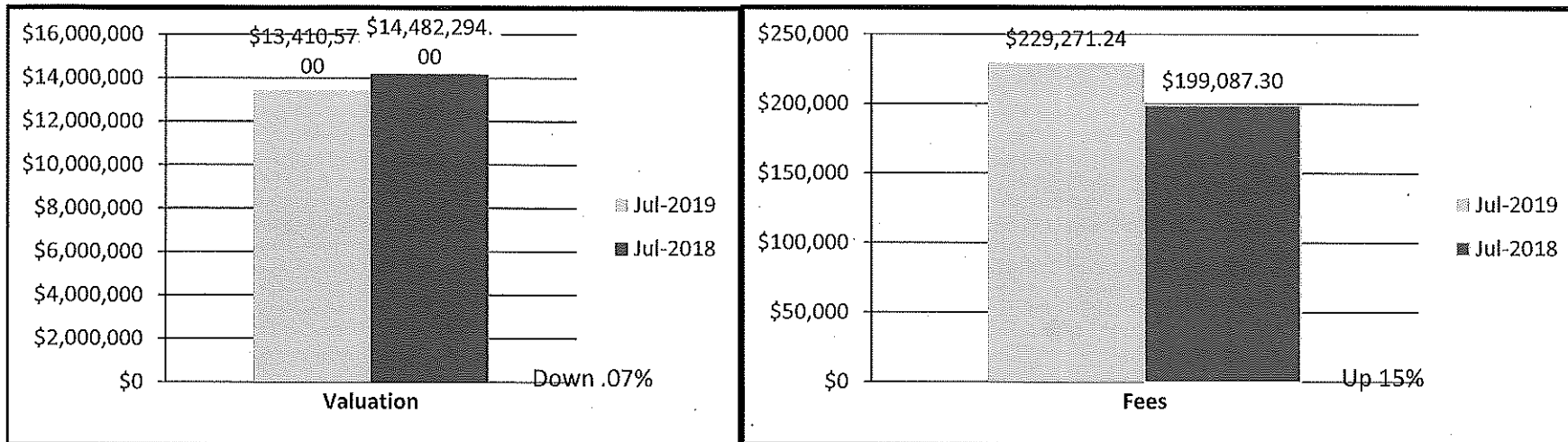
Upload Date

9/11/2019

JULY

BUILDING DEPARTMENT VALUATION AND FEES MONTHLY REPORT

OK M.M.
8-12-19



JULY 2019

	Residential	Commercial	Mechanical	2019 Year to Date	2018 Prior Year
Number of Permits	8			43	41
Valuation	\$6,300,755.00			13,410,573	\$14,482,294.00

Permit Fees	\$34,468.10			\$85,725.14	\$74,801.20
Plan Review Fees	\$22,221.54			\$56,557.08	\$43,635.66
Use Tax	\$26,747.50			\$55,081.28	\$46,456.20
Impact Fees	\$14,068.50			\$31,458.64	\$32,625.39
Mechanical Fees			\$250.80	\$449.10	\$1,568.85
TOTAL FEES	\$97,505.64	\$0.00	\$250.80	\$229,271.24	\$199,087.30

Certificate of Occupancy/Completion	10			43	34
Inspections	91			367	346

Issuance Report by Permit Type

Permits Issued From Monday, July 1, 2019 through Wednesday, July 31, 2019

Permit Number	Location Address	Sq Ft	Valuation	Issued	Site Location	Owner
Reroofing						
ROOF-7-19-2803	1130 ELK RUN Rd	0	56,620	7/10/19		Talbert Family Living Trust UTD 9 14 11
		0	56,620.00			Number of Permits for Reroofing : 1

Residential Accessory						
ACC-5-19-2782	1501 MUDDY CREEK Dr	1215	325,000	7/01/19	Muddy Creek	Joseph Horning
		1215	325,000.00			Number of Permits for Residential Accessory : 1

Residential Building						
RES-2-19-2752	3130 LAST DOLLAR Rd	448	17,630	7/25/19	Last Dollar	Sarah and Morgan Smith Family Trust Of 2000
RES-6-19-2790	300 ROYER Ln	6406	5,591,031	7/02/19	Idarado	Karen Brodsky
RES-6-19-2799	871 TROUT LAKE Rd	400	15,000	7/03/19	Trout Lake	Greg Stob
RES-7-19-2802	47 GRAY JAY Pl	1081	473,200	7/11/19	Trout Lake	Melanie & Kirk Bucon Bucon Family Trust
RES-7-19-2809	517 CEDAR Dr	1024	154,332	7/26/19	Norwood Gardens	Joseph Max Fehrenbacker
RES-7-19-2811	4701 SAN JUAN VISTA	0	37,780	7/25/19	San Juan Vista	Jason Spitzer Noel Landing LLC A CO LLC
RES-7-19-2814	814 MOUNTAIN VIEW Ln	0	0	7/24/19	Wright's Mesa	Grand LLC A CO LLC
RES-7-19-2816	120 ALEXANDER OVERLOOK Ln	0	11,782	7/25/19	Lawson Hill	Cindy Carver
		6406	6,300,755.00			Number of Permits for Residential Building : 8

Grand Total Sq Footage 10,574

Grand Total Valuation 6,682,375.00

Certificate of Occupancy & Certificate of Completion Issuance Report

By Permit Type

C.O.'s Issued From Monday, July 1, 2019 through Wednesday, July 31, 2019

C.O. Number	Issued	Location Address	Permit Status	Permit Number
Commercial Building				
Certificate Of Occupancy				
CO-1987	7/15/2019	118 Building C SOCIETY Dr	Completed	COMM-1-18-2568
Certificate of Completion				
CoC-1986	7/2/2019	118 SOCIETY Dr	Completed	COMM-2-19-2750
Totals for Commercial Building : 2				
Residential Accessory				
Certificate of Completion				
CoC-1983	7/15/2019	22 PARK Ln	Completed	ACC-3-19-2757
Certificate Of Occupancy				
CO-1990	7/11/2019	372 Pandora Ln	Approved	ACC-9-16-2322
Totals for Residential Accessory : 2				
Residential Building				
Certificate Of Occupancy				
CO-1981	7/18/2019	812 Anderson Rd	Approved	RES-10-17-2523
Certificate Of Occupancy				
CO-1988	7/18/2019	287 Ridge Rd	Completed	RES-11-17-2549
Certificate of Completion				
CoC-1992	7/25/2019	3130 LAST DOLLAR Rd	Completed	RES-2-19-2752
Certificate Of Occupancy				
CO-1991	7/24/2019	814 MOUNTAIN VIEW Ln	Completed	RES-7-19-2814
Certificate Of Occupancy				
CO-1984	7/17/2019	105 WAPITI Rd	Completed	RES-8-18-2688
Certificate Of Occupancy				
CO-1989	7/11/2019	372 Pandora Ln	Completed	RES-9-16-2323
Totals for Residential Building : 6				

C.O. Number

Issued

Location Address

Permit Status

Permit Number

San Miguel County Monthly Permit Log - Permit Issued from 7/1/2019 to 7/31/2019

ISSUANCE	OWNER	PERMIT ID	OWNER MAILING ADDR.	VALUATION	CLASS OF WORK	JOB ADDRESS	CONTRACTOR INFO	
7/01/2019	Joseph Horning	ACC-5-19-2782	3333 14th St NW 300 Washington, DC 20010	325,000	Accessory Building	1501 MUDDY CREEK Dr Placerville, CO 81430	Hope Construction Inc PO Box 139	Telluride, CO 81435
7/01/2019	Travis Mohrman	MECH-6-19-2794	1735 N Paulina 417 Chicago, IL 60622	0	New	225 E Serapio Dr Telluride, CO 81435	Koenig Construction Services PO Box 3138	(970)729-0230 (970)729-0230 (Cell) Telluride, CO 81435
7/02/2019	Karen Brodsky	RES-6-19-2790	321 Greenwich St New York, NY 10013	5,591,031	Single Family Residence	300 ROYER Ln Telluride, CO 81435	FenBro Construction PO Box 3251	Telluride, CO 81435
7/03/2019	Greg Slob	RES-6-19-2799	PO Box 1243 Telluride, CO 81435	15,000	Addition	871 N TROUT LAKE Rd Telluride, CO 81435		
7/11/2019	Bucon Family Trust	MECH-7-19-2804	7746 N Foothill Dr S Paradise Valley, AZ 85253	0	New	47 GRAY JAY PI Telluride, CO 81435	3D Builders PO Box 673	(970)728-9540 Ophir, CO 81426
7/11/2019	Bucon Family Trust	RES-7-19-2802	7746 N Foothill Dr S Paradise Valley, AZ 85253	473,200	Addition	47 GRAY JAY PI Telluride, CO 81435	3D Builders PO Box 673	(970)728-9540 Ophir, CO 81426
7/10/2019	Talbert Family Living Trust UTD 9 14 11	ROOF-7-19-2803	865 Lullwater Pkwy Atlanta, GA 30307-1233	56,620	Reroofing	1130 ELK RUN Rd Telluride, CO 81435		
7/25/2019	Joseph Max Fehrenbacker	MECH-7-19-2810	PO Box 38 Norwood, CO 81423	0	New	517 CEDAR Dr Norwood, CO 81423		
7/25/2019	Sarah and Morgan Smith Family Trust Of 2000	RES-2-19-2752	6 Mesa Avenue Piedmont, CA 94611	17,630	Addition	3130 LAST DOLLAR Rd Telluride, CO 81435	Artisan Builders	(970)249-7410 (970)708-1549 (Cell) CO
7/26/2019	Joseph Max Fehrenbacker	RES-7-19-2809	PO Box 38 Norwood, CO 81423	154,332	Single Family Residence	517 CEDAR Dr Norwood, CO 81423		
7/25/2019	Noel Landing LLC A CO LLC	RES-7-19-2811	15061 W Warren Avenue Lakewood, CO 80228	37,780	Remodel	4701 SAN JUAN VISTA CO	Brad Davenport Construction Co Inc 2265 Tanglewood Rd	(970)640-0600 Grand Junction, CO 81507
7/24/2019	Grand LLC A CO LLC	RES-7-19-2814	PO Box 965 Norwood, CO 81423	0	Remodel	814 MOUNTAIN VIEW Ln Norwood, CO 81423		
7/25/2019	Cindy Carver	RES-7-19-2816	120 ALEXANDER OVERLOOK TELLURIDE, CO 81435	11,782	Remodel	120 ALEXANDER OVERLOOK Ln Telluride, CO 81435		

Grand Total Valuation

6,682,375

FUNDS COLLECTED BY THE BUILDING DEPARTMENT

TENDERED TO TREASURER -

(Payment Date or Date Range of) 7/1/2019 To 7/31/2019

Date	Received From (Applicant)	TREAS# (GL Account)	Finance (GL Debit)	Pay Type	Amount
Type of Permit: Mechanical Permit					
Permit Number:	MECH-6-19-2794				
7/1/2019	Travis Mohrman	0010.8100	101.0350.10.32105	Check # 5881	\$10.65
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$7.25
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$36.25
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$18.10
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$7.25
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$23.50
7/1/2019		0010.8100	101.0350.10.32105	Check # 5881	\$10.65
Total Check Amount:					\$113.65
Permit Number:	MECH-7-19-2804				
7/11/2019	Bucon Family Trust	0010.8100	101.0350.10.32105	Check # 4281	\$10.65
7/11/2019		0010.8100	101.0350.10.32105	Check # 4281	\$10.65
7/11/2019		0010.8100	101.0350.10.32105	Check # 4281	\$7.25
7/11/2019		0010.8100	101.0350.10.32105	Check # 4281	\$14.50
7/11/2019		0010.8100	101.0350.10.32105	Check # 4281	\$23.50
Total Check Amount:					\$66.55
Permit Number:	MECH-7-19-2810				
7/25/2019	Joseph Max Fehrenbacher	0010.8100	101.0350.10.32105	Check # 1	\$10.65
7/25/2019		0010.8100	101.0350.10.32105	Check # 1	\$7.25
7/25/2019		0010.8100	101.0350.10.32105	Check # 1	\$23.50
7/25/2019		0010.8100	101.0350.10.32105	Check # 1	\$14.70
7/25/2019		0010.8100	101.0350.10.32105	Check # 1	\$14.50
Total Check Amount:					\$70.60
Mechanical Permit Permits: 3 Total: \$250.80					
Type of Permit: Reroofing					
Permit Number:	ROOF-7-19-2803				
7/10/2019	Talbert Family Living Trust UTD 9 14	0010.8000	101.0350.10.31120	Check # 1688	\$226.48
7/10/2019		101.0350.10.32105	101.0350.10.32105	Check # 1688	\$775.88
Total Check Amount:					\$1,002.36
Reroofing Permits: 1 Total: \$1,002.36					
Type of Permit: Residential Accessory					
Permit Number:	ACC-5-19-2782				
7/1/2019	Joseph Horning	0010.3800	101.0350.10.32105	Check # 13300	\$2,523.75
7/1/2019		0010.7100	101.0350.10.33105	Check # 13300	\$1,640.44
7/1/2019		0010.8000	101.0350.10.31120	Check # 13300	\$1,300.00
7/1/2019		0830.4200	224.0120.10.33170	Check # 13300	\$2,230.61
Total Check Amount:					\$7,694.80
Residential Accessory Permits: 1 Total: \$7,694.80					
Type of Permit: Residential Building					
Permit Number:	RES-11-18-2729				
7/1/2019	Christopher Lawson	0010.7100	101.0350.10.33105	Check # 1032	\$321.59
Total Check Amount:					\$321.59
Permit Number:	RES-6-19-2790				
7/2/2019	Karen Brodsky	0010.3800	101.0350.10.32105	Check # 3681	\$25,063.08
7/2/2019		0010.8000	101.0350.10.31120	Check # 3681	\$22,364.12
7/2/2019		0830.4200	224.0120.10.33170	Check # 3681	\$11,837.89
7/2/2019		0010.7100	101.0350.10.33105	Check # 3681	\$16,291.00
Total Check Amount:					\$75,556.09

Permit Number:	RES-6-19-2798				
7/3/2019	Alison Cooper	0010.7100	101.0350.10.33105	Check # 1022	\$80.99
7/3/2019		0010.8000	101.0350.10.31120	Check # 1022	\$18.00
7/3/2019		0010.3800	101.0350.10.32105	Check # 1022	\$124.60
				Total Check Amount: \$223.59	
Permit Number:	RES-6-19-2799				
7/8/2019	Greg Stob	0010.3800	101.0350.10.32105	Check # 2178	\$281.40
7/8/2019		0010.8000	101.0350.10.31120	Check # 2178	\$60.00
7/8/2019		0010.7100	101.0350.10.33105	Check # 2178	\$182.91
				Total Check Amount: \$524.31	
Permit Number:	RES-7-19-2802				
7/11/2019	Bucon Family Trust	0010.8000	101.0350.10.31120	Check # 4281	\$1,892.80
7/11/2019		0010.3800	101.0350.10.32105	Check # 4281	\$3,457.98
7/11/2019		0010.7100	101.0350.10.33105	Check # 4281	\$2,247.69
				Total Check Amount: \$7,598.47	
Permit Number:	RES-2-19-2752				
7/25/2019	Sarah and Morgan Smith Family Trust	0010.7100	101.0350.10.33105	Check # 2312	\$213.49
7/25/2019		0010.8000	101.0350.10.31120	Check # 2312	\$70.52
7/25/2019		0010.3800	101.0350.10.32105	Check # 2312	\$328.44
				Total Check Amount: \$612.45	
Permit Number:	RES-7-19-2809				
7/26/2019	Joseph Max Fehrenbacker	0010.7100	101.0350.10.33105	Check # 1	\$710.70
7/26/2019		0010.3800	101.0350.10.32105	Check # 1	\$1,093.38
7/26/2019		0010.8000	101.0350.10.31120	Check # 1	\$617.33
				Total Check Amount: \$2,421.41	
Permit Number:	RES-7-19-2811				
7/25/2019	Noel Landing LLC A CO LLC	0010.7100	101.0350.10.33105	Check # 5872	\$380.40
7/25/2019		0010.3800	101.0350.10.32105	Check # 5872	\$585.23
7/25/2019		0010.8000	101.0350.10.31120	Check # 5872	\$151.12
				Total Check Amount: \$1,116.75	
Permit Number:	RES-7-19-2816				
7/25/2019	David Eckman	0010.8000	101.0350.10.31120	Check # 1232	\$47.13
7/25/2019		0010.7100	101.0350.10.33105	Check # 1232	\$152.33
7/25/2019		0010.3800	101.0350.10.32105	Check # 1232	\$234.36
				Total Check Amount: \$433.82	

Residential Building Permits: 9 Total: \$88,808.48

Grand Total Permits Issued: 14

Grand Total Permit Fees: \$97,756.44

Permit Payments - Building Only (By GL Code)

From 7/1/2019 To 7/31/2019

0010.3800

Residential Accessory

Building Permit Fee

07/01/2019	ACC-5-19-2782	Building Permit Fee	\$2,523.75
			\$2,523.75

Residential Building

Building Permit Fee

07/26/2019	RES-7-19-2809	Building Permit Fee	\$1,093.38
07/03/2019	RES-6-19-2798	Building Permit Fee	\$124.60
07/25/2019	RES-7-19-2811	Building Permit Fee	\$585.23
07/08/2019	RES-6-19-2799	Building Permit Fee	\$281.40
07/02/2019	RES-6-19-2790	Building Permit Fee	\$25,063.08
07/25/2019	RES-2-19-2752	Building Permit Fee	\$328.44
07/11/2019	RES-7-19-2802	Building Permit Fee	\$3,457.98
07/25/2019	RES-7-19-2816	Building Permit Fee	\$234.36
			\$31,168.47

TOTAL FEES

\$33,692.22

0010.7100

Residential Accessory

Plan Review Fee

07/01/2019	ACC-5-19-2782	Plan Review Fee	\$1,640.44
			\$1,640.44

Residential Building

Plan Review Fee

07/01/2019	RES-11-18-2729	Plan Review Fee	\$321.59
07/02/2019	RES-6-19-2790	Plan Review Fee	\$16,291.00
07/25/2019	RES-7-19-2816	Plan Review Fee	\$152.33
07/03/2019	RES-6-19-2798	Plan Review Fee	\$80.99
07/25/2019	RES-7-19-2811	Plan Review Fee	\$380.40
07/26/2019	RES-7-19-2809	Plan Review Fee	\$710.70
07/25/2019	RES-2-19-2752	Plan Review Fee	\$213.49
07/11/2019	RES-7-19-2802	Plan Review Fee	\$2,247.69
07/08/2019	RES-6-19-2799	Plan Review Fee	\$182.91
			\$20,581.10

TOTAL FEES**\$22,221.54****0010.8000****Reroofing****Use Tax**

07/10/2019	ROOF-7-19-2803	Use Tax	\$226.48
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\$226.48**Residential Accessory****Use Tax**

07/01/2019	ACC-5-19-2782	Use Tax	\$1,300.00
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\$1,300.00**Residential Building****Use Tax**

07/11/2019	RES-7-19-2802	Use Tax	\$1,892.80
07/25/2019	RES-7-19-2811	Use Tax	\$151.12
07/25/2019	RES-2-19-2752	Use Tax	\$70.52
07/02/2019	RES-6-19-2790	Use Tax	\$22,364.12
07/03/2019	RES-6-19-2798	Use Tax	\$18.00
07/25/2019	RES-7-19-2816	Use Tax	\$47.13
07/26/2019	RES-7-19-2809	Use Tax	\$617.33
07/08/2019	RES-6-19-2799	Use Tax	\$60.00

\$25,221.02

TOTAL FEES**\$26,747.50****0010.8100****Mechanical Permit****Air Handlers > 10,000 cubic feet/minute**

07/01/2019	MECH-6-19-2794	Air Handlers > 10,000 cubic feet/minute	\$18.10
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Appliance Vent Relocation/Installation Replacement

07/25/2019	MECH-7-19-2810	Appliance Vent Relocation/Installation f	\$7.25
07/01/2019	MECH-6-19-2794	Appliance Vent Relocation/Installation f	\$7.25
07/11/2019	MECH-7-19-2804	Appliance Vent Relocation/Installation f	\$7.25

Boiler/AC<100K BTU & Compressors <= 3 hp

07/25/2019	MECH-7-19-2810	Boiler/AC<100K BTU & Compressors <	\$14.70
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Hoods serving a mechanical exhaust

07/11/2019	MECH-7-19-2804	Hoods serving a mechanical exhaust	\$10.65
07/25/2019	MECH-7-19-2810	Hoods serving a mechanical exhaust	\$10.65
07/01/2019	MECH-6-19-2794	Hoods serving a mechanical exhaust	\$10.65

Mechanical Exhaust Fee

07/25/2019	MECH-7-19-2810	Mechanical Exhaust Fee	\$14.50
07/01/2019	MECH-6-19-2794	Mechanical Exhaust Fee	\$36.25
07/11/2019	MECH-7-19-2804	Mechanical Exhaust Fee	\$14.50

Mechanical Permit Fee

07/25/2019	MECH-7-19-2810	Mechanical Permit Fee	\$23.50
07/01/2019	MECH-6-19-2794	Mechanical Permit Fee	\$23.50
07/11/2019	MECH-7-19-2804	Mechanical Permit Fee	\$23.50

Miscellaneous Appliances not mentioned above

07/01/2019	MECH-6-19-2794	Miscellaneous Appliances not mentioned	\$10.65
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Ventilation Fan

07/01/2019	MECH-6-19-2794	Ventilation Fan	\$7.25
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Wood-burning Fireplace or appliance

07/11/2019	MECH-7-19-2804	Wood-burning Fireplace or appliance	\$10.65
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\$250.80

TOTAL FEES**\$250.80****0830.4200****Residential Accessory****Impact Fee**

07/01/2019	ACC-5-19-2782	Impact Fee	\$2,230.61
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\$2,230.61**Residential Building****Impact Fee**

07/02/2019	RES-6-19-2790	Impact Fee	\$11,837.89
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\$11,837.89

TOTAL FEES**\$14,068.50****101.0350.10.32105****Reroofing****Building Permit Fee**

07/10/2019	ROOF-7-19-2803	Building Permit Fee	\$775.88
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\$775.88

TOTAL FEES**\$775.88**

Total Payments:

\$97,756.44



AGENDA ITEM - 4.b.

TITLE:

Approval of Chair's signature as the Board of Commissioners on behalf of the GIS Department to amend the agreement dated February 20, 2016, between Pictometry International Corp and San Miguel County.

Presented by:

Time needed:

PREPARED BY:

Amy Markwell, County Attorney

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

Amy Markwell

Attachments

12:18 PM (1 hour ago)

to me, Lynn, mike, Kris, Heather

Carmen,

Attached is an amended contract for Heather with Pictometry for BOCC approval at next week's meeting. The biggest amendments were to split the money owed to them for their work up into 3 smaller payments rather than one large payment. They were also willing to re-negotiate some other contract terms that I wanted regarding which state litigation would occur in the event of a contract issue and tweaking the indemnification language.

Thanks!

Amy
Amy T. Markwell
San Miguel County Attorney

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description
Amendment to agreement

Upload Date
9/9/2019

**AMENDMENT NO. 1 TO AGREEMENT DATED FEBRUARY 20, 2016 BETWEEN
PICTOMETRY INTERNATIONAL CORP. ("PICTOMETRY") AND
SAN MIGUEL COUNTY, CO ("CUSTOMER")**

1. This Amendment, including all Sections and Appendices referenced herein (collectively, this "Amendment") is entered into by and between Pictometry and Customer and supplements and modifies the terms of the Agreement dated February 20, 2016 as, to the extent applicable, previously modified by addenda or amendments thereto (collectively, the "Agreement"). Any purchase order or similar document issued by Customer in connection with this Amendment is issued solely for Customer's internal administrative purposes and the terms and conditions set forth on such purchase order shall be of no force or effect as between the parties. To the extent that there is any inconsistency between the terms set forth in this Amendment and those set forth in the Agreement, the terms set forth in this Amendment shall prevail.

2. **MODIFICATIONS TO AGREEMENT:**

- a. With respect to the Second Project, the Second Project payment schedule set forth in Section A to the Agreement is deleted in its entirety and replaced with the Second Project payment schedule set forth below:

SECOND PROJECT

Due at Initial Shipment of Imagery	\$47,271.75
Due at First Anniversary of Shipment of Imagery	\$47,271.75
Due at Second Anniversary of Shipment of Imagery	\$47,271.75

Total Payments	\$141,815.25
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- b. The following shall be added to Section C: Non-Standard Terms and Conditions of the Agreement:

"4. Applicable Law: Notwithstanding anything to the contrary set forth elsewhere in this Agreement, this Agreement and any modifications, amendments or alterations shall be interpreted, construed and enforced in all respects in accordance with the laws of the State of Colorado, excluding its conflicts of law principles. Each party irrevocably consents to the exclusive jurisdiction of the courts of the State of Colorado in connection with any action to enforce the provisions of this Agreement, to recover damages or other relief for breach or default under this Agreement, or otherwise arising under or by reason of this Agreement."

- c. The following sections of the Agreement shall be amended to add "To the extent allowed by law," to the first sentence of each:

- i. Section 5 of the Order Form
- ii. Section 5.1 of the Pictometry Online Services General Terms and Conditions
- iii. Section 5 of the Pictometry Software License Agreement

- d. All other terms and conditions set forth in the Agreement not expressly modified herein shall remain full force and effect.

3. All notices under the Agreement shall be in writing and shall be sent to the following respective addresses:

CUSTOMER NOTICE ADDRESS	PICTOMETRY NOTICE ADDRESS
333 W Colorado Ave	25 Methodist Hill Drive
GIS/IT Department 2nd Floor	
Telluride, CO 81435	Rochester, NY 14623
Attn: Heather Widlund, GIS Coordinator	Attn: General Counsel
Phone: (970) 369-5470	Phone: (585) 486-0093 Fax: (585) 486-0098

Either party may change their respective notice address by giving written notice of such change to the other party at the other party's then-current notice address. Notices shall be given by any of the following methods: personal delivery; reputable express courier providing written receipt; or postage-paid certified or registered United States mail, return receipt requested. Notice shall be deemed given when actually received or when delivery is refused.

This Amendment shall become effective upon execution by duly authorized officers of Customer and Pictometry and receipt by Pictometry of such fully executed document.

[Signature page follows]

PARTIES:

CUSTOMER	PICTOMETRY
SAN MIGUEL COUNTY, CO	PICTOMETRY INTERNATIONAL CORP.
(entity type)	a Delaware corporation
SIGNATURE:	SIGNATURE: <div>DocuSigned by: <i>Brian Brockmann</i> 919C59280FF1419...</div>
NAME:	NAME: Brian Brockmann
TITLE:	TITLE: Corporate Vice President
DATE:	EXECUTION DATE: 9/7/2019
	DATE OF RECEIPT (EFFECTIVE DATE):Date Customer Signs



AGENDA ITEM - 4.c.

TITLE:

Ratification of Chair's signature on a Colorado Parks and Wildlife Agreement Allowing use of Colorado Parks and Wildlife Information for Conservation Purposes.

Presented by:

Time needed:

PREPARED BY:

Lynn Padgett

RECOMMENDED ACTION/MOTION:

Motion to ratify Chair's signatures dated September 10, 2019, on a Agreement Allowing use of Colorado Parks and Wildlife Information for Conservation Purposes.

INTRODUCTION/BACKGROUND:

This agreement allows Colorado Parks and Wildlife (CPW) to provide proprietary data and information on Gunnison Sage-Grouse, such as lek locations, status, and individual lek count. The agreement is a non-disclosure agreement (NDA) which allows the county to use this data for conservation planning purposes, but data and information must not be made public.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			

ATTACHMENTS:

Description

Agreement signed 9-10-2019

Upload Date

9/11/2019

Agreement Allowing use of Colorado Parks and Wildlife Information for Conservation Purposes

1) Colorado Parks and Wildlife (CPW) will provide information on Gunnison Sage-Grouse, specifically lek locations, status, and individual lek count, as requested by San Miguel County, a political subdivision of the State of Colorado for the purposes of examining existing county policies with respect to current lek locations in San Miguel County, Colorado, as well as the development and implementation of future county policies relevant to lek locations in the county. This Non Disclosure Agreement is good for five years with updated data provided under this NDA upon request by San Miguel County. This information will be used solely by San Miguel County, their authorized employees and sub-contractors employed specifically to work on this project and for no other purpose, and are not to be distributed to any other party, including other governmental entities.

2) CPW considers this information confidential and sensitive due to the species' vulnerability to intentional or unintentional disturbance, or due to state statutory requirements and agreements made with individual landowners to protect their privacy.

3) I, the Undersigned, represent that I am authorized to bind San Miguel County and on behalf of San Miguel County acknowledge that the information noted above is sensitive and confidential, and agree to the terms and conditions set forth herein:

- The information described above will be accessible only to San Miguel County its authorized employees and subcontractors working on the project described above, and to no other party; nor will it be made available in any manner for public viewing or distribution. San Miguel County represents that it and its employees and subcontractors working for them are not subject to the federal Freedom of Information Act or that it, its employees or subcontractors could otherwise be required to disclose the information to any other party.
- The information may not be transcribed or reproduced in any manner, unless authorized in writing by CPW. San Miguel County may display locations spatially only if necessary to the stated conservation purpose or as part of an internal process. San Miguel County may display point locations spatially if necessary to their stated conservation purpose, but agrees to do so in a manner and at a scale where specific locations cannot otherwise be derived.
- The information will be used for the conservation purpose described above and for no other purpose. The information will be immediately returned (or all copies destroyed) upon completion of the purpose described above, but no later than July 2023, or termination of this Agreement. This Agreement is terminable at will by CPW. San Miguel County will require its employees and subcontractors to comply with the terms and conditions listed herein.
- Requests involving biological interpretation or use of the information beyond the stated conservation purpose will be referred to CPW.
- San Miguel County acknowledges that the information represents data and features that are variable both over time and over the landscape and that CPW makes no warranties, express or implied, regarding the use of the information for any particular purpose.

Remedies, Enforcement and Hold Harmless

This Agreement shall be governed by Colorado law and CPW has all remedies available to it in law or equity to enforce the terms and conditions of this Agreement. Further, San Miguel County agrees to release and hold harmless CPW from any and all claims or causes of action of whatever nature, including costs and attorney fees, arising from or related in any manner to San Miguel County's use the information provided or this Agreement.

Kris Holstrom
Signature

Kris Holstrom
Please Print

Colorado Parks and Wildlife

Date

Kris Holstrom
Signature

Kris Holstrom
Please Print

SAN MIGUEL COUNTY, COLORADO
Acting by and through its
Board of County Commissioners

Name of Company/Entity

9/10/2019
Date



AGENDA ITEM - 4.d.

TITLE:

Approval of Chair's signature on a Letter of Support to the Great Outdoors Colorado Mini-Grant on behalf of the Montrose Recreation Center and the Telluride Foundation to install trail signage in the West End.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

Hello Carmen,

I hope you're doing well. I am emailing about the Great Outdoors Colorado Mini Grant that Montrose West Rec and the Telluride Foundation is reapplying for this Fall. The grant will aim to install trail signage in the West End. We think we have a really good chance at getting the grant this year, and we would benefit from another letter of support from San Miguel County. I have attached a pdf of the letter that the county provided us with last year, so if you wouldn't mind updating the date and any other details you think are relevant, getting it approved and then sending it back to me we would really appreciate it. The grant is due **Oct. 24th**, so before then would be fantastic (sooner rather than later is ideal).

Thank you,

Sheamus Croke

Strong Neighbors Initiative Coordinator

[Telluride Foundation](#)

W: (970) 728-8717

C: (970) 729-2448

Make More Possible

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

GOCO Letter of Support

Upload Date

9/11/2019



BOARD OF COMMISSIONERS

HILARY COOPER KRIS HOLSTROM LANCE WARING

September 18, 2019

Great Outdoors Colorado
1900 Grant St, Ste 725
Denver, CO. 80203

Re: Letter of Support for Montrose County GOCO Mini-Grant Request

Dear Board Members,

San Miguel County supports the Montrose County's application for a Mini-Grant through the Great Outdoors Colorado grant program.

Montrose County is applying for a mini-grant to create a trail signage initiative, which would include an inventory of existing trail signs and the purchase and installation of new trail signs where they are needed.

San Miguel County supports this project because it is a regional priority to enhance and promote outdoor recreation and tourism for both residents and visitors.

West End Economic Development Corporation, RPI Consulting, and other local leaders in Nucla and Naturita worked for a year and a half to develop a strategic plan to assist the community in transitioning their economy away from resource extraction, towards more sustainable economic opportunities. New recreational enhancements will require the support of trails and trail signage to augment the natural assets of the area for mountain and road biking, hiking, fishing, big game hunting, camping, off-road vehicles.

We will help to ensure the success of this project by supporting the efforts of Montrose County by promoting the stakeholder meetings that will happen throughout the planning process.

Sincerely,
San Miguel County Commissioners

Kris Holstrom
Chair



AGENDA ITEM - 4.e.

TITLE:

Ratification of Chair's signature on County Veterans Service Officer's August 2019 Report.

Presented by:

Time needed:

PREPARED BY:

Jim Botenhagen

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Jim has been working with the Volunteers of America to identify veterans that may be homeless. Part of this process is to notify veterans that are county residents through hanging posters and getting the information out to the people in the County.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

August 2019 Veterans Report

Upload Date

9/9/2019



Colorado Department of Military and Veterans Affairs
County Veterans Service Officers Monthly Report and Certification of Pay

County of SAN MIGUEL Month of AUG. 2019

GENERAL INFORMATION		REQUEST FOR MEDICAL RECORDS	
Telephone Calls	14	21-4142 & 21-4142a	
Office Visits		MILITARY RECORDS/CORRECTIONS	
Home Visits		SF180	
Outreach Visits		DD149	
Community Events		DD293	
Request for Medal		NA13075	
Operation Recognition		Other	
Correspondence Rec'd		NSC PENSION	
Correspondence Written		21-527EZ	
Info/Referral/Inquiries		21-8416	
VCAA Notice		WIDOWS PENSION	
State Benefits		21-534EZ	
Income Verifications		21-8416	
NEW CLAIMS INITIATED		DIC	
21-22 CVA		21-5234EZ	
21-22 others			
SC ENTITLEMENT		WAIVERS/COMPROMISE	
21-526EZ		21-5655	
21-0966 Informal		APPEALS	
21-4138		21-0985 NOD	
21-526EZ Reinstate		VA Form 9	
21-526EZ IU		VA HOME LOAN	
21-8940 IU		26-1800	26-1880
			CERTIFICATE OF ELIGIBILITY

Certification by County Veterans Service Officer

I hereby certify, the above captioned monthly report is true and accurate. I have been paid the following amount(s) for the month of AUG., 2019 from SAN MIGUEL county.

Salary	\$ <u>925.00</u>
Expenses	\$ _____
Office Space	\$ _____
Telephone	\$ _____
Office Supplies	\$ _____
Travel	\$ _____
Training Conference	\$ _____
Other	\$ _____
 TOTAL	 \$ <u>925.00</u>

Jim Botenhausen
Signature of County Veterans Service Officer

SEPT. 1, 2019
Date

Certification by County Commissioner or Designee

In accordance with CRS 28-5-707, I hereby certify the accuracy of the Report CVA-26 revised 2-15-2019:

Kris Helstrom County Commissioner or Designee of
SAN MIGUEL County
9/4/2019 Date

This certification, submitted monthly, properly signed and executed is considered as application for the monetary benefits to the County General Fund in accordance with 28-5-804 (2002) Colorado Revised State Statute.

Submit this form no later than the 15th day the following month.

Mail to:
Colorado Division of Veterans Affairs
Attention: Director
1355 South Colorado Blvd.
Building C, Suite 113
Denver, Colorado 80222

Telephone - T, Email - E	Month of <u>AUG 2019</u>
Contact	Services Provided
T AUG 6, '19 ADVISOR	Assistance with filling out forms and paperwork VA FORM 26-1880
	Benefits Representation - Filing VA Claims and appeals, Pension and Aid
	Burial Benefits, funeral benefits, Headstones and Markers
	Colorado State and Veterans Nursing Homes/Nursing home care
	Community Outreach and Advocacy Type: _____
	Medals Request, Replacement of - military records, medals, awards
	Disability Compensation
	Education and Training
	Employment Assistance, Vocational rehabilitation
T E AUG 5, '19 ADVISOR	Home Loans - CERTIFICATE OF ELIGIBILITY
	Incarcerated Veterans and Homeless Veterans Initiatives
	Life Insurance
	Memorial benefits
	Operation Recognition
	Survivor benefits
	Other: _____

Signature of County Veterans Service Officer Arbuthnott

Sept. 1, 2019
DATE

E.R = EMAILS RECEIVED
E.S = EMAILS SENT

VETERANS SERVICE OFFICE E-MAILS AUG. 2019

E.R AUG 1 HEATHER WIDLUND - WEB MAPPING APP. DOWN
E.R AUG 1 KRISTI HOWARD - RE-CCOERA MTG.
E.R AUG 1 KRISTI HOWARD - CCOERA MTGS. WITH MATT B.
E.R AUG 1 KRISTI HOWARD - FW: CCOERA ONE ON ONE
E.R AUG 1 HEATHER WIDLUND - WEB MAPPING APP. DOWN
E.R AUG 2 CARMEN WARFIELD - NOTES FROM HSING MTG.
E.R AUG 2 GREG GOETTSCH - VETS AND FAMILY UPDATE
E.R AUG 2 ~~XXXXXXXXXX~~ - HOME LOAN FOR HER FATHER
E.R AUG 5 IGLESIAS, JO - AUG. 2019 NEWLETTER
E.R AUG 6 BAILEY HART - SAN MIGUEL RESOURCES
E.R AUG 7 CARMEN WARFIELD - HELP DID YOU PICK THIS UP?
E.R AUG 7 CARMEN WARFIELD - IT'S BEEN FOUND.
E.R AUG 7 IGLESIAS, JOANNE - VA EAST. COLO HCS VETS
E.R AUG 7 CAROL WRIGHT - HELPFUL FIN. ASSIST. RESOURCE ^{LINK} WEBSITE
E.R AUG 8 CARMEN WARFIELD - ACTION ITEMS 8/7
E.R AUG 8 JOHN GANNON - SERVER MAINT.
E.R AUG 8 JOHN GANNON - TELL. PHONE ISSUES
E.R AUG 9 JOHN GANNON - SERVER MAINT. THIS PM
E.R AUG 10 IGLESIAS, JOANNE - VET. CUSTOMER SERVICE EXPERIENCE SURVEY
E.S AUG 10 ~~XXXXXXXXXX~~ - CUST SERVICE FORM
E.R AUG 10 CAROL WRIGHT - HELPFUL FIN. ASSIST. RESOURCE
E.R AUG 10 IGLESIAS, JOANNE - INTRO AND CONTACT INFO FOR NEW CRAIG OFFICE
E.R AUG 10 SHANNON BRODERICK - TELL PHONE SYSTEM SERVICES
E.R AUG 12 KIM LEWIS - ROCKY MT. HEALTH FDN.
E.R AUG 12 KIM LEWIS - JOIN US MONDAY

E.R AUG. 14 IGLESIAS, JOANNE - CUSTOMER FEEDBACK SURVEY
 E.R AUG. 14 JIM BOTENHAGEN - to JOANNE IGLESIAS re SURVEY
 E.R AUG. 15 VICKI GALLOP - MONTHLY FINANCE REPORT
 E.R AUG. 15 CARMEN WARFIELD - MEET & GREET NEW CTY. MANAGER
 E.R AUG. 16 BAILEY HART - SAN MIGUEL RESOURCES
 E.R AUG. 16 JIM BOTENHAGEN - To BAILEY HART - MESOTHELIOMA
 E.R AUG. 16 DIANA DEBOR - CUSTOMER SERVICE SURVEY FORM
 E.R AUG. 16 IGLESIAS, JOANNE - LEGAL CLINIC REMINDER
 E.R AUG. 16 DIANA, JOANNE - CONF. HANDOUTS
 E.R AUG. 16 CARMEN WARFIELD - BOCC AGENDA + PALMET MATERIALS
 E.R AUG. 16 DIANA, JOANNE - CONF. HANDOUTS
 E.R AUG. 19 JOANNE, CAROLYN - VETRASPEC REJECTION LETTER?
 E.R AUG. 19 HEATHER WIDLUND - NEW WEB MAPPING APPS
 E.R AUG. 19 SHANNON BRODERICK - DRAFTING CHAIR AVAILABLE
 E.R AUG. 19 DIANA, JOANNE - VET. CUSTOMER SERVICE SURVEY
 E.R AUG. 19 DIANA, JOANNE - CUSD CONF. SCHEDULE
 E.R AUG. 20 IGLESIAS, JOANNE - FWD: SALUTING BRANCHES
 E.R AUG. 20 IGLESIAS, JOANNE - 5 SEPT. RESOURCE TOUR
 E.R AUG. 20 IGLESIAS, JOANNE - TOUR UPDATE
 E.R AUG. 20 DIANA, JOANNE - CONF HANDOUTS
 E.R AUG. 21 IGLESIAS, JOANNE - WOMENS WEST. SLOPE AMERICAN LEGION #1882
 E.R AUG. 21 DIANA DEBOR - FWD: INTENTS TO FILE
 E.R AUG. 21 DIANA DEBOR - FW: VETRASPEC COMMENTS CONFIDENTIAL
 E.R AUG. 21 DIANA DEBOR - FW: PLEASE SHARE w/YOUR WEST. SLOPE VETS
 E.R AUG. 22 SHANNON BRODERICK - FWD: NEW JAIL/DISPATCH EMPLOYEES
 E.R AUG. 22 CARMEN WARFIELD - COUNTY MAN. CONTACT INFO

E.R AUG 23 CARMEN WARFIELD - BOCC ACTION ITEMS WED
E.R AUG 28 CARMEN WARFIELD - RENTAL HOUSE NORWOOD
E.R AUG 26 SAN MIGUEL CTY - PUNCHBOWL SAVE DATE
E.R AUG 27 KRISTI HOWARD - RE: SMC INTERNAL POSTINGS
E.R AUG 29 IGLESIAS, CDHS, FWD: DIRECTOR OF VA WEST HEALTH → DENVER
E.R AUG 30 CARMEN WARFIELD - BOCC AGENDA & BD PACKET MATERIALS

54 E-MAILS RECEIVED

3 E-MAILS SENT



AGENDA ITEM - 4.f.

TITLE:

Ratification of Chair's signature on a Letter of Inquiry, Tier II Implementation Grant, the Renewable and Clean Energy Challenge.

Presented by:

Time needed:

PREPARED BY:

Kris Holstrom

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Letter of Inquiry Renewable and Clean Energy Challenge

Upload Date

9/9/2019

September 3, 2019

Patrick Rondinelli
Regional Manager - Southwest Region
Division of Local Government
Department of Local Affairs
Fort Lewis College
1000 Rim Drive, Durango, CO 81301
Via email: patrick.rondinelli@state.co.us

RE: Letter of Inquiry, Tier II Implementation Grant, Renewable and Clean Energy Challenge

Dear Patrick and Responsible Officials,

San Miguel County is pleased to provide this Letter of Inquiry (LOI) to be considered by Colorado Department of Local Affairs (DOLA) for a Tier II Implementation Grant as part of the Renewable and Clean Energy Challenge.

I. Summary Statement

The proposed San Miguel County Clean Renewable Energy Implementation and Resiliency Project (*Project*) will directly advance Governor Polis' goal for Colorado to achieve 100% renewable energy by 2040. It supports the goals in HB 19-1261 to reduce greenhouse gas emissions by at least 26% by 2025 and by at least 50% by 2030. The Project's proposed Distributed Energy System will demonstrate how rural communities can successfully implement clean energy projects. The Project will increase electrical reliability and resilience at mission critical facilities.

The proposed Project will directly advance the San Miguel County Board of County Commissioners (BOCC's) own Goal to Make San Miguel County A Carbon Neutral Organization. It is part of a prioritized and phased approach to achieving this goal and resiliency.

The San Miguel County Renewable Energy Implementation Project will install and maximize a solar PV and Battery Storage system at three energy intensive county facilities to immediately convert over 51% of the county's total annual electricity load (2017) to electricity generated by on-site solar PV by the end of 2020. The Project will provide over 58% of the existing annual electricity load at the existing County Courthouse, existing County Sheriff's Office/Jail, and existing Glickson Administrative Building through electricity generated by on-site solar PV systems and 51% of the total current county electricity load at all existing facilities. However, if weatherization or energy efficiency opportunities are identified, the benefit would increase. San Miguel County's baseline for electricity energy load using 2017 as a baseline is 609,082 kWh which cost the \$86,623 in electricity bills.¹

Based on a preliminary project analysis which looked at existing electricity loads and solar opportunities on existing building roofs and land, this Project would provide the following minimum benefits:

¹ 2018 was a non-typical year for San Miguel County due to extreme winter drought which caused warmer temperatures. The full 2018 was not available when the County began its solar opportunity screening with NREL. Three years of electricity and energy data is being examined and analyzed by Siemens, Inc. to inform this Project.

PRELIMINARY CLEAN ENERGY & RESILIENCY PROJECT BENEFIT ESTIMATE:					
FACILITY	COUNTY COURTHOUSE (305 W. COLORADO AVE., TELLURIDE)	SHERIFF'S OFFICE/JAIL (684 COUNTY ROAD 63L, TELLURIDE/ILIU M)	GLOCKSON ADMINISTRATIVE BLDG. (1120 SUMMIT ST., NORWOOD)	NEW 2020 SHERIFF'S ANNEX/EOC/CNL (TBD 1100* SUMMIT ST., NORWOOD)	Sum of Row
PV MOUNT	ROOF	ROOF	GROUND	GROUND	
PV SIZE (kW)	26	71	28	72	
PV SYSTEM ANNUAL ELECTRICITY ENERGY PRODUCTION YEAR 1 (kWh)	39,686	110,184	44,878	115,399	310,147 kWh
2017 ANNUAL ELECTRICITY ENERGY LOAD kWh	85,440	203,491	44,982	TBD (Bldg is LEED w/ a Carrier Neutral Location [CNL] and Emergency Operations Center [EOC])	
PERCENT FACILITY ELECTRICITY LOAD MET BY PV SYSTEM YEAR 1 (%)	46%	54%	100%	TBD (Bldg is LEED w/ a Carrier Neutral Location [CNL] and Emergency Operations Center [EOC]); GOAL = 100%	
PERCENT TOTAL 2017 COUNTY ELECTRICITY LOAD MET BY PV SYSTEM YEAR 1 (%)	7%	18%	7%	19%	51%
ON DEMAND RATE? (Y/N)	Y	Y	N	N/A (GOAL = NO)	
APPROX SQ. FT	10,912	10,487	3,745	EST: 4,500 + BSMT = +/- 8,000	
BATTERIES? (Y/N)	Y	Y	Y	Y	
GENERATOR? (Y/N)	Y	Y	Y	Y	
ZEV CHARGING FOR STAFF OR COUNTY FLEET ZEV? (Y/N)	MAYBE - NEED TO EXAMINE SPACE AVAILABLE	N (PRIORITIZE OFF-SETTING EXISTING LOAD; MAYBE IN FUTURE)	Y	(Y, AT ADMIN BLDG NEXT DOOR)	

Table 1. Showing proposed Project benefits and summarizing attributes.

FACILITY	COUNTY COURTHOUSE (305 W. COLORADO AVE., TELLURIDE)	SHERIFF'S OFFICE/JAIL (684 COUNTY ROAD 63L, TELLURIDE/ILIMUM)	GLOCKSON ADMINISTRATIVE BLDG. (1120 SUMMIT ST., NORWOOD)	NEW 2020 SHERIFF'S ANNEX/EOC/CNL (TBD 1100* SUMMIT ST., NORWOOD)
CHALLENGE NOTES:	PROJECT WILL DEMONSTRATE PUTTING PV COMPATIBLE WITH HISTORIC BLDG.; BATTERIES WILL ALLOW FOR RETAINING PARKING SPACE. WILL LOOK FOR WEATHERIZATION OR ENERGY EFFICIENCIES TOO TO REDUCE OVERALL ANNUAL ELECTRICITY LOAD. PROJECT WILL USE BATTERIES AND AN INVERTER TO SUPPLEMENT PEAK LOADS FOR DEMAND SHAVING AND REDUCING COST OF GRID ELECTRICITY BY 50%.	PROJECT WILL DEMONSTRATE PV CAN BE STILL BE USED IN SUB-OPTIMAL TOPOGRAPHY. WILL LOOK FOR WEATHERIZATION OR ENERGY EFFICIENCIES TOO TO REDUCE OVERALL ANNUAL ELECTRICITY LOAD. PROJECT WILL USE BATTERIES AND AN INVERTER TO SUPPLEMENT PEAK LOADS FOR DEMAND SHAVING AND REDUCING COST OF GRID ELECTRICITY BY 50%.	PROJECT WILL DEMONSTRATE COST-EFFECTIVENESS OF GROUND ARRAY AND COMMUNITY PARTNERSHIPS. ARRAY WILL BE SHARED BETWEEN EXISTING ADMIN BUILDING AND NEW BUILDING. WILL LOOK FOR WEATHERIZATION OR ENERGY EFFICIENCIES IN EXISTING BLDG TO REDUCE OVERALL ANNUAL ELECTRICITY LOAD. PROJECT WILL INCORPORATE A ZEV CHARGING STATION TO ENCOURAGE FUTURE ZEVs IN COUNTY FLEET AND STAFF ZEVs. ZEV CHARGING WILL BE SHARED WITH NEW SHERIFF'S BLDG NEXT DOOR. IT WILL INCREASE ELECTRICITY RELIABILITY AND RESILIENCE.	PROJECT WILL DEMONSTRATE POWERING AN EMERGENCY OPERATION CENTER (EOC) AND COMMUNITY BROADBAND BECAUSE OF THE CO-LOCATION OF A CNL IN THIS NEW BLDG. THE CNL WILL BRING BROADBAND TO NORWOOD. IT WILL DEMONSTRATE THE COST-EFFECTIVENESS OF A GROUND ARRAY AND COMMUNITY PARTNERSHIPS. ARRAY WILL BE SHARED BETWEEN EXISTING ADMIN BUILDING AND NEW BUILDING. THE NEW BUILDING IS DESIGNED FOR LEED CERT. IT WILL INCREASE ELECTRICITY RELIABILITY AND RESILIENCE.

The project accomplishes this in a manner that does not violate the Tri-State 5% cap on renewable energy generated by our electric cooperative San Miguel Power Association. A pre-project energy efficiency and weatherization assessment is being conducted by Siemens, Inc. If energy efficiency and weatherization measures are identified and incorporated at the three existing buildings, the amount of carbon-based electricity used by the county will be reduced even more. A new large electrical demand that is coming online with the construction of a of a new Sheriff's Annex, a new broadband Carrier Neutral Location (CNL) for Norwood and areas west, and a new Emergency Operations Center (EOC) will be powered by solar PV from this project.

The three existing county facilities that will be the targets of this project together comprise 55% of the total kW of electricity used by San Miguel County at its facilities. The project will also provide clean solar PV electricity to fully power an upcoming high-electrical-demand county facility complex consisting of a new Sheriff's Annex, a new broadband Carrier Neutral Location (CNL) for Norwood and areas west, and a new Emergency Operations Center (EOC). It is intended that the CNL and EOC will be fully solar powered, but the project will incorporate battery storage and a high efficiency generator to ensure there will never be a power disruption. The project will incorporate battery storage to augment electricity during high load periods by executing Demand Side Management strategies including peak load shedding to mitigate high demand spikes which doubles the cost of

electricity. The project will incorporate ZEV charging station(s) for future county fleet ZEVs. We plan to work with our partners to evaluate the possibility of including a micro-grid component in this Project. This would add a micro-grid controller to allow for instantaneous switching between drawing electricity from the grid and the solar PV system. It also makes sure there is no interruption to critical county and community facilities.

- **Amount Requested:** The project has a preliminary cost estimate of \$1.5 million, which is expected to go down as our project design and engineering are accomplished between September 3 and November 30, 2019. The county will Cash Match of 50% of the project cost. If the project actually costs \$1.5 million, the county's request would be \$750,000 of funds from DOLA.
- **Timeline:**
 - **Pre-project: Feasibility Analysis and Scoping. December – September 2019 (completed).** National Renewable Energy Laboratory (NREL) conducted an initial screening for solar photovoltaics (PV) opportunities and an evaluation of the techno-economic viability of of-site PV under different financing alternatives.
 - **Pre-project: Project definition, energy baseline and additional site-specific energy efficiency assessments: September 2019 (in-progress).** Siemens, Inc. is providing these services to inform final project design and engineering. Site visits are scheduled for September 10, 2019.
 - **Pre-project: Project financing alternative selection: September 2019 (in-progress).** Alternatives being examined and analyzed to fund County cash match include Power Purchase Agreement (PPA), direct purchase, and hybrid. **The financing alternative selected will inform the December 1, 2019 DOLA Implementation Project application.**
 - **Pre-project preliminary design and engineering to inform December 1, 2019 DOLA Implementation Project application: September 2019-November 2019.**
 - **April 1, 2020: DOLA announces award decisions.**
 - **Implementation Project Construction and Completion: Spring 2020 to December 2020.** Construction will commence ASAP upon the receipt of an executed DOLA contract, anticipated in mid-spring of 2020. Project will be completed and producing power by December 31, 2020.

Not only does the proposed project directly help Colorado achieve its goals for 100% renewable energy by 2040 and interim milestones, the project is part of San Miguel County's own strategy to achieve our goal to **Make San Miguel County A Carbon Neutral Organization as soon as practicable, no later than 2040**. In 2017 and 2018 the Board of County Commissioners' (BOCC) announced that one of its goals for the county organization is to "Work Toward Becoming Carbon Neutral". In harmony with that goal, San Miguel County applied to become a recognized SolSmart local government and was awarded a Bronze designation by SolSmart in 2018. San Miguel County is currently working on qualifying for a Gold SolSmart designation. San Miguel County also received a technical assistance award from the National Renewable Energy Laboratory (NREL) to receive a screening for solar photovoltaics (PV) opportunities and an evaluation of the techno-economic viability of of-site PV under different financing alternatives. The NREL screening has led to the development of our proposed implementation project.

II. Statement of Need

San Miguel County has a goal of becoming a Carbon Neutral Organization with net zero emissions as soon as practicable. The BOCC has articulated a desire to utilize 100% locally generated clean electricity from renewable energy as soon as possible. Powering an electrical load from electricity generated on-site is more efficient than powering a load with grid distributed electricity. The Project would design and deploy three solar PV systems with batteries and inverters to rapidly supply 51% of San Miguel County government's current annual electricity load at four mission critical facilities by the end of 2020. This Project is essential for San Miguel County because our citizens and county demand the greatest environmental quality and air quality possible. Our economic engines depend on winter precipitation falling as snow for recreation, agriculture, and ecosystem services provided by healthy watersheds, forests, and soils. Our citizens and visitors will benefit from the Project.

This project will demonstrate and become a scalable model for local governments that wish to:

- Reduce overhead energy costs through efficiency and weatherization;
- Efficiently and cost-effectively power loads with efficient clean, renewable solar PV electricity by generating an annual electricity production of approximately 310,000 kWh which will provide 51% of the county's current electricity load by solar PV;
- Prevent demand rate charges by augmenting peak loads with electricity stored in batteries;
- Increase electricity reliability and resilience by using on-site solar PV and battery storage to
 - Prevent electrical power disruption to mission critical government and community facilities;
 - Protect life and property dependent on electricity service;
 - Provide mitigation to limit the consequences of a power disruption;
- Help Colorado meet its goals outlined in HB 19-1261;
- Reduce greenhouse gas emissions;
- Showcase creative financing options and public-private partnerships that are beneficial to small or rural local governments;
- Install ZEV charging stations for fleet and/or employee use.

This approach of co-locating solar PV with batteries and inverters at demand facilities is based on several policy barriers that prevent us from using two other county facilities to generate all of the county's electricity load where solar PV opportunity exists but site demands do not.

Ideally, in the future, San Miguel County will utilize approximately 1.3 acres of land at its Norwood Road and Bridge facility, to have a 0.2 mW (200 kW) solar garden that would attach to existing and capable three-phase power lines by Colorado Highway 62. This arrangement would provide an economical way to generate electricity that San Miguel County and/or partners could use through a purchase of power agreement. The Norwood Road and Bridge facility does not use high electrical loads on-site. Similarly, San Miguel County has identified the potential of the County Fairgrounds to generate approximately 484 kW of electricity through roof-mounted solar arrays, which would greatly over-produce power at the Fairgrounds. Currently, only 25kW can be put into the grid through net-metering. If policy barriers are changed so that a local government can generate electricity through renewable energy systems at one site to offset electricity use at another site owned/operated by the same local government in the same utility territory, then San Miguel County would be able to generate its full electricity load from two solar PV gardens.

San Miguel County purchases power from San Miguel Power Association (SMPA) which is a member cooperative of Tri-State Generation. Tri-State Generation has placed a cap on its members so that they can not generate more than 5% of their electricity from renewable energy systems that are not owned by Tri-State. It is our understanding that with the 2018 completion of an income qualified solar garden, SMPA is now at the Tri-State 5% cap. These two solar gardens are prioritized as Phase 2 of our project, until policy barriers are lifted or solutions are found. Many local governments are challenged by having electrical loads near higher density population centers where there is not available land or solar potential to generate electricity loads on-site.

III. Project Outcomes

The Project will be evaluated by comparing the post-project electricity load to the pre-project electricity loads and energy loads. To gage performance and outcomes we will measure:

- How much electricity and other energy (gas) is reduced by any efficiency or weatherization activities that are performed.
- How many kWh of electricity is produced by the solar PV arrays;
- Amount of annual electricity load in kWh consumed at each of the four target facilities;
- Calculate cost per kWh of electricity produced and consumed and if the Project indeed halts demand rate pricing at the County Courthouse and Sheriff's Office/Jail;
- Calculate the percentage of total 2017 County electricity load met by the Project's PV systems;
- Report on electricity reliability and resilience by tracking how the Project's combination of PV arrays, battery storage, and inverters performed during grid power disruptions over the same measurement period.

The specific outcomes for this Project are to quickly reduce our greenhouse gas emissions by using electricity generated by solar PV; and reducing our overall use of energy generated by carbon-based fuels so that we achieve our goal of becoming a Carbon Neutral Organization well before 2040.

IV. Project Activity

San Miguel County has been conducting a solar PV opportunity screening with NREL technical assistance during 2019 which led to prioritization of the solar PV, battery, and inverter systems described above at four county facilities. We are now getting a technical review and feasibility analysis, including energy efficiency and weatherization analysis, and financing options, with Siemens, Inc. during September 2019.

During the early fall of 2019, prior to submission of our final application, we will complete the scoping of energy reduction opportunities at the four target facilities, complete preliminary system designs and engineering, choose financing options. Upon notification of a DOLA Challenge grant award in April 2020, we will be ready to being constructing or implementing any efficiency or weatherization measures and begin constructing the electricity systems so that they are in operation prior to the end of 2020.

San Miguel County's Project is innovative in several ways. We have identified the opportunity for solar PV to be roof-mounted at our historic County Courthouse, in a way where the maximum solar potential will be captured, yet the panels will be placed on the non-historic north annex of the Courthouse. We are examining a way to configure the storage area for batteries and/or inverters so that parking is not affected. The Courthouse is

located in downtown Telluride where the County cannot afford to lose a parking space and where there is no available land around the building. Any grid-tie and net-metering is going to be designed so that it meets SMPA's requirements and does not conflict with the existing Tri-State Power and Generation cap on non-Tri-State renewable energy.

The roof-mounted solar PV system, batteries and inverters being designed for the Courthouse and Sheriff's Office/Jail will be innovative to allow these facilities to anticipate high demand periods and augment electrical loads with electricity from the on-site batteries. This will prevent expensive demand rate pricing.

The project is innovative in creating the opportunity to provide solar electricity to power multiple county facilities on the Glocks Block, which include the current Glocks administration building and the upcoming Sheriff's Annex which will incorporate LEED energy efficiency, an EOC, and a CNL providing broadband to the Norwood area. The project is being designed to provide electricity reliability and resilience to prevent power disruption at this complex, which will be important during an emergency. The Project will incorporate feasible best management practices and will help incentivize utilizing ZEVs for county administrative use and to allow employees access to a charging station while they work.

V. Budget

San Miguel County has draft preliminary SAM analysis costs estimated for a purchase of power agreement (PPA) scenario and a direct purchase scenario at seven county sites. This draft analysis found that the county would over-produce power and that because of the policy barriers described above, we prioritized four facilities where we would not over-produce power and could get immediate benefits from this Project. On September 10, the BOCC will be meeting with representatives from Siemens, Inc. to discuss opportunities, budget, and financing specific to the Project and these four facilities. We are happy to share the developments of our process with pre-application review team as they become known early this fall. Our draft estimate of \$1.5 million cost, with a county contribution of 50% cash match is based on our draft opportunity analysis which did not incorporate batteries or inverters. The Project could cost less than \$1.5 million, which will be known when the Project applications are due this winter.

The Board of County of County Commissioners appreciates the opportunity to submit this Letter of Inquiry. Thank you for your leadership and dedication to reducing Colorado's greenhouse gas emissions.

Sincerely,
SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS


Kris Holstrom, Chair



AGENDA ITEM - 4.g.

TITLE:

Ratification of County Membership in the County Climate Coalition, Affiliated with the Climate Reality Project

Presented by:

Time needed:

PREPARED BY:

Lynn Padgett

RECOMMENDED ACTION/MOTION:

Ratify San Miguel County's membership in the County Climate Coalition, which is affiliated with The Climate Reality Project.

INTRODUCTION/BACKGROUND:

Commissioners Cooper and Holstrom joined the County Climate Coalition, which is affiliated with the Climate Reality Project in June, 2019. This action was interpreted as San Miguel County becoming a member of the Coalition. Since June, 2019, San Miguel County is listed as a member of the Climate Reality Project on the Climate Coalition web page (<https://www.sccgov.org/sites/climatecoalition/Pages/climate-coalition.aspx>). A ratification of the membership is recommended.

The Coalition includes counties that are leading by example and demonstrating to the federal government that we can meet the goals of the Paris Accord. San Miguel County passed Resolution 2017-029 in June, 2017 which is substantially similar to a model Resolution provided by Santa Clara County on the County Climate Coalition web page for declaring their commitment to the United Nations Paris Climate Agreement.

During the September 4, 2019 Regular Meeting of the Board of County Commissioners, GANR staff was directed to indicate to the Climate Reality Project and County of Santa Clara's Office of Sustainability that Lynn Padgett, Director of Government Affairs & Natural Resources will become the administrative county employee contact, for the purpose of receiving related communications, including Coalition updates, newsletters, resources, and event opportunities. This task was completed on 9/4/2019.

FISCAL IMPACT:

None anticipated. There are no membership dues and from the Welcome Packet and web content it does not appear that there is any particular time commitment for staff for any specific Coalition actions. We will receive periodic communications and updates via email.

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			

ATTACHMENTS:

Description	Upload Date
County Climate Coalition Background	9/5/2019
County Climate Coalition Welcome Packet	9/5/2019



County of Santa Clara

County Climate Coalition



[Join the Coalition](#)

[Voice your Support](#)



The County Climate Coalition is an effort lead by the County of Santa Clara that calls upon all counties in the U.S. to rally around combatting climate change.

History

In June 2017, acting on a request by then Board President Dave Cortese, the Santa Clara County Board of Supervisors unanimously passed a resolution affirming the County's commitment to the United Nations Paris Climate Agreement and establishing what has become the County Climate Coalition. This Coalition calls on all counties in the U.S. to rally around combatting climate change.

To move this vision forward, the County joined forces with Al Gore's *The Climate Reality Project* to engage and encourage county governments across the United

Quick Links

[Office of Sustainability](#)

[The Climate Reality Project](#)

[County Climate Coalition Resolution Template](#)

States to implement proactive strategies that reduce greenhouse gas and defend against climate change.

The Climate Reality Project works in conjunction with the County of Santa Clara to add members and supporters to the County Climate Coalition.

How to get involved:

SIGN UP AS A MEMBER

SIGN UP AS A SUPPORTER



**The Climate
Reality Project®**

Members

Santa Clara County, California

Alameda County, California

Albany County, New York

Boulder County, Colorado

Charles County, Maryland

Contra Costa County, California

Denver County, Colorado

Eagle County, Colorado

Essex County, New Jersey

Gilpin County, Colorado

Humboldt County, California

Johnson County, Iowa
Lake County, Illinois
Los Angeles County, California
Marin County, California
Maui County, Hawaii
Pima County, Arizona
San Mateo County, California
San Miguel County, Colorado
Santa Barbara County, California
Summit County, Utah
Taos County, New Mexico
Ulster County, New York
Union County, New Jersey
Washtenaw County, Michigan

Supporters

The Climate Reality Project
Sierra Club Loma Prieta Chapter
350 Silicon Valley
Joan Hartmann, Board of Supervisors Chair, Santa
Barbara County, CA
Evelyn Gill, TN Commissioner, Knox County, TN
Judy Arnold, Board of Supervisors President, Marin
County, CA
William Reinhardt, Legislator, Albany County, NY
Pete Sorenson, Commissioner, Lane County, OR
Eva Henry, Board of Commissioners Chair, Adams
County, CO
Victoria A. Reinhardt, MN Commissioner, Ramsey
County
Heidi Hall, Supervisor, Nevada County, CA
Aaron Brockett, Councilor, City of Boulder, CO

Eric Mar, Assistant Professor, San Francisco State
University

Paul Fenn, President, Local Power Inc.

Philip Kingston, Council Member, City of Dallas, TX

Carolyn Glanton, Coordinator, Regional Climate
Protection Authority

Carbon Free Silicon Valley

Carbon Free Mountain View

John Eisenfeld, Fair Shake Environmental Legal
Services

Whitney Hope, Stay Work Media

Sarah Morse, Isothermal Community College

Dorothy Wong, Councilmember, Altadena, CA,

Carrie Radloff, Chair, Northwest Iowa Group of Sierra
Club

City of San Louis Obispo, CA

Susan Keber, Trustee, East Hampton Town Trust

Felipe Martinez, Bentwood Wedding Venue,

Willioamson County, TX

Caroll Marston, Engineering Consultant, Marston and
Associates, Brunswick County, NC

Hayley Edmonston, Climate Resiliency Fellow,

Midpeninsula Regional Open Space District, CA

**TEMPLATE RESOLUTION OF THE BOARD OF
SUPERVISORS OF THE COUNTY OF SANTA CLARA
AFFIRMING ITS COMMITMENT TO THE PARIS
CLIMATE ACCORD, ENVIRONMENTAL
SUSTAINABILITY AND COMBATING CLIMATE
CHANGE**

Consensus exists among the world's leading climate
scientists that we face a major global climate crisis
caused by greenhouse gas emissions, with rising sea

levels and melting ice sheets creating increasingly unpredictable and unhealthy living environments as we approach a dangerous threshold of global warming. Documented impacts of global warming include but are not limited to increased occurrences of extreme weather events, significant impacts to human health and safety, destruction of ecosystems, and reduced economic productivity.

The United Nations Paris Climate Agreement ("Paris Agreement") is a historic international agreement reached in 2015 aimed at reducing carbon emissions, slowing rising global temperatures, and helping countries deal with the effects of climate change. All but two countries in the world have signed the Paris Agreement, committing to enact programs to limit global temperature increase to less than two degrees Celsius above pre-industrial levels, with an expectation that this goal would be reduced to one and a half degrees in the future.

The United States ratified the Paris Agreement on September 3, 2016 and committed to its own target of reducing carbon emissions by 26 to 28 percent by 2025. On June 1, 2017, President Trump announced his intention to withdraw the United States from the Paris Agreement. The United States' withdrawal could result in an additional three billion tons of carbon dioxide being released into the atmosphere each year, and an additional increase of as much as 0.3 degrees Celsius in global temperatures by end of the century.

States and local governments are leading the effort to combat climate change by reducing greenhouse

gas emissions; reducing petroleum use in cars and trucks; increasing electricity derived from renewable sources; increasing the energy efficiency savings achieved at existing buildings and making heating fuels cleaner; reducing the release of methane, black carbon, and other short-lived climate pollutants; managing farm and rangelands, forests, and wetlands so they can store carbon; and periodically updating the state's climate adaptation strategy.

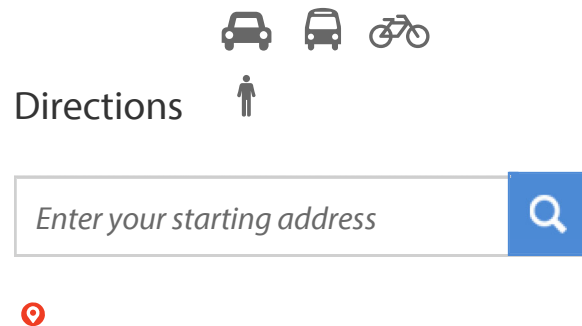
[JURISDICTION]'s geographic location makes it particularly vulnerable to the devastating impacts of climate change, including rising sea levels, drought, flooding, and the concomitant adverse impacts on human health and the environment.

Local jurisdictions, led by the County of Santa Clara, have resolved to take sharp exception to President Trump's unilateral intention to withdraw from the Paris Agreement despite the dire consequences of the planet's rising temperatures and opposition from communities across the country and world.

Proactively responding to climate change provides opportunities to be at the forefront of innovation with respect to a broad range of technology, products, services, and know-how that transitioning to a climate-compatible future brings.

[Download the County of Santa Clara Resolution BOS-2017-85 adopted June 20, 2017](#)

Contact Us



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The Climate Reality Project®



June 14, 2019

333 W Colorado Avenue
Telluride, CO 81435

Dear Commissioners Cooper and Holstrom,

Welcome to the County Climate Coalition. Thank you for joining the coalition and committing to reduce greenhouse gas emissions in your community.

We look forward to working with you to reaffirm America's commitment to the Paris Agreement and ambitious action to address climate change.

As a member of the County Climate Coalition, you're part of a growing movement of counties working to solve the climate crisis. Counties like yours are already taking proven, practical steps to shrink emissions and increase sustainability, including:

- Developing renewable energy
- Supporting alternative community energy providers
- Enhancing waste diversion
- Choosing environmentally friendly vehicles
- Reducing water use

...and so much more.

Through these efforts, coalition counties aren't just reducing pollution, they're also protecting public health, fostering innovation, and creating healthier and more just communities for residents.

The result is a coalition of counties leading by example and showing the federal government that we can meet our Paris Agreement goals while building strong economies and thriving communities.

We're excited to have you as a part of this growing movement. In this welcome packet, you'll find more information on the County Climate Coalition, including media resources, coalition contacts, and resources on cutting greenhouse gas emissions.

We look forward to working together and building a powerful network of pro-climate counties committed to the Paris process all across the country. Please contact the County Office of Sustainability if you have any questions or suggestions.

County of Santa Clara Office of Sustainability
(408) 993-4760

Sustainability@ceo.sccgov.org

www.sccgov.org/sustainability

Thank you again!



Supervisor Dave Cortese
Santa Clara County



Ken Berlin
President and CEO
The Climate Reality Project

About the Climate Reality Project

Founded by Nobel Laureate and former US Vice President Al Gore, The Climate Reality Project is working to catalyze a global solution to the climate crisis by making urgent action a necessity across every level of society. With a global movement more than five million strong and a grassroots network of trained Climate Reality Leader activists, we are spreading the truth about the climate crisis and building popular support for clean energy solutions.

For more information, visit www.climateRealityproject.org or follow us on Twitter at @ClimateReality.



**The Climate
Reality Project®**



We ask that you please provide the contact information for an ***administrative county employee below***. This contact will receive communication from The Climate Reality Project and County of Santa Clara's Office of Sustainability regarding the County Climate Coalition, including Coalition updates, newsletters, resources, and event opportunities. Completed forms can be sent to kathleen.collins@climatereality.com or natalie.deleon@ceo.sccgov.org. Thank you!

Name: _____

Title: _____

Email: _____

Phone: _____



**The Climate
Reality Project®**



THE COUNTY CLIMATE COALITION MEDIA KIT

This media kit is designed as a resource for member counties of the County Climate Coalition to share the news of their membership and rally support around the Coalition. Included in this resource are biographies of the key players in the County Climate Coalition, contact information for staff, and examples of press and social media announcements.

COUNTY CLIMATE COALITION STAFF

Santa Clara County

Susan Gilbert-Miller, *Director of Sustainability* – susan.gilbert-miller@ceo.sccgov.org

Natalie de Leon, *Sustainability and Energy Specialist*

Zoe Elizabeth, *Sustainability Manager*

The Climate Reality Project

Kathleen Collins, *Campaign Strategist* – kathleen.collins@climatereality.com

Natalie Negrelli, *Campaign Organizer*

Joanclair Richter, *Campaign Organizer*

COUNTY CLIMATE COALITION PRESS RELEASE TEMPLATE

[COUNTY] PRESS RELEASE

[City, State]: Today, [COUNTY BOARD] has voted to join the County Climate Coalition, pledging to reduce their greenhouse gas emissions and take action to address climate change in the county.

The resolution, (which passed unanimously), asserts [COUNTY]'s commitment to combating climate change. [INSERT SPECIFICS OF COUNTY'S CLIMATE ACTION – QUOTES, SUMMARY OF ACTIONS, INTENTION OF THE BOARD]

[COUNTY] joins a growing coalition of counties nationwide committed to taking climate action and meeting the goals of the Paris Agreement. The County Climate Coalition Declaration reads “Regardless of whether the United States ultimately withdraws from the Paris Agreement, the undersigned local governments intend to continue working toward meeting the United States’ commitment under the Paris Agreement through results-oriented strategies to reduce greenhouse gas emissions.”

ABOUT THE COUNTY CLIMATE COALITION

The County Climate Coalition, spearheaded by Santa Clara County Supervisor Dave Cortese, takes sharp exception to President Trump's unilateral intention to withdraw the United States from the Paris Agreement and urges the federal government to adhere to its emissions reduction commitments under the Paris Agreement. Regardless of whether the United States ultimately withdraws from the Paris Agreement, the undersigned local governments intend to continue working toward meeting the United States' commitment under the Paris Agreement through results-oriented strategies to reduce greenhouse gas emissions. For more information, visit <https://www.sccgov.org/sites/osp/Pages/CCC.aspx>, follow us on Facebook @county.of.santa.clara or Twitter @SCCgov.

ABOUT THE CLIMATE REALITY PROJECT

Founded by Nobel Laureate and former US Vice President Al Gore, The Climate Reality Project is working to catalyze a global solution to the climate crisis by making urgent action a necessity across every level of society. With a global movement more than 5 million strong and a grassroots network of trained Climate Reality Leader activists, we are spreading the truth about the climate crisis and building popular support for clean energy solutions. For more information, visit www.climate realityproject.org or follow us on Twitter at @ClimateReality.

###

SAMPLE SOCIAL MEDIA POSTS

We are excited to announce that [JURISDICTION] has joined the #CountyClimateCoalition and will continue to support the #ParisAgreement and reduce Greenhouse gas emissions. Join us!
www.countyclimatecoalition.org @SCCgov @ClimateReality

Local communities nationwide are taking climate action, with or without the federal government. [JURISDICTION] is proud to join a growing coalition of counties voicing their support of the Paris Agreement and reducing greenhouse gas emissions. #CountyClimateCoalition

Official Websites:

www.climate realityproject.com/climatecoalition
www.countyclimatecoalition.org

Social Media:

Facebook: <https://www.facebook.com/climate realityproject/>
<https://www.facebook.com/county.of.santa.clara/>

Twitter: <https://twitter.com/ClimateReality>
<https://twitter.com/SCCgov>

Instagram: <https://www.instagram.com/climatereality/>

COUNT CLIMATE COALITION IN THE NEWS

- [Think Global, Start Local – Climate Reality Project Blog](#)
- [Partnership Announcement between Santa Clara County and Climate Reality](#)
- [Humboldt County, CA Joins County Climate Coalition](#)
- [Pima County, AZ Joins County Climate Coalition](#)
- [Summit County, UT Joins County Climate Coalition](#)
- [Essex County, NJ Joins County Climate Coalition](#)

ADDITIONAL COUNTY CLIMATE COALITION RESOURCES

Are you ready to make the transition to 100-percent renewable electricity in your county? Transitioning to renewable electricity is a great way to reduce greenhouse gas emissions in your county, in accordance with the County Climate Coalition and the Paris Agreement. Check out [Climate Reality's 100% Committed campaign](#) to learn how you can join other counties, cities, universities, and businesses in transitioning to 100-percent renewable electricity by 2030.

Climate Reality chapters bring together Americans of all backgrounds and walks of life to push for practical clean energy solutions in their communities and fight the fossil fuel agenda on the national stage. [Join your local Climate Reality chapter](#) and join a community of activists ensuring the US continues to move forward at a critical time in the fight for climate solutions

Want to learn more on how you can help solve the climate crisis? Join Climate Reality and former Vice President Al Gore at a [Climate Reality Leadership Corps training](#) and learn how you can lead the global fight for climate solutions.



AGENDA ITEM - 4.h.

TITLE:

Approval of Chair's signature on a Special Events Permit for Telluride Rotary Foundation, on September 23, 2019, September 25, 2019, and September 28, 2019 at 1500 Last Dollar Road, Telluride, CO. based on the County Clerk's Written Findings.

Presented by:

Time needed:

PREPARED BY:

Ericka Just

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached document.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Special Events Permit Telluride Rotary

Upload Date

9/9/2019

WRITTEN FINDINGS

Date: August 15, 2019

To: San Miguel County Board of Commissioners

Re: Special Events Permit for Telluride Rotary Foundation
1500 Last Dollar Rd
Telluride, CO 81435

1. Fees: \$180.00 paid to San Miguel County, to serve Malt, Vinous & Spirituous Liquor September 23, 2019, September 25, 2019 & September 28, 2019.
2. Notice for posting on the proposed site was given to applicant September 06, 2019.

Notice does not need to be published in the Weekly Planet unless petitions of remonstrance's are filed with me.


Meeting to be held at 9:30 o'clock A.M., September 18, 2019 for approval of application.

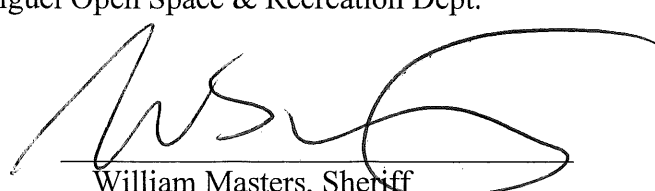
The Sheriff's office will be notified of an opportunity to comment (on any possible perceived law enforcement) at the meeting.

3. Fingerprinting is not required for a Special Events Permit.

William Masters, Sheriff, gives his approval on this application with the understanding that they be allowed to sell beer, wine & liquor.

4. Application is complete with the following documents:
 - (a) Diagram showing where liquor will be served and consumer.
 - (b) Certificate of Good Corporate Standing.
 - (c) Written permission from the San Miguel Open Space & Recreation Dept.
 - (d) Insurance attached.


Stephannie Van Damme, County Clerk


William Masters, Sheriff

Department Use Only

(Instructions on Reverse Side)

APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT
AND ONE OF THE FOLLOWING (See back for details.)

- | | | |
|------------------------------------|---|--|
| <input type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC | <input type="checkbox"/> PHILANTHROPIC INSTITUTION |
| <input type="checkbox"/> FRATERNAL | <input type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER | <input type="checkbox"/> POLITICAL CANDIDATE |
| <input type="checkbox"/> PATRIOTIC | <input checked="" type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY | <input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES |
| <input type="checkbox"/> POLITICAL | <input type="checkbox"/> RELIGIOUS INSTITUTION | |

LIAB TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:
2110 ☒ MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY
2170 ☐ FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY

DO NOT WRITE IN THIS SPACE

LIQUOR PERMIT NUMBER

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE

Telluride Rotary Club Foundation

State Sales Tax Number (Required)

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE
(include street, city/town and ZIP)

PO Box John Hopkins
1051 Telluride Co 81435

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT
(include street, city/town and ZIP)

1500 East Avila
Telluride Co 81435
Hanger 29

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SEC'Y OF ORG. or POLITICAL CANDIDATE	—	Telluride Co 81435	
5. EVENT MANAGER	John Hopkins 5-15-44	2132 W. Lake Lane	7284428
6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES HOW MANY DAYS?	7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES TO WHOM?		

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED? ☐ Yes ☐ No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT:

Date 9-23-2019 Hours From 9:00 To 1:00 .m.	Date 9-25-2019 Hours From 12:30 To 2:30 .m.	Date 9-28-2019 Hours From 6:00 To 10:00 .m.	Date Hours From .m. To .m.	Date Hours From .m. To .m.
---	--	--	-------------------------------	-------------------------------

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

SIGNATURE	TITLE Executive Manager	DATE 8-15-2019
-----------	----------------------------	-------------------

REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY OR COUNTY)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.

THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY) SAN MIGUEL COUNTY	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK 970-728-3954
SIGNATURE	TITLE CHAIRMAN, BOARD OF COUNTY COMMISSIONERS	DATE 9-18-2019

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

LIABILITY INFORMATION

License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$

(Instructions on Reverse Side)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Arthur J. Gallagher Risk Management Services, Inc.
2850 Golf Road
Rolling Meadows IL 60008

CONTACT NAME: Ali Sulita
PHONE (A/C, No, Ext): 1-833-3ROTARY FAX (A/C, No): 630-285-4062
E-MAIL ADDRESS: rotary@ajg.com

INSURED

All Active US Rotary Clubs & Districts
Telluride Co Rotary Club
ATTN: Risk Management Dept.
1560 Sherman Ave.
Evanston, IL 60201-3698

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Lexington Insurance Company	19437
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 899307648

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Liquor Liability Included GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		015375594	7/1/2018	7/1/2019	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$4,000,000 PRODUCTS - COM/POP AGG \$4,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY		015375594	7/1/2018	7/1/2019	COMBINED SINGLE LIMIT (Ea accident) \$2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB EXCESS LIAB DED RETENTIONS	<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE	NOT APPLICABLE			EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N N/A	NOT APPLICABLE			PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

The Certificate holder is included as additional insured where required by written contract or permit subject to the terms and conditions of the general liability policy, but only to the extent bodily injury or property damage is caused in whole or in part by the acts or omissions of the insured.

CERTIFICATE HOLDER

San Miguel County colorado

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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AGENDA ITEM - 4.i.

TITLE:

Approval of Chair's signature on a Resolution for Extending a Logging Special Use Permit for the Little Cone Timber Sale to allow Buen Tiempo Forest Restoration, LLC to haul on Fall Creek Road (CR 57P).

Presented by:

Time needed:

PREPARED BY:

Kaye Simonson, Planning Director

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

This is necessary due to extending the logging special use permit. This was approved at the board meeting on September 4, 2019, but since this is coming to the board as Resolution we wanted to present it to the board.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Little Cone Timber Sale Reso 2019-015

Upload Date

9/12/2019

**RESOLUTION OF THE BOARD OF COMMISSIONERS,
SAN MIGUEL COUNTY, COLORADO,
EXTENDING A LOGGING SPECIAL USE PERMIT
FOR THE LITTLE CONE TIMBER SALE TO ALLOW BUEN TIEMPO FOREST
RESTORATION, LLC TO HAUL ON FALL CREEK RD (CR 57P)**

Resolution 2019-015

WHEREAS, Andrew Mueller, Karp Neu Hanlon, P.C., Attorneys, on behalf of Buen Tiempo Forest Restoration, LLC, applied for and obtained a Logging Special Use Permit to log approximately 86 acres of land owned by the United States of America, managed by the Grand Mesa Uncompahgre and Gunnison (GMUG) National Forest, located in Sections 8 and 9 of T42N, R11W, N.M.P.M. in San Miguel County. The Colorado State Forest Service (CSFS) and Buen Tiempo Forest Restoration have entered into a Forest Products Sales Agreement, referred to as the Little Cone Timber Sale (Sale # MO-17-1). The proposed harvest will be a select harvest and not a clear cut; and

WHEREAS, on June 13, 2017, the Board of County Commissioners approved the Logging Special Use Permit for Buen Tiempo to conduct logging operations on federal lands as submitted in their application, finding that the terms and conditions of the Forest Service contract constitute a review of onsite environmental impacts and the County Road Department has and will address the offsite road impacts as part of the terms and conditions of the Road Construction Permit adopted Resolution No. 2017-021; and

WHEREAS, the Board of County Commissioners Resolution No. 2017-021 was approved on June 22, 2017 and recorded at Reception No. 449070; and

WHEREAS, this timber sale is the first joint effort under the Spruce Beetle Epidemic and Aspen Decline Management Response (SBEADMR) by the US Forest Service (USFS) and the CSFS to salvage beetle kill timber and reduce fire hazards to federal and adjacent private land caused by wide spread tree death in the GMUG forest; and

WHEREAS, following the September 20, 2017 meeting of the Board of County Commissioners, Mike Rozycki, Planning Director, approved minor amendments to Conditions #4 and #6 of Resolution No 2017-021, and referenced hauling occurring in 2019; and

WHEREAS, Buen Tiempo was unable to complete logging operations by the end of 2018 due to exceptional drought and closure of the National Forest to logging activities in the summer of 2018; and

WHEREAS, on September 4, 2019, the Board of County Commissioners met with Nicole Hutt, Timber Management Officer for the GMUG, and through an affirmative vote the Board stated that it is in the interest of forest health and public safety to complete the logging activities approved within the Special Use Permit and to grant an extension to the Special Use Permit.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, amends and extends the Logging Special Use Permit for Buen Tiempo to conduct logging operations on federal lands as submitted in their original application and as stated at the September 4, 2019 meeting of the Board of County Commissioners, finding that the terms and conditions of the Forest Service contract constitute a review of onsite environmental impacts and the County Road Department has and will address the offsite road impacts as part of the terms and conditions of the Road Construction Permit. The BOCC finds the proposal meets the Land Use Code Standards for Sections 5-10 and 5-17 contingent upon:

1. Buen Tiempo shall comply with all conditions of a County Road Department Special Construction Permit.
2. Buen Tiempo shall comply with the terms and conditions of the Forest Product Sales Agreement and the associated approved Plan of Operation, except as modified by the Board of County Commissioner's approval of this Special Use Permit application.
3. This approval is for hauling from June 15, 2015 through November 30, 2019 and June 15, 2020 through November 30, 2020. All hauling shall occur within no more than a 90-day hauling season within 2019 and a 90-day hauling season within 2020.
4. The maximum number of trips (the Planned Rate of hauling) shall be limited to a maximum of six (6) one-way truck trips per day with a maximum of thirty (30) one-way loaded trips per week.
5. Warning signs must be placed on County Road 57P to warn motorists, bikers and hikers of the logging activity. All logging trucks shall comply with the speed limits as posted on Fall Creek Road (CR 57P).
6. Hauling off-site is limited to Monday through Friday, but there is no restriction or limitation on the time of day/night for hauling logs on CR 57P (Fall Creek Road). Days of operation during large festival events will be Monday through Thursday where the Telluride Town Park and other campgrounds are expected to be full. Specifically, the Ride Festival is scheduled for July 10, 11 and 12, 2020 and the Telluride Blue Grass Festival is scheduled for the weekend of June 18-21, 2020. No hauling will occur on federal holidays.
7. The applicant will haul no more than 880,000 board feet total over the life of the Special Use Permit.
8. All logging trucks will have mufflers on their engine's Jake brakes.

BE IT FINALLY RESOLVED that the Recitals within Resolution No. 2017-021, all written representations submitted in the application and all supplements are considered conditions of approval unless modified by this Resolution.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on September 18, 2019.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: _____
Kris Holstrom, Chair

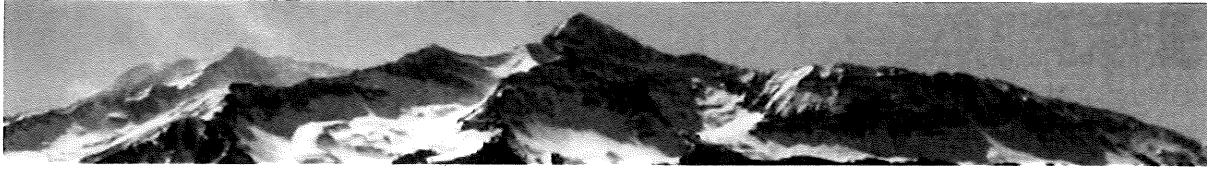
Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

[Z:\Applications\2017_Little Cone Buen Tiempo Timber Sale SUP\BOCC Resolution 2019-015 Little Cone Buen Tiempo Timber Sale SUP Extension]

**SAN MIGUEL COUNTY
PLANNING DEPARTMENT**



P.O. Box 548, 333 West Colorado Avenue, 3rd Floor, Telluride, CO 81435

Phone (970) 728-3083 Fax (970) 728-3098

email: miker@sanmiguelcountyco.gov or karenh@sanmiguelcountyco.gov

Andrew Mueller
Karp.Neu.Hanlon, PC Attorneys at Law
Buen Tiempo Forest Restoration, LLC
Little Cone Salvage Timber Sale

Via Email: aam@mountainlawfirm.com

Re: Minor Amendment to Logging Special Use Permit for the Little Cone Timber Sale to Allow Buen Tiempo Forest Restoration, LLC to Haul on Fall Creek Road (CR 57P) as approved by the Board of County Commissioner and set forth in Board Resolution 2017-021.

Dear Mr. Mueller:

On September 20, 2017 the Board of County Commissioners (BOCC) at their regular meeting in Norwood, Colorado met with Scott Armentrout, Forest Supervisor, for the GMUG National Forest, Joe Duda, Deputy State Forester, Colorado State Forest Service, Todd Gray and yourself, via telephone, representing Buen Tiempo Forest Restoration, LLC. to discuss the USFS & CSFS "Good Neighbor" policy, the proposed Little Cone Timber sale, the terms and conditions of the BOCC's conditional approval of Buen Tiempo's Logging Special Use Permit, approved per Board Resolution 2017-021, and a revised Operating Plan for the Little Cone Salvage Timber Sale submitted by Rich Edwards, CSFS on behalf of Buen Tiempo, LLC.

Following this discussion at the September 20, 2017 Board meeting the BOCC authorized and directed me, as the County Planning Director, in accordance with LUC §5-1003, to approve Minor Amendments to the previously approved Logging Special Use Permit, specifically the conditions of approval pertaining to log hauling on CR 57P, as set forth in BOCC Resolution 2017-021, recorded with the San Miguel Clerk and Recorder on June, 22, 2017 at reception # 449070, consistent with the July Operating Plan for the Little Cone Salvage Timber Sale subject to a number of minor adjustments and clarifications as discussed at the subject Board meeting as follows:

Amendment to Resolution Condition #4.

The maximum number of trips (the Planned Rate of Hauling) shall be limited to a maximum of six (6) one-way loaded truck trips per day with a maximum of thirty (30) one-way loaded truck trips per week.

Amendment to Condition #6.

The hauling off-site is limited to Monday through Friday but there is no restriction or limitation on the time of day/night for hauling logs on CR 57P (Fall Creek Road).

It's our understanding, based upon the representations at the September, 20, 2017 BOCC meeting, that the logging activity and hauling for the Little Cone Timber sale is not going to occur in 2017. As such we've removed all references to Federal holidays and special events for 2017. Days of operation during large festival events will be Monday through Thursday where the Telluride Town Park and other campgrounds are expected to be full. The Ride Festival is scheduled for July 7 & 8, 2018 and hauling may occur on Monday through Thursday. The Telluride Bluegrass Festival is scheduled for the weekend of June 15-17, 2018 when hauling shall be limited to Monday through Thursday. As discussed at the September, 20 BOCC meeting Buen Tiempo will comply with and will not haul on the same special events as identified above in 2019. The Planning Department will provide Buen Tiempo with the 2019 special events dates for these same special events identified for 2018 as soon as they are available. No hauling will occur on federal holidays.

I have reviewed these Minor Amendments to the BOCC's conditional approval of Buen Tiempo's Logging Special Use Permit to allow log hauling on CR 57P as set forth in Resolution 2017-021. I find that these amendments meet the requirements for a Planning Director approval of a Minor Amendment to a Special Use Permit pursuant to LUC 5-1003 and 5-1003 A. Standards.

The approved changes to the Board approved Logging Special Use Permit are limited to those Minor Amendments set forth herein and all other conditions of approval as set forth in BOCC Resolution 2017-021 remain unchanged and in full force and effect. A copy of BOCC Resolution 2017-021 is attached.

It should be noted that based on the direction provided by the BOCC at its September 20, 2017 meeting and my approval of these specific Minor Amendments to the Logging SUP similar changes and amendments will need to be made to the previously issued Road and Bridge Special Construction Permit pertaining to the hours hauling is authorized on CR 57P.

Sincerely,



Mike Rozycki

Planning Director

cc: Board of County Commissioners

Scott Armentrout, Forest Supervisor, GMUG

Joe Duda, Deputy State Forester, CSFS

Rich Edwards, Assistant Staff Forester, CSFS

Ryan Righetti, SMC Road & Bridge, Director

Steve Zwick, County Attorney

Enc: BOCC Resolution 2017-021

[text/word/little.cone.logging.amend]

**RESOLUTION OF THE BOARD OF COMMISSIONERS,
SAN MIGUEL COUNTY, COLORADO,
APPROVING A LOGGING SPECIAL USE PERMIT
FOR THE LITTLE CONE TIMBER SALE TO ALLOW BUEN TIEMPO
FOREST RESTORATION, LLC TO HAUL ON FALL CREEK RD (CR 57P)**

Resolution 2017-021

WHEREAS, Andrew Mueller, Karp.Neu.Halon,PC, Attorneys, on behalf of Buen Tiempo Forest Restoration, LLC, seeks a Logging Special Use Permit to log approximately 86 acres of land owned by the United States of America, managed by the Grand Mesa Uncompahgre and Gunnison (GMUG) National Forest, located in Sections 8 and 9 of T42N, R11W, N.M.P.M. in San Miguel County. The Colorado State Forest Service (CSFS) and Buen Tiempo Forest Restoration have entered into a Forest Products Sales Agreement, referred to as the Little Cone Timber Sale (Sale # MO-17-1). The proposed harvest will be a select harvest and not a clear cut;

WHEREAS, this timber sale is the first joint effort under the Spruce Beetle Epidemic and Aspen Decline Management Response (SBEADMR) by the US Forest Service (USFS) and the CSFS to salvage beetle kill timber and reduce fire hazards to federal and adjacent private land caused by wide spread tree death in the GMUG forest. The applicant has indicated that as such, the economics of this timber sale prior to any county requirements, are marginal at best. Buen Tiempo Forest Restoration, LLC has reserved the right to terminate its involvement in this sale if the costs imposed by San Miguel County make the removal of timber too costly to be economically viable;

WHEREAS, in the pre-application conference held with the applicant's representative Planning staff advised Mr. Mueller that we would review and evaluate this Logging and Log Hauling activity in accordance with County Land Use Code (LUC) Sections 5-11 Conditional Uses on Federal Lands and LUC Section 5-17 Logging. In order to expedite the County review of this proposed logging and log hauling activity staff is processing this Special Use Permit application as a One-step review by the Board of County Commissioners (BOCC). The standards in Section 5-17 Logging are intended to mitigate the impacts of logging, including protecting the health, safety and welfare of persons travelling on roads in San Miguel County utilized for logging. This section of the LUC also contains provisions to ensure that adverse environmental impacts of logging are adequately mitigated;

WHEREAS, the applicants have submitted a Special Use Permit application for logging on federal lands, as well as, for hauling logs on an existing road on private lands owned by Wolf Land Company, USFS Road 618, also known as CR G49, and on approximately 5.3 miles of Fall Creek Road (CR 57P). Staff received an email from Nicole Hutt, Forester/TMA with the GMUG Forests dated May 11, 2017 that provides information concerning required bonding, the FS SBEADMR checklist which is part of the NEPA process for addressing potential impacts of the project on federal lands, and describes the mitigation and monitoring measures that may be triggered as a result of this project, and

how they would like certain project design features to be implemented. Based on this information staff did not focus its review and evaluation on the proposed logging activity on federal land but concentrated more on the impacts of the log hauling activity from this approximately 86-acre site located on the south side of Little Cone to that section of the proposed timber haul road under the county's jurisdiction, C.R. 57P (Fall Creek Road) down to SH 145. The submitted applications include maps of the timber salvage project area and identify the proposed haul route from the logging site on federal land to the state highway;

WHEREAS, the Applicant states the subject property is accessed from USFS Road 618 over land owned by Wolf Land Company, LP. USFS Road 618 is also known as CR G49. The Applicant states they will haul approximately 150 loaded truck trips over two years and if one includes the empty return trips by the trucks it will be approximately 300 total truck trips spread out over two 90 day logging seasons, which is approximately 887,500 board feet of timber, to be hauled from the site between mid-June and mid-September. If the weather is uncooperative, the logging and associated hauling may take three seasons. If the hauling goes as anticipated, it is believed that there will be a total of no more than 75 trips per year of loaded logging trucks on the haul route per year or 150 one way trips per season including the empty return trucks over approximately 90 days. The applicant has stated that the average loaded truck trip per day during the 90 day hauling season will be less than one per day and at no time will it exceed six round trips (12 one way trips) in any given day. Buen Tiempo will have up to four trucks involved in the hauling. They will be using 5 and 6 axle trucks in the hauling operation with each truck hauling approximately 6,000 board feet of lumber per trip. The posted speed limit on Fall Creek Road (CR 57P) is 25 miles per hour. It is anticipated that if or when the BOCC approves this pending SUP application the County Road & Bridge Superintendent would then issue the Road Construction Permit for hauling logs on the County Road(s);

WHEREAS, the Applicant states the proposed logging operation will not have any visible impacts on its neighbors, other than perhaps Wolf Land Company which has provided its approval through the provision of an access easement to engage in this logging activity. There are no hiking trails in any proximity to the treatment area on federal land. With respect to vehicular circulation, there are no on site impacts on federal land as there are no public roads on or in close proximity to the treatment area. It is anticipated that there will be less than an average of one round trip per day with a logging truck coming out of this sale during the active months. This does not appear to be a significant impact from vehicular circulation. The haul route to the boundary of the private property from Highway 145 is a total of approximately 10.4 miles. Of those 10.4 miles, the USFS asserts ownership and jurisdiction over approximately 5.1 miles of the haul route designated as USFS Road 618. The USFS through its agent, the Colorado State Forestry Service (CSFS), has imposed terms and conditions with respect to use, repair and payment for damage on this section of the haul route. The remaining 5.3 miles of the Fall Creek Road is subject to a San Miguel County Road and Bridge Special Construction Permit. From the intersection of Fall Creek Road and State Highway 145, the trucks will be hauling the timber to saw mills which will likely be located in either Cortez or Montrose depending upon the current market rate paid by mills in the region;

WHEREAS, the Applicant respectfully requests that San Miguel County understand that imposing restrictions on the timing of trucks on public roads on an operation such as this will impose associated costs to the Applicant in the form of payments to it truckers for down time and idle time. Because of the low numbers of trucks and the costs associated with imposing restrictions on the hours of days of hauling, it is the Applicant's request that no such limitations be imposed by San Miguel County;

WHEREAS, the Forest Product Timber Sales Agreement for the Little Cone Timber Sale that is included in Appendix C of Buen Tiempo's SUP application, Section 9 Plan of Operations, which states that "Hauling may occur Monday through Friday, not including federal holidays. Care must be taken to avoid hauling during special events that may be utilizing the haul route to minimize conflicts with local communities and promote a positive perception of timber harvesting. In response to a question regarding hauling at night, Mr. Mueller responded that his client had already agreed with the USFS to not haul on weekends or on days that there are local events generating significant truck traffic on the haul route; he added that this does not include events in the Town of Telluride, just local events that are either on Fall Creek Road or USFS 618;

WHEREAS, while the Applicant has already agreed with the USFS to not haul on weekends or on days that there are local events generating significant truck traffic on the haul route; it added that this limitation in the Forest Products Sales Agreement does not include events in the Town of Telluride, just local events that are either on Fall Creek Road or USFS 618. Staff has disagreed with that interpretation and stated that the County LUC logging standards, unlike the limitations in the Forest Products Sales Agreement, refer to mitigating the impacts of logging including protecting the health, safety, and welfare of persons traveling on roads in San Miguel County utilized for log hauling;

WHEREAS, according to the Forest Products Sales Agreement all haul roads on the Wolf Cattle Company ranch are in place. Spur roads may need to be installed on USFS land to minimize skidding distance to the existing temporary haul roads that will not need any major repairs prior to hauling. All USFS spur roads and temporary USFS roads within the sale unit will be returned to their original condition and the Applicant shall restore appropriate drainage according to standards set forth in the CSFS Colorado Forest Road Field Handbook and Forestry Management Practices to Protect Water Quality. The Agreement also provides for reseeded of the disturbed areas. The Agreement also requires the Applicant to provide a "Plan of Operations" which is to include Normal operating Season or period, Planned rate of cutting (volume/day, week, etc.), Planned rate of hauling (per day, per week, etc.), Number of fallers, Number of skidders, Number of trucks hauling, Equipment Used and Description, Authorized Personnel, Schedule of Operation by Sub-Unit and Date, Methodology to progress through the treatment area and Address any road or access issues;

WHEREAS, the Applicant provided a letter from the U.S. Fish and Wildlife Service (F&WS) dated June 2, 2016 that states that the Forest Service determined that three federally listed species may be affected by the proposed action. Ann Timberman,

Western Colorado Supervisor, states that the Fish and Wildlife Service agrees with the USFS determination that the proposed action may affect, and is likely to adversely affect the Canada lynx. The effects of the proposed action tier to the analysis of effects contained in the F&WS programmatic biological opinion for the Southern Rockies Lynx Amendment. F&WS concur with the USFS determinations of may affect, but is not likely to adversely affect the greenback cutthroat trout, and the Gunnison sage-grouse, and critical habitat for the Gunnison sage-grouse. F&WS recognizes and commends the Forest for using its authority to minimize the effects of the action for the sake of lynx conservation and appreciates the Forest efforts to ensure the conservations of threatened and endangered species;

WHEREAS, the Applicant provided an October 1, 2015 letter from R. Brian Haas, Ouray and Norwood District Archeologist, USFS to Edward Nichols, State Historic Preservation Officer, stating that no cultural resource sites were identified in the project areas (no historic properties affected);

WHEREAS, the Applicant provided a list of USFS surveys completed for the project area, which includes Cultural Resources, Fire and Fuels, Range & Invasive Species, Soil & Water, Transportation, Wildlife, Fish and Rare Plants, and Silviculture;

WHEREAS, Logging operations resulting in hauling more than 300,000 board feet in any 12-month period beginning with commencement of hauling are a One-step Board of County Commissioner review pursuant to Land Use Code Sections 5-307 E., 5-10 and 5-17;

WHEREAS, County staff provided notice to all property owners within 500 feet of the subject 86 acre portion of the Forest, to property owners along County Road 57P and to the Wilson Mesa Ranches HOA and Little Cone Ranch HOA. The applicant provided "expanded" public notice as requested by County Staff to include landowners who own property along the proposed haul route Fall Creek Road and also to both the Little Cone Ranches and Wilson Mesa Ranches HOA's. A copy of the Public Notice, mailing list and Certification of Compliance with the County LUC Noticing requirements is included with the BOCC packet for this item. This application was referred to the County Road Superintendent, the County Attorney, the County Road Superintendent, County Government Services, Colorado Parks & Wildlife, and the U.S. Forest Service;

WHEREAS, in an April 27, 2017 email, Mary Elizabeth Geiger, Esq. legal counsel for the Wilson Mesa Ranch HOA, asked if the County will require dust suppression and grading of the County roads. In an April 27, 2017 email, Ryan Righetti, County Road Superintendent, responded to Ms. Geiger stating that the County will not require regrading of the CR 57P section. Dust suppressant will be applied to the lower section of CR 57P by the County prior to the beginning of the project. The only requirements pertaining to maintenance or repair will be enforced if damage to the existing surface or infrastructure occurs. Dust suppressant will be required if traffic from the logging operation greatly increases the amount of fugitive dust in the area or prematurely breaks down the material applied by Road & Bridge;

WHEREAS, prior to the Board's consideration of this Application the Planning office received four letters of opposition to this proposed timber sale and the County's issuance of a Special Use Permit for a Logging operation and log hauling on the proposed County Road haul route (C.R. 57P) and an additional letter requesting that the County install a speed monitor on Fall Creek road to track the speed of trucks and vehicles. Planning also has also received comments from the Little Cone Ranch HOA and an inquiry from legal counsel for the Wilson Mesa Home Owners Association asking if the County is going to require the applicant to apply dust suppression and grading of County Roads;

WHEREAS, the applicant submitted a Plan of Operation (Operating Plan) for the Little Cone Salvage Timber Sale dated June 2017 as required by the State of Colorado Forest Products Sales Agreement. The Plan lists the Normal Operating Season which is from June 1 through November 30 with an actual operating season of approximately 90 days within that period of time with limitations due to weather and other limitations on private roadways. No cutting or hauling will occur during the first three big game rifle seasons.

Planned rate of hauling is to be no more than six trucks per day with an average of less than one truck per day during the Operating Season. Hauling will occur Monday through Friday, not including federal holiday. Planned rate of cutting is between 1 to 6 loads per day with a maximum of 6 to 30 loads per week.

There will be one Faller, one skidder, and four haul trucks and other equipment as needed. There will be a maximum of five logging personnel on site at any one time. The cutting will start at the southern end and continue north until finished.

The operator sees no road or access issues associated with this permit other than the potential economically cost prohibitive restrictions which may be imposed by San Miguel County.

WHEREAS, the Board of Commissioners of San Miguel County, Colorado, considered this application, along with relevant evidence and testimony, at a public meeting in Telluride on June 13, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, approves the Logging Special Use Permit for Buen Tiempo to conduct logging operations on federal lands as submitted in their application finding that the terms and conditions of the Forest Service contract constitute a review of onsite environmental impacts and the County Road Department has and will address the offsite road impacts as part of the terms and conditions of the Road Construction Permit. The BOCC finds the proposal meets the Land Use Code Standards for Sections 5-10 and 5-17 contingent upon:

1. Buen Tiempo shall comply with all conditions of a County Road Department Special Construction Permit.
2. Buen Tiempo shall comply with the terms and conditions of the Forest Product Sales Agreement and the associated approved Plan of Operation, except as

modified by the Board of County Commissioner's approval of this Special Use Permit application.

3. This approval is for hauling from June 15, 2017 through November 30, 2017 and June 15, 2018 through November 30, 2018. All hauling shall occur within no more than a 90 day hauling season within 2017 and a 90 day hauling season within 2018
4. The maximum number of loaded one-way truck trips per week shall be limited to a maximum of 6 trips in one day, a maximum of 12 trips within one week, with a maximum of 35 trips allowed within one month or 30 day time period.
5. Warning signs must be placed on County Road 57P to warn motorists, bikers and hikers of the logging activity. All logging trucks shall comply with the speed limits as posted on Fall Creek Road (CR 57P).
6. Hauling off-site is limited to Monday through Friday, from 7 am to 7 pm. Days of operation during large festival events will be Monday through Thursday where the Telluride Town Park and other campgrounds are expected to be full. The scheduled events are The Ride Festival scheduled for the weekends of July 8 & 9, 2017 and hauling may occur on Monday, Wednesday and Thursday. The Ride Festival is scheduled for July 7 & 8, 2018 and hauling may occur on Monday, Tuesday and Thursday. The Telluride Blue Grass Festival scheduled for the weekend of June 15-17, 2018 when hauling shall be limited to Monday through Thursday. No hauling will occur on federal holidays.
7. The applicant will haul no more than 880,000 board feet total over the two seasons.
8. All logging trucks will have mufflers on their engine's jake brakes.

BE IT FINALLY RESOLVED that all written representations submitted in the application and all supplements are considered conditions of approval unless modified by this review process.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on June 22, 2017.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: Joan May
Joan May, Chair

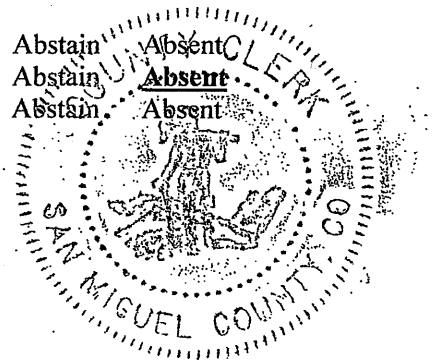
Vote: Joan May
Kris Holstrom
Hilary Cooper

Aye Nay
Aye Nay
Aye Nay

Abstain Absent
Abstain Absent
Abstain Absent

ATTEST:

By: Carmen R. Waup
Chief Deputy Clerk
[text/word/little.cone.logging.reso]





AGENDA ITEM - 4.j.

TITLE:

Approval of Chair's signature on a Bureau of Land Management Right-of-Way Grant/Temporary Use permit (serial # COC-78487), in preparation of the Applebaugh Bridge replacement.

Presented by:

Time needed:

PREPARED BY:

Ryan Righetti

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached Right-of Way agreement.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###	9/18/2019	12/31/2049	Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Applebaugh Bridge ROW

Upload Date

9/10/2019



United States Department of the Interior
Bureau of Land Management
Uncompahgre Field Office
2465 South Townsend Avenue
Montrose, Colorado 81401
blm.gov/colorado



In Reply Refer to:
COC-78487(CO-S050)

SEP - 5 2019

CERTIFIED MAIL – RETURN RECEIPT REQUESTED – 91 7199 9991 7039 9078 6878

San Miguel County Road and Bridge
Attention: Ryan Righetti
PO Box 426
Norwood, CO 81423

Dear Mr. Righetti,

Enclosed are two copies of the right-of-way (ROW) grant COC-78487, which we propose to issue to you for an access road located on public lands in T. 43 N., R. 11 W., sec. 11, New Mexico Principal Meridian, San Miguel County, Colorado. Please review the document and, if it meets with your approval, have the appropriate official sign and date **both** copies and return to the address shown above, attention Jana Moe. Upon our receipt of the signed documents, we will issue the ROW grant, absent any other unresolved issues.

Please return both signed copies of the grant within 30 days of this letter.

Please contact Jana Moe at (970)240-5324, or jpmoe@blm.gov if you should have any questions.

Sincerely,

Amy Carmichael
Assistant Field Manager
Lands and Minerals

Enclosure(s)
Unsigned ROW grant COC-78487 (2)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT
SERIAL NUMBER COC-78487

=====

1. A right-of-way is hereby granted pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).

2. Nature of Interest:

a. By this instrument, the holder:

San Miguel County BOCC
PO Box 1170
Telluride, CO 81435

receives a right construct, operate, maintain, and terminate a right-of-way for an access road across public land described as follows:

New Mexico Principal Meridian, Colorado
T. 43 N., R. 11 W.,
sec. 11, unsurveyed

b. The right-of-way area granted herein is 100 feet long by 100 feet wide and contains 0.25 acres, more or less.

c. This instrument shall terminate on December 31, 2049, unless prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.

d. This instrument may be renewed. If renewed, the right-of-way shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.

e. Notwithstanding the expiration of this instrument, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations part 2800.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibits attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

Attachments

Exhibit A: Stipulations

Exhibit B: Map

**SIGN
HERE**



IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant, COC-78487.

(Signature of Holder)

(Signature of Authorized Officer)

(Title)

(Title)

(Date)

(Effective Date of Grant)

STIPULATIONS

1. The holder shall contact the authorized officer at least five days prior to the anticipated start of construction and/or any surface disturbing activities. The authorized officer may require and schedule a preconstruction conference with the holder prior to the holder's commencing construction and/or surface disturbing activities on the right-of-way. The holder and/or his representative shall attend this conference. The holder's contractor, or agents involved with construction and/or any surface disturbing activities associated with the right-of-way, shall also attend this conference to review the stipulations of the grant. The BLM authorized representative is Barney Buria, Environmental Protection Specialist, who can be reached at the Uncompahgre Field Office, 2465 South Townsend, Montrose, Colorado 81401 or phone at (970) 240-5333. An alternate contact is Jana Moe, Realty Specialist, Uncompahgre Field Office, (970) 240-5324.
2. The holder shall construct, operate, and maintain the facilities, improvements, and structures within this right-of-way in strict conformity with the plan(s) of development which were approved and made part of the grant. Any relocation, additional construction, or use that is not in accord with the approved plan(s) of development, shall not be initiated without the prior written approval of the authorized officer. A copy of the complete right-of-way grant, including all stipulations and approved plan(s) of development, shall be made available on the right-of-way area during construction, operation, and termination. Noncompliance with the above will be grounds for an immediate temporary suspension of activities if it constitutes a threat to public health and safety or the environment.
3. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder. The holder is responsible for informing all persons who are associated with the project that they will be subject to prosecution for knowingly disturbing historic or archaeological sites, or for collecting artifacts.
4. Pursuant to 43 CFR 10.4(g), the holder of this authorization must notify the authorized officer, by telephone, with written confirmation, immediately upon the discovery of human remains, funerary items, sacred objects, or objects of cultural patrimony. Further, pursuant to 43 CFR 10.4(c) and (d), you must stop activities in the vicinity of the discovery and protect it for 30 days or until notified to proceed by the authorized officer.
5. Use of pesticides/herbicides shall comply with the applicable Federal and state laws. Pesticides/herbicides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of

pesticides/herbicides, the holder shall obtain from the authorized officer written approval of the applicant's plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer. The plan should be submitted no later than March 1 of any calendar year to cover the proposed activities for the next growing season. Emergency use of pesticides/herbicides shall be approved in writing by the authorized officer prior to such use.

6. The holder shall be responsible for weed control within the limits of the right-of-way. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods (within limits imposed in the grant stipulations) including pesticides/herbicides approved for use on BLM land.
7. The holder shall comply with applicable State standards for public health and safety, environmental protection and siting, construction, operation and maintenance, if these State standards are more stringent than Federal standards for similar projects.
8. The holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated regarding toxic substances or hazardous materials. In any event, the holder shall comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, et seq.) with regard to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193). Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, section 102b. A copy of any report required or requested by any federal agency of state government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency of State government.
9. The authorized officer may suspend or terminate in whole, or in part, any construction or maintenance activities, when in his judgment, unforeseen conditions arise which result in the approved terms and conditions being inadequate to protect the public health and safety or to protect the environment.
10. All operation and maintenance activities shall be within the authorized limits of the right-of-way granted herein.
11. All brush, grasses, and other woody material cleared from the right-of-way shall be removed from the public land and not scattered on site; unless the debris is mulched and used for reclamation as natural materials to enhance surface stability and re-vegetation efforts.
12. No burning of trash, litter, trees, brush or other vegetative material shall be allowed under this grant.

13. No operations or routine maintenance activities shall be performed during periods when the soil is too wet to adequately support such equipment. If the equipment creates ruts in excess of four (4) inches deep, the soil shall be deemed too wet to adequately support the construction equipment. Emergency repairs to restore and maintain services are exempt; however, any damages to resources caused by emergency repairs during wet conditions will be repaired as directed by the authorized officer as soon as possible after the occurrence.
14. The holder shall disturb the minimum amount of soils and vegetation necessary for the operation and maintenance of the facility. Topsoil shall be conserved as applicable and reused as cover on disturbed areas to facilitate regrowth of vegetation. The holder shall recontour disturbed areas as necessary by grading to restore the area to approximately the original contour of the ground as directed by the authorized officer.
15. The holder shall apply the following seed mix to be used on all disturbed areas in the right-of-way. Seeding shall be repeated if a satisfactory stand is not obtained as determined by the authorized officer upon evaluation after the second growing season.

COMMON NAME	BOTANICAL NAME	LBS. PLS/ACRE
Western wheatgrass	<i>Pascopyrum smithii</i>	4 lbs
Slender wheatgrass	<i>Elymus trachycaulis</i> variety San Luis	4 lbs
TOTAL		8 lbs

BLM places the following requirements on seed mixes which are put on BLM lands:

- a. Use the following minimum PLS (Pure Live Seed) tolerances

PLS tested %	Tolerance % points
81-100	-7
61-80	-6
41-60	-5
21-40	-4
0-20	-3

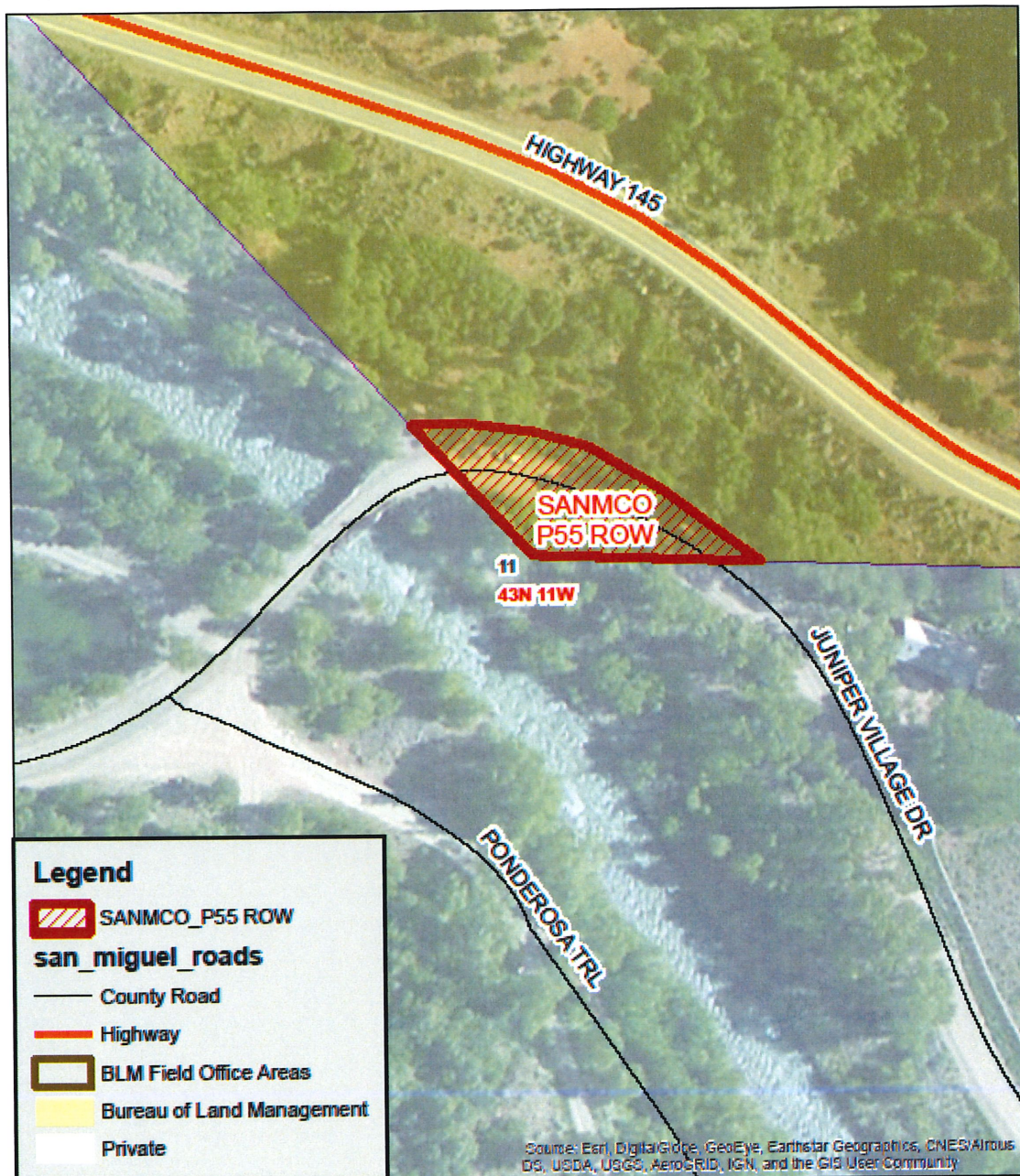
- b. All seed must comply with BLM and Colorado weed seed guidelines. There should be no prohibited species seed, and no more than allowable levels of restricted species seed. In addition, there should be no more than 0.5% total weed seed, less than 2% other seed, and no trash larger than 1/4" in length. Seed shall not be stored in burlap bags.
- c. The BLM Uncompahgre Field Office places additional local restrictions on seed to minimize cheatgrass spread. If seed tests show any *Bromus tectorum* or *Bromus japonicus*, the BLM should be consulted with for approval. No mix placed on BLM shall contain more than 150 *Bromus tectorum* and/or *Bromus japonicus* seeds per pound.

- d. BLM requires additional seed tests on seeding projects that are greater than 20 acres and/or require over 200 lbs of seed. For these seeding projects, the holder should have the seed supply company store the purchased seed prior to mixing, and pull samples to be sent to a certified laboratory, preferably Wyoming State Seed Laboratory at the following address. Seed test results must comply with the criteria listed above before seed is mixed, shipped and applied to the project area:

Wyoming State Seed Laboratory
749 Road 9
Powell, WY 82435

- e. BLM will need original seed tags and copies of test results for all seed applied regardless of project size.
- f. Only State Certified weed free mulch shall be used.
16. It is the holder's responsibility to comply with all applicable Federal, State, and local laws and regulations existing or hereafter enacted or promulgated.
17. For access and maintenance of facilities, the holder shall use existing roads. When existing roads are not available, the holder may use the right-of-way for access. BLM roads should not be maintained without first consulting with the authorized officer.
18. Prior to termination of the right-of-way, the holder shall contact the authorized officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination and rehabilitation plan as necessary. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surface material, recontouring, topsoiling, or seeding. The authorized officer must approve the plan in writing prior to the holder's commencement of any termination activities.
19. Per the Authorized Officer (AO), the holder shall conform to the following mitigation measures to ensure the project has no effect on any federally listed or sensitive species:
- To protect wintering bald eagles and crucial habitats, no surface disturbing¹ activities shall occur from December 1 through April 30. Exceptions or variances to this restriction will be considered and evaluated according to UFO policies.
 - Migratory Birds and Raptors: To minimize impacts on migratory bird populations, it is recommended that no surface disturbing activities occur from May 15th through July 15th.

¹ Surface disturbance- includes, but is not limited to, vegetation clearing/ removal, drilling, dirt work, surface blasting, or similar activities; if it is uncertain whether a particular activity qualifies as surface disturbance, the operator shall consult with the BLM authorized officer prior to implementation.



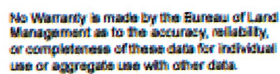
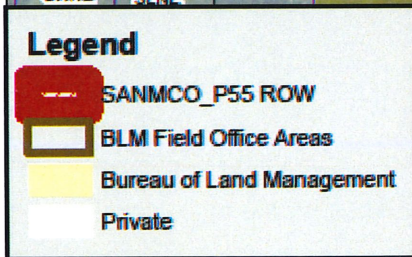
San Miguel County P55 Road



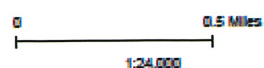
No Warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.

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Date: 9/22/2017
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San Miguel County
P55 Road



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AGENDA ITEM - 4.k.

TITLE:

Approval of Chair's signature on a Memorandum of Understanding with Egnar Fire Protection District concerning the Egnar Water Dock located at 5634 County Road H1, Egnar, CO. 81325

Presented by:

Time needed:

PREPARED BY:

Amy Markwell, County Attorney

RECOMMENDED ACTION/MOTION:

To approve Chair's signature.

INTRODUCTION/BACKGROUND:

This has been a long standing agreement with no written MOU. This is to clarify what each party will be providing.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Egnar Fire District MOU Water dock

Upload Date

9/11/2019

MEMORANDUM OF UNDERSTANDING
BETWEEN SAN MIGUEL COUNTY AND
EGNAR FIRE PROTECTION DISTRICT

This Memorandum of Understanding (MOU) is made and agreed to this 9th day of September, 2019 by and between San Miguel County, hereinafter referred to as the "County", and the Egnar Fire Protection District, hereinafter referred to as the "District," collectively referred to as the "Party" or "Parties"

RECITALS

Whereas, the County owns and operates the water dock located at 5634 County Road H1, Egnar, Colorado 81325

Whereas, the District owns and operates the fire station located at 5634 County Road H1, Egnar, Colorado 81325

NOW, THEREFORE, the Parties agree to the following:

1. The County currently charges the District for a monthly administrative fee and water usage at the water dock. Effective with this agreement, the administrative fee and water usage will be waived.
2. The District will continue to pay all electric bills associated with the water docks operations.
3. It is agreed by the Parties that this MOU shall control and shall supersede any prior agreement between the Parties.
4. Each and every covenant and agreement contained in this MOU is, and will be construed to be, a separate and independent covenant and agreement. If any term or provision of this MOU or the application thereof to any person or any party or any circumstance is found invalid or unenforceable by a Court of competent jurisdiction, the remainder of this MOU or the application of such term or provision to persons or parties or circumstances other than those as to which it is invalid or unenforceable, will not be affected thereby.
5. In the event litigation is commenced in this matter, venue and jurisdiction shall be proper only in San Miguel County District Court.
6. Any notice given under this MOU by one party to another party shall be written and will be deemed effective upon personal delivery or upon deposit into the United States mail, with certified, pre-paid postage, addressed to the respective parties at

the addresses first stated above, or at any other address a party may designate in writing to another party.

Egnar Fire District
PO Box 249
Egnar, CO. 81325

San Miguel County
PO Box 1170
Telluride, CO. 81435-1170

7. A counterpart copy of this MOU may be executed by each party separately, and when each party has executed a copy thereof, such copies taken together will be deemed to be a full and complete agreement between and binding upon all Parties.
8. The terms of this MOU may be amended or terminated by mutual written consent of the Parties.
9. The agreement may reviewed as deemed necessary by either Party.

THE PARTIES, by execution of this MOU, hereby acknowledge that each Party has read this MOU, understands it, and agrees to its terms and conditions.

EGNAR FIRE PROTECTION DISTRICT

By 

ATTEST:

SAN MIGUEL COUNTY, COLORADO by
BOARD OF COUNTY COMMISSIONERS

By _____
Kris Hosltrom, Chair

ATTEST:

Carmen Warfield, Deputy Clerk

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description	Upload Date
Letter of Support	9/12/2019
Grant Support Outreach Letter	9/12/2019



BOARD OF COMMISSIONERS

HILARY COOPER KRIS HOLSTROM LANCE WARING

September 18, 2019

Colorado Parks and Wildlife
State Trails Program

Re: COPMOBA-RAT Regional Trails Plan

Dear Trail Grant Committee,

San Miguel County supports the Colorado Plateau Mountain Bike Trail Association, Inc. (COPMOBA) for their application to complete a regional trails plan.

San Miguel County supports this project because it is a regional priority to enhance and promote outdoor recreation and tourism for both residents and visitors. New recreational enhancements will require the support of trails to augment the natural assets of the area for mountain and road biking, hiking, and fishing.

We will help to ensure the success of this project by supporting the efforts of COPMOBA by promoting the stakeholder meetings that will happen throughout the planning process.

Sincerely,
San Miguel County Commissioners

Kris Holstrom
Chair



Date: Sept 9, 2019

COPMOBA-RAT Regional Trails Plan
Colorado Parks and Wildlife (CPW) Non-Motorized Trail Planning Grant Application

Hello Trail Partners,

As part of our passionate and continuing efforts to create trails we love in our communities and region, COPMOBA is applying for a CPW Non-Motorized Trail Planning Grant this year. The application will include funding requests to complete a regional trails plan which will include public meetings, stakeholder meetings (CPW, USFS, BLM and more as needed), and a conceptual trail plan of potential new trails in Ouray County and the region.

If you or your business/organization appreciate the value of our local and regional trails and can help in any way, we would truly appreciate it. The grant requires a cash match as well as letters of support – both are equally needed and important to show community support for the projects.

If you can contribute cash match, ***all donations will go directly to COPMOBA, Inc.*** and are tax deductible. At this time, we only need a pledge, provided through your letter of support. When we receive a grant award letter (next spring), we will follow up with you at that time to finalize your contribution.

We have attached a sample letter of support. Please address to CPW, but you must submit your letter directly to our grant writer (not CPW) as it must be included with our application package to be considered. Letters can be submitted to Amy Sharp, Sparrow Trails at sparrowtrails@gmail.com. Letters and cash match pledges are due by September 20th, 2019. If you have any questions about this process, please contact our Executive Director, Tisha McCombs, at coordinator@copmoba.org or directly at (970) 244-8877.

Thank you for your support of trails and for your partnership with COPMOBA in our nearly 30-year effort of building trails for our communities!

Sincerely,

Scott Winans
President, COPMOBA





AGENDA ITEM - 4.m.

TITLE:

Ratification of Chair's signature on a Residential Rental Agreement located at 39571 Hwy 145, Norwood, Co.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached rental agreement with a County Employee.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Residential Rental Agreement

Upload Date

9/11/2019

RESIDENTIAL RENTAL AGREEMENT

THIS RESIDENTIAL RENTAL AGREEMENT is entered into this 5th day of September 2019 by and between SAN MIGUEL COUNTY, COLORADO, acting by and through the Board of County Commissioners of San Miguel County, Colorado ("Owner") and Ericka Just, ("Renter") an employee of the Clerk's Office. For valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Owner and Renter hereby agree as follows:

1. **Premises and Term.** Renter agrees for the month to month term commencing on October 15, 2019 ("Term") the following described premises in its present condition, located in San Miguel County, Colorado and described as a residential building located at 39571 Hwy 145, Norwood, Colorado.
2. **Rent.** Renter covenants to pay to Owner as Rent the sum of \$900 per month, in advance and without demand, on or before the first day of each month unless otherwise provided herein.

Rent may be mailed to Owner at:
San Miguel County
P.O. Box 486
Norwood, CO 81423

Rent may be hand delivered to Ramona Rummel at:
San Miguel County Finance Department
1120 Summit Avenue
Norwood, CO 81423

Renter shall pay to Owner the sum of \$900 first month rent and \$500 security deposit as outlined in Section 7 below at the time of the execution of this Agreement. Renter shall pay Rent when due and payable, without any setoff, deduction or prior demand whatsoever. Any payment by Renter or acceptance by Owner of a lesser amount than that due from Renter to Owner shall be treated as payment on account. The acceptance by Owner of a check for a lesser amount with an endorsement or statement thereon, or upon any letter accompanying such check, that such lesser amount is payment in full, shall be given no effect and in no event shall be considered payment in full, and Owner may accept such check without prejudice to any other rights or remedies which Owner may have against Renter. *Due to the 1st month being a partial month the October 2019 payment will be \$493.51 payable on October 15, 2019.*

3. **Late Charges.** Renter shall pay a late charge in the amount of 5% of the outstanding delinquent balance for any payment of Rent not made within ten days after the due date. This charge is in addition to any other rights or remedies of the Owner.
4. **Utilities.** Renter shall pay monthly charges for utilities for the premises including natural gas and electricity, with the invoices provided by the San Miguel County Finance Department in arrears for the prior month to the Renter for payment along with the monthly rental amount. Household water charges will be paid by the County.
5. **Condition and Use of Agreement Premises.** Owner agrees that Renter, upon paying rent and on performing all terms of this Agreement, shall peaceably enjoy the Premises under this Agreement. By occupying the Premises as a tenant, or installing fixtures, facilities, or equipment or performing finished work, Renter shall be deemed to have accepted the same and to have acknowledged that the Agreement Premises are in the condition required by this Agreement. Renter acknowledges that Renter has examined and knows the condition of the Agreement Premises, and has received the same in good order and repair, and agrees:
 - A. To use the Agreement Premises only for residential habitation.
 - B. To surrender the Premises to Owner a minimum of thirty (30) day notice
 - C. To surrender possession of the Agreement Premises in as good condition as reasonable use will permit.
 - D. To keep the Agreement Premises in good condition and repair at Renter's own expense, except repairs which are the duty of Owner.
 - E. To perform, fully obey and comply with all ordinances, rules, regulations and laws of all public authorities, boards and officers relating to the use of the Agreement Premises.
 - F. Not to make any occupancy of the Agreement Premises contrary to law or contrary to any directions, rules, regulations, regulatory bodies, or officials having jurisdiction or which shall be injurious to any person or property.

G. Not to permit any waste or nuisance.

At all times, Renter shall keep the exterior yard area adjoining the Agreement Premises clean and maintained.

All repairs, except those specific repairs set forth below which are the responsibility of Owner, shall be made by Renter at Renter's own expense. If Owner pays for the same or any part thereof, Owner shall be reimbursed by Renter for such amount. Owner shall be responsible for making only the following repairs:

Check All that Apply

- ☒ Sprinkler System.
- ☒ Heating, ventilating or air conditioning system serving the Agreement Premises, and to the extent, installed by Owner.
- ☒ Structural repairs to exterior walls, structural columns and structural floors which collectively enclose the Agreement Premises.
- ☒ The roof over the Agreement Premises.
- ☒ Plumbing.
- ☒ Other Woodstove
- ☐ Other _____

Renter shall give Owner notice of the necessity for such repairs and that such repairs did not arise from nor were they caused by the negligence or willful acts of the Renter, its agents, concessionaires, officers, employees, licensees, invitees, or contractors.

6. **Improvements.** Renter shall make no changes, improvements, alterations, or additions to the Premises unless such changes, improvements, alterations, or additions:

- A. Are first approved in writing by Owner.
- B. Will not materially alter the character of the Agreement Premises and will not substantially lessen the value of the Agreement Premises.

Owner may not unreasonably withhold approval, and if there is a dispute as to reasonableness it shall be determined by arbitration.

All improvements made by Renter to the Agreement Premises, which are so attached to the Agreement Premises that they cannot be removed without material injury to the Agreement Premises, shall become the property of Owner upon installation. Not later than the last day of the Term of this Agreement, Renter shall, at Renter's expense, remove all of Renter's personal property and those improvements made by Renter that have not become the property of Owner, including trade fixtures, cabinetwork, movable paneling, partitions, and the like; repair all injury done by or in connection with the installation or removal of such property and improvements; and surrender the Agreement Premises in as good condition as they were at the beginning of the Term of this Agreement, reasonable wear, and damage by fire, the elements, casualty, or other cause not due to the misuse or neglect by Renter or Renter's agents, employees, visitors, or licensees, excepted. All property of Renter remaining on the Agreement Premises after the last day of the Term of this Agreement shall be conclusively deemed abandoned and may be removed by Owner, and Renter shall reimburse Owner for the cost of such removal.

7. **Security Deposit.** Renter, contemporaneously with the first Rent payment, agrees to deposit with Owner \$500, which sum shall be held by Owner as security for the full faith and performance by Renter of all terms, covenants and conditions of this Agreement by Renter.

The Security Deposit shall be held, applied to damages or Rent and returned to Renter all in accordance with the laws of the state of Colorado in force at the time of the execution of this Agreement.

In compliance with C.R.S. § 38-12-103, Owner shall return to Renter the amount of the Security Deposit remaining after deductions for damages and unpaid Rent, with an itemization of amounts withheld, all to be due

within thirty days of the termination or expiration of this Agreement and delivery of possession by Renter. Owner may comply by mailing, first class mail, to Renter's last known address.

If the mail is returned, and Owner is unable to discover Renter's address after reasonable effort, the Security Deposit becomes Owner's property 180 days after the first attempted mailing thereof.

8. **Owner's Lien.** As additional security, Renter acknowledges, to the extent allowed by applicable law, Owner's right to hold and sell with due legal notice all property on or to be brought on the Agreement Premises in order to satisfy unpaid Rent, expenses, and utilities. No property of Renter brought onto the Agreement Premises shall be removed by Renter other than the ordinary course of business as long as Renter is in default in the terms of this Agreement.
9. **Default.** Each of the following shall be deemed an Event of Default:
 - A. Default in the payment of Rent or other payments pursuant to this Agreement.
 - B. Default in the performance or observance of any covenant or condition of this Agreement by Renter to be performed or observed.
 - C. Abandonment of the Agreement Premises by Renter.
 - D. The filing or execution or occurrence of:
 - i. Filing a Petition in bankruptcy by or against Renter.
 - ii. Filing a petition or answer seeking a reorganization, arrangement, composition, readjustment, liquidation, dissolution or other relief of the same or different kind under any provision of the Bankruptcy Act.
 - iii. Adjudication of Renter as a bankrupt or insolvent; or insolvency in the bankruptcy equity sense.
 - iv. An assignment for the benefit of creditors whether by trust, mortgage, or otherwise.
 - v. A petition or other proceeding by or against Renter for, or the appointment of, a trustee, receiver, guardian, conservator or liquidator of Renter with respect to all or substantially all its property.
 - vi. A petition or other proceeding by or against Renter for its dissolution or liquidation, or the taking of possession of the property of Renter by any governmental authority in connection with dissolution or liquidation.
10. **Notice of Default.** Owner and Renter are desirous of giving one another fair notice of any default before termination or other action under this Agreement requiring such notice. In the event of a default with respect to any provision of this Agreement, neither Owner nor Renter shall institute legal action with respect to such default without first complying with the following conditions:
 - A. Notice of such default must be in writing and must either be hand delivered, mailed to the other party by U.S. Certified Mail return receipt requested, or, if unable to provide notice by these methods, if notice is from Owner to Renter, by posting the notice on the front door of the Agreement Premises.
 - B. Such written notice shall set forth the nature of the alleged default in the performance of this Agreement and shall designate the specific paragraph(s) therein that relate to the alleged default.
 - C. Such notice shall also contain a reasonably understandable description of the action to be taken or performed by the other party in order to cure the alleged default and the date by which the default must be remedied, which date cannot be less than five business days from the date of mailing the notice of default.
11. **Termination.** Upon occurrence of any Event of Default, and after proper notice of default has been given, Owner may, at its option, in addition to any other remedy or right given hereunder or by law, give notice to Renter that this Agreement shall terminate upon the date specified in the notice, which date shall not be earlier than ten business days after mailing or delivery of such notice.

The foregoing provisions for the termination of this Agreement shall not operate to exclude or suspend any other remedy of Owner for breach, or for the recovery of Rent for the full term.
12. **Acceleration.** Renter expressly agrees and understands that upon Owner's termination of this Agreement, the entire remaining balance of unpaid Rent for the remainder of the Term of this Agreement shall accelerate,

whereby the entire sum shall become immediately due, payable, and collectable. To the extent allowed by law, Owner may hold the portion of Renter's Security Deposit remaining after reasonable cleaning and repairs as a partial offset to satisfaction of the accelerated Rent.

13. **Repossession.** Upon termination of this Agreement as provided herein, or pursuant to statute, or by summary proceedings or otherwise, Owner may enter forthwith, without further demand or notice to Renter, and resume possession of the Agreement Premises. In no event shall such reentry or resumption of possession or reletting as hereafter provided be deemed to be acceptance or surrender of this Agreement or a waiver of the rights or remedies of Owner hereunder.
14. **Default by Owner.** In the event of any default by Owner, Renter, before exercising any rights that it may have at law to cancel this Agreement, must first send notice by registered or certified mail, or hand delivery, to Owner, and shall have offered Owner thirty days in which to correct and cure the default or commence a good faith effort to cure such default.
15. **Damages.** Upon termination of this Agreement in any manner provided herein, or by summary proceedings or otherwise, Renter shall pay to Owner without demand or notice the following:
 - A. All Rent and other payments accrued to the date of such termination and a proportionate part of the Rent otherwise payable for the month in which such termination occurs.
 - B. The costs of making all repairs, alterations and improvements required to be made by Owner hereunder, and of performing all covenants of Renter relating to the condition of the Agreement Premises during the Term of this Agreement and upon expiration or sooner termination of this Agreement, such costs to be deemed prima facie to be the costs estimated by a reputable architect or contractor selected by Owner or the amounts actually expended or incurred thereafter by Owner.
 - C. Attorney's fees and costs.
16. **Exclusivity of Owner's Remedies.** The receipt of Rent after default, or after judgment, or after execution, shall not deprive Owner of other actions against Renter for possession or for Rent or for Damages, and all such remedies are non-exclusive and can be exercised concurrently or separately as Owner desires.
17. **Owner Not Liable for Injury or Damage to Persons or Property.** Owner shall not be liable for any injury or damage to any person or to any property at any time on said Premises or building from any cause whatever that may at any time exist from the use or condition of the Agreement Premises or building from any cause, during the Term or any renewal of this Agreement.
18. **Taxes.** Property taxes on the Agreement Premises, if any, shall be the responsibility of Owner. Taxes on the personal property of Renter shall be the responsibility of Renter. All other taxes shall be the responsibility of the party incurring the same.
19. **Right of Reentry.** Owner shall have the right, by itself or agent or with others, to enter the Agreement Premises at reasonable hours to examine or exhibit the Agreement Premises, or to make such repairs and alterations as shall be deemed necessary for the safety and preservation of the building, to inspect and examine, to post such notices as Owner may deem necessary to protect Owner against loss from liens of laborers, materialmen or others, and for the purpose of permitting or facilitating Owner's performance of its obligations hereunder, or for any other reasonable purpose that does not materially diminish Renter's enjoyment or use of the Agreement Premises.
20. **Hold Over.** If Renter shall holdover after the expiration of the Term of this Agreement, with the consent of Owner, express or implied, such tenancy shall be from month to month only, and not a renewal hereof; and Renter agrees to pay Rent and all other charges as provided herein, and also to comply with all covenants of this Agreement for the time Renter holds over. Renter shall be entitled to possession until Owner has given Renter a thirty day notice that such month to month tenancy shall be terminated; otherwise, notice is only required as hereinafter provided as notice of default.

If Renter shall hold over without the consent of Owner, express or implied, then Renter shall be construed to be a tenant at sufferance at double the Rent herein provided, prorated by the day until possession is returned to Owner.

Renter's holding over beyond the expiration of the notice period of a lawful notice of termination constitutes holding over without the consent of Owner, and Renter shall be construed to be a tenant at sufferance, at double the Rent herein provided, prorated by the day until possession is returned to Owner, without limitation to Owner's remedies and rights of recovery under applicable law.

21. **Nature of Relationship between Parties.** The sole relationship between the parties created by this Agreement is that of Owner and Renter. Nothing contained in this Agreement shall be deemed, held, or construed as creating a joint venture or partnership between the parties.
22. **Right of Owner to Pay Obligations of Renter to Others.** If Renter shall fail or refuse to pay any sums due to be paid by it under the provisions of this Agreement, or fail or refuse to maintain the Agreement Premises or any part thereof as herein provided, then, and in such event, Owner, after a ten day notice in writing by Owner to Renter, shall have the right to pay any such sum or sums due to be paid by Renter and to do and perform any work necessary for the proper maintenance of the Agreement Premises; and the amount of such sum or sums paid by Owner for the account of Renter and the cost of any such work, together with interest on such amount at the maximum legal rate from the date of payment by Owner until the repayment to Owner by Renter, shall be paid by Renter upon demand in writing. The payment by Owner of any such sum or sums or the performance by Owner of any such work shall be prima facie evidence of the necessity for such work.
23. **Mechanics and Other Liens Imposed by Renter.** Renter shall keep the Agreement Premises and the improvements at all times during the Term free of mechanics and materialmen's liens and other liens of like nature, other than liens created and claimed by reason of any work done by or at the insistence of Owner, and at all times shall fully protect and indemnify Owner against all such liens or claims and against all attorneys' fees and other costs and expenses growing out of or incurred by reason or on account of any such liens or claims. Should Renter fail to fully discharge any such lien or claim, Owner, at its option, may pay the same or any part thereof, and Owner shall be the sole judge of the validity of such lien or claim.
- All amounts so paid by Owner, together with interest at the maximum legal rate from the time of payment by Owner until repayment by Renter, shall be paid by Renter upon demand, and if not so paid, shall continue to bear interest at the aforesaid rate, interest payable monthly, as additional Rent.
24. **Condemnation Clause.** In the event that all or part of the Agreement Premises is taken by eminent domain or conveyed in lieu of eminent domain, if the Agreement Premises cannot reasonably be used by Renter for their intended purpose, then this Agreement will terminate effective as of the date that the condemning authority shall take possession of the same.
25. **Fire Clause.** Renter agrees to notify Owner of any damages to the Agreement Premises by fire or other hazard and also of any dangerous or hazardous condition within the Agreement Premises immediately upon the occurrence of such fire or other hazard or discovery of such condition.

Upon occurrence of a fire, repairs shall be made by Owner as soon as reasonably may be done unless the costs of repairing the Agreement Premises exceed 25% of the replacement cost of the building in which case the Owner may, at its option, terminate this Agreement by giving Renter a written notice of termination within thirty days of the date of the occurrence.

If Owner does not terminate this Agreement pursuant to the paragraph above, then Owner has thirty days after the date of occurrence to give written notice to Renter setting forth its unqualified commitment to make all necessary repairs or replacements, the projected date of commencement of such repairs, and Owner's best good faith estimate of the date of completion of the same.

If Owner fails to give such notice, or if the date of completion is more than ninety days after the date of the occurrence, then Renter may, at its option, terminate this Agreement and Owner will be obliged to refund to Renter any rent allocable to the period subsequent to the date of the fire.

26. **Waiver of Nonperformance.** Failure of Owner to exercise any of its rights under this Agreement upon nonperformance by Renter of any condition, covenant or provision herein contained shall not be considered a waiver, nor shall any waiver of nonperformance of any such condition, covenant or provision by Owner be construed as a waiver of the rights of Owner as to any subsequent defective performance or nonperformance hereunder.
27. **Parol Evidence Clause.** This instrument constitutes the final, fully integrated expression of the agreement between Owner and Renter, and it cannot be modified or amended in any way except in writing signed by Owner and Renter.
28. **Subordination.** This Agreement is subordinate to the lien of all present or future mortgages that affect the Agreement Premises and to all renewals, modification, replacements and extensions of this Agreement. This clause shall be self-operative but in any event Renter agrees to execute promptly and deliver any estoppel certificate or other assurances that Owner may request in furtherance of this provision.
29. **Insurance.** Owner shall during the Term of this Agreement, at its sole expense, provide and keep in force insurance on the property against loss or damage by fire and extended coverage, in an amount equal to 100% of the full insurable value. The personal property of the Renter is not covered by the Owner's residential insurance and it is recommended that the Renter obtain a policy to cover personal furnishings, equipment and other possessions.
30. **Notices.** All notices and communications concerning this Agreement shall be mailed to the parties at the following addresses:

Owner:
San Miguel County
BOCC
P.O. Box 1170
Telluride, CO 81435

Renter:
Ericka Just

31. **Court Action, Attorney's Fees, and Costs.** If, upon failure of either party to comply with any of the covenants, conditions, rules or regulations of and in this Agreement, and suit should be brought for damages on account, or to enforce the payment of Rent herein stipulated, or to recover possession of the Agreement Premises or to enforce any provision of this Agreement, the losing party agrees to pay the prevailing party reasonable costs, attorney's fees and expenses incurred in prosecuting these suits.
32. **Assignments and Sub Agreement.** Renter shall not assign this Agreement voluntarily or involuntarily, nor shall Renter assign the Premises to another party, without the written consent of Owner, under penalty of instant forfeiture of this Agreement. All rights and liabilities herein given to or imposed upon either of the parties shall extend to the heirs, executors, administrators, successors and assigns of such party.
33. **Interpretation.** Whenever any word is used in this Agreement in the masculine gender, it shall also be construed as being used in the feminine and neuter genders, and singular usage shall include the plural and vice versa, all as the context shall require.
34. **Modification.** Any modification or amendment of this Agreement shall be in writing and shall be executed by all parties.
35. **Severability Clause.** If any term, covenant, condition, or provision of this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be affected, impaired, or invalidated.

36. **Law to Apply.** This Agreement shall be construed under and in accordance with the laws of the State of Colorado and in the event litigation is commenced in this matter venue and jurisdiction shall be proper only in San Miguel County District Court.
37. **Governmental Immunity.** Nothing in this Agreement shall be deemed to waive or otherwise limit any defenses or immunities that may be available to Owner under the Colorado Governmental Immunity Act, C.R.S. § 24-10-101. *et seq.*
38. **No Third Party Beneficiaries.** Except as herein provided, no person or entity, other than a party to this Agreement, shall have any right of action under this Agreement. It is the express intent of the parties hereto that any person receiving services or benefits under this Agreement, other than a party to this Agreement, shall be deemed an incidental beneficiary only.
39. **Authority.** The Parties hereto warrant and covenant that each has the authority to enter into and make legally binding this Agreement. If Renter is a corporation, each person executing this Agreement represents and warrants that he is duly authorized to execute and deliver this Agreement on behalf of the corporation. Those persons further represent that this Agreement is binding upon the corporation.

IN WITNESS WHEREOF the parties have executed this Agreement as of the date first written above.

OWNER:

BOARD OF COUNTY COMMISSIONERS
SAN MIGUEL COUNTY, COLORADO

By: _____


Kris Holstrom, Chair

Date: _____

9-10-2019

RENTER:

Ericka Just

By: _____



Date: _____

9-5-19



AGENDA ITEM - 4.n.

TITLE:

Approval of Minutes: August 21, 2019.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

August 21, 2019 Draft Minutes

Upload Date

9/13/2019

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS
MINUTES

Wednesday, August 21, 2019

333 W Colorado Ave 2nd floor, Telluride CO

Present

Kris Holstrom, Chair
Hilary Cooper, Vice Chair
Lance Waring, Commissioner

Staff Present

Lynn Black, County Administrator
Mike Bordogna, County Manager
Amy Markwell, County Attorney
Tonya McCann, County Paralegal
Carmen Warfield, Chief Deputy Clerk

1. **Call to order.**
9:32 a.m.
2. **Review of Agenda.**
3. **Calendar Review.**
4. **CONSENT AGENDA**
 - a. Ratification of Commissioner's signature on a letter to the Grand Mesa, Uncompahgre and Gunnison National Forests Forest Supervisor concerning the departure of Norwood District Ranger Matt Zumstein.
 - b. Approval of Chair's signature as the Board of Commissioners on a letter of support for the Colorado Parks and Wildlife trail planning grant in the USFS busted Arm Draw of Norwood (being applied through the Norwood Parks and Recreation Department).
 - c. Consideration of the Board of Commissioners to approve the submittal by the Sheriff's office for the Gray and Black Marijuana Grant. (Contract 2019-095)
 - d. Approval of Minutes: July 17, 2019, July 31, 2019, and August 5, 2019.
 - e. Approval of Chair's Signature on the 2019 Abstract of Assessment. (Contract 2019-096)
 - f. Ratification of Commissioner's signature on a letter to Tri-State Generation and Transmission Association concerning the recently released responsible energy plan.
 - g. Ratification of Chair's signature on the July 2019 Veterans Service Officer's report.

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

5. **ADMINISTRATIVE MATTERS:**

- a. Approval of Chair's signature on a resolution of the Board of County Commissioners of San Miguel County, Colorado, to refer a ballot issue to the registered electors of the San Miguel County Public Library District No. 1 pursuant to Article X, section 20 of the Colorado Constitution and C.R.S. 24-90-112(1)(b)(III) .

Present: Sarah Landeryou, Director of the Public Library District No. 1

MOTION by Lance Waring to approve the resolution as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (ATTACHMENT I – Resolution 2019-014)

- b. Approval of Chair's signature on a Revocable Recreational Trail Easement Agreement with Idarado Mining Company and San Miguel County to construct a single-track, pedestrian trail - all located on the East End of the San Miguel Valley.

Present: Devon Homtvedt, Idarado Mining Company, Idarado; Janet Kask, Parks and Open Space Director

MOTION by Lance Waring to approve as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.** (Contract 2019-097)

- c. Public comment/questions regarding the proposed GMUG Forest Plan Revision comment letter due to be signed/submitted by the end of the month.

Present: Amy Markwell, County Attorney; Doug Tooley, County resident

MOTION by Hilary Cooper to approve the comment letter as presented. **SECONDED** by Lance Waring. **PASSED 3-0.**

9:47 a.m. Recessed.

9:49 a.m. Reconvened.

6. **PLANNING MATTERS:**

- a. Presentation of the Down Valley and Placerville survey results.

Present: Kaye Simonson, Planning Director; John Huebner, Associate Planner; Doug Tooley, County resident

- b. Other, as needed.
1. The next Planning Commission meeting will be held on September 11, 2019.
2. A moment was taken to recognize Mitch Markiewicz, County Building Official, for his service to San Miguel County.

10:41 a.m. Recessed.

10:49 a.m. Reconvened.

7. ~~**UPDATE WITH COUNTY GOVERNMENT AFFAIRS/NATURAL RESOURCES DIRECTOR**~~

- ~~a. Other, as needed.~~

8. **SOCIAL SERVICES MATTERS**

- a. Approval of Chair's signature on Social Services Department Balance Sheet June 2019, Earned Revenue and Expenditures June 2019, Expenditures through Electronic Benefit Transfers July 2019, Check Register for the Month of July 2019, County Allocation/MOE Report JUN-2019, and 2019 Caseload Report.

Present: Carol Friedrich, County Social Services Director

MOTION by Hilary Cooper to approve the monthly financial reports. **SECONDED** by Lance Waring. **PASSED 3-0.**

- b. Other, as needed.
1. Update on Financials
2. Update on the Mental Health Advisory Panel

9. ~~**ADMINISTRATORS REPORT**~~

- ~~a. Update with County Administrator~~

10. ~~**COMMISSIONER AND PUBLIC DISCUSSION**~~

- ~~a. Public Discussion.
b. Update on Outside Meetings, if needed.
c. Website posting and press releases
d. General Discussion.~~

11. **ATTORNEY MATTERS**

(Any of these items may involve an Executive Session C.R.S 24-6-402)

- a. Collaborating with other Western Slope counties during the Colorado Oil and Gas Commission rule-making process.

Present: Amy Markwell, County Attorney

- b. Executive Session: Approval of Chair's signature on a settlement agreement and release of all claims with Paradox Midstream LLC., Citation (4) (f).
c. Late Addition: Ext Session Discussion of ongoing issues with violations of building, zoning and or/county road regulations, citation (4) (b).

Present: Amy Markwell, County Attorney; Ryan Righetti, County Road and Bridge Superintendent; Mitch Markiewicz, County Building Official; Kaye Simonson, County Planning Director

MOTION by Lance Waring to approve going into Executive Session to discuss a settlement agreement and release of all claims with Paradox Midstream LLC., Citation (4) (f) and discussion of the ongoing issues with violations of building, zoning and or/county road regulations, citation (4)(b). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

Note: The County Attorney requested that item 11.b and 11.c. not have written minutes as it constitutes an attorney-client communication and; a signed statement by the chair of the local public body attesting that the portion of the executive session that was not written was confined to a permissible executive session topic. (ATTACHMENT II)

11:26 a.m. Recessed.
12:21 p.m. Reconvened.

Note: The Board came out of executive session to make a motion on item 11.b.

- b. Executive Session: Approval of Chair's signature on a settlement agreement and release of all claims with Paradox Midstream LLC., Citation (4) (f).

MOTION by Lance Waring the [Chair's signature on the settlement agreement] as amended by the County Attorney. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- c. Other, as needed.
 - 1. Update on Black Bear Road.

12. **Adjournment.**
12:29 pm

20190821-BOCC-Audio

Respectfully submitted,

Carmen Warfield, Chief Deputy Clerk

Approved .

SAN MIGUEL COUNTY BOARD OF COMMISSIONERS

Kris Holstrom, Chair

ATTEST:

Lynn M. Black, County Administrator



AGENDA ITEM - 4.o.

TITLE:

Ratification of Chair's signature on a comment letter from the 2019 Annual Meeting with Colorado Department of Transportation.

Presented by:

Time needed:

PREPARED BY:

Kris Holstrom

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached comment letter.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description
2019 Annual Meeting with CDOT

Upload Date
9/11/2019



BOARD OF COMMISSIONERS

HILARY COOPER KRIS HOLSTROM LANCE WARING

Michael D. McVaugh
Region 5 Transportation Director
3803 N. Main Avenue, Suite 306
Durango, CO 81301

September 9, 2019

RE: 2019 Annual Meeting with CDOT

Dear Mike,

Thank you for your letter summarizing input from our annual meeting. We appreciate the opportunity to meet with you and the regional CDOT staff. After reviewing your letter, we had a few things we wanted to clarify and some additions.

In your letter #4 states, "Ophir curve on SH145 needs more signage and a passing lane." We did not hear in the meeting and have not heard from the public that a passing lane should be considered. Ophir community members and the Board of Commissioners are requesting CDOT's consideration of reducing the speed limit to address public safety on that section of the highway.

We wanted to add our request that you look at growing safety issues on Lawson Hill between Society Turn and Mountain Village at the Jurassic Trail highway crossing. Could the existing signage alerting drivers to the pedestrian crossing be electrified or otherwise enhanced? With the Telluride Ski Area Bike Park opening this summer and increased trail usage in general, there is a considerable increase in bike traffic at that crossing including many visitors who do not understand the speeds on the highway. What is the trigger point for a new safety analysis of that crossing? We would like to request an analysis of the location before next summer.

A final item that came up after our meeting is the closure of the small parking area across from the Lawson Hill entrance, which caught us by surprise. Is it permanent? Could we be added to a notification list of those types of actions in the future?

Again, we appreciate that you shared these notes with us and allowed us this opportunity for clarification and feedback. We very much appreciate an open line of communication with your agency.

Best regards,

A handwritten signature in black ink that reads "Kris Holstrom". The signature is written in a cursive, flowing style.

Kris Holstrom

Board Chair



AGENDA ITEM - 4.p.

TITLE:

Approval of the Parks and Open Space to enter into an agreement for services with Moores Mining, LLC to replace the 2019 Outdoor Arena Renovation and Upgrade Project Material Purchase and Hauling not to exceed \$60,000.Fairgrounds.

Presented by:

Time needed:

PREPARED BY:

Janet Kask, County Parks and Open Space Director

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See memo attached.

FISCAL IMPACT:

Funding through a GOCO Grant for the renovation and upgrade project for the Outdoor Arena at the Fairgrounds.

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Parks and Open Space
Description:			

ATTACHMENTS:

Description	Upload Date
BOCC Memo - Outdoor Arena (GOCO Grant)	9/12/2019
ICA - Moores Mining (Fairgrounds)	9/12/2019
Moores Mining LLC Exhibit A	9/13/2019

DATE: September 11, 2019

TO: BOCC

FROM: Janet Kask, Dir., Parks & Open Space

RE: Fairgrounds – Outdoor Arena – GOCO Grant (Moores Mining)

As previously mentioned, the County was awarded a GOCO Grant for the renovation and upgrade project for the Outdoor Arena at the Fairgrounds. This project includes the grading of the facility to improve drainage issues, replacement of the existing footing; as well as replacement of the existing exterior perimeter fence.

This is a large project with an overall estimated budget of \$210K. The County's grant award is \$157,103. and the County's overall match portion is \$52,368., which is 25% of the total. These funds have been earmarked in both the 2019 and 2020 POS budgets.

Attached is an Independent Contractor Agreement with Moores Mining, LLC to provide the County with 2700 tons of decomposed granite material, which will serve as the footing in the Outdoor Arena. Moores will haul and deliver the material from their pit in Gateway to the Fairgrounds in Norwood. The total cost for all is \$59,265. Moores is the preferred provider of footing material, as stipulated by Bob Kiser of Kiser Arena Specialists, our consultant. Delivery will take place the week of 9/23.

We obtained 2 other quotes for a third party to contract with Moores for the material and delivery, and the figures were \$53K and \$68K, but those amounts tied into a larger bid package, which wasn't awarded. Therefore, we decided to contract with Moores directly.

Suggested motion is to approve and authorize the Chair to sign the Independent Contractor Agreement with Moores Mining, LLC. Please let me know if you have any questions. Thanks.

Att.

AGREEMENT FOR SERVICES

Independent Contractor

PROJECT: 2019 Outdoor Arena Renovation & Upgrade Project Material Purchase & Hauling

CONTRACTOR NAME: Moores Mining, LLC

LOCATION: San Miguel County Fairgrounds

DATE: September 18, 2019

San Miguel County wishes to engage the services of an independent contractor. The undersigned contractor has agreed to provide such services, as an independent contractor, in return for the compensation stated herein. The undersigned contractor has read and agrees to the terms and conditions stated herein.

BE IT AGREED AS FOLLOWS:

1. Contractor agrees to perform the following services for San Miguel County: To supply 2700 tons of decomposed granite material screened to 1/4" minus as per approval of Bob Kiser; and as per Exhibit A-Estimate. To haul and place material at the San Miguel County Fairgrounds at the pre-determined location on site as per Exhibit A-Estimate. To provide appropriate documentation/weight tickets on the material hauled and deposited. To arrange communications between haulers & Fairgrounds Staff to accept loads and manage stockpile.
2. San Miguel County agrees to pay \$59,265. for entire project. Total amount is not to exceed \$60,000. Invoices must be approved by Janet Kask/DeeAnna Burbridge.

Invoices must be submitted to and approved by the appropriate County official (see above) and delivered to the San Miguel County Finance Office. Approved invoices that are received by the Finance Office prior to the 1st day of the month will be paid on the tenth day of the month; invoices received in the Finance Office the 2nd through the 10th day of the month will be paid on the 20th day of the month; invoices received on the 11th through the 20th day of the month will be paid on the last working day of the month. Payment of invoices does not constitute final acceptance of work, nor shall it be construed as a waiver by the County of any of its rights as may be provided by law.

3. **INDEPENDENT CONTRACTOR**. Unless otherwise specified in writing, contractor shall furnish all supervision, labor, materials, equipment, supplies and other incidentals to complete the requirements of the job. The contractor has the authority to control and direct the details of the work; San Miguel County is interested only in the results. Contractor shall pay all required employment taxes, including all federal and state income taxes on all monies paid pursuant to this Agreement. The contractor shall have no authorization, either express or implied, to make any commitments on behalf of the County. The services as defined herein are subject to San Miguel County's right of inspection and approval. The contractor agrees to comply with all federal, state and municipal laws, rules, regulations and safety procedures that are or may apply to the work performed.

4. **WORK PERFORMED AT CONTRACTOR'S RISK.** Contractor shall take all precautions necessary and shall be responsible for the safe performance of the services described herein. All work shall be done at contractor's risk. Contractor shall be responsible for any damage or loss to San Miguel County property, and for any loss or damage to materials, tools or other articles used or held for use in connection with the work performed.
5. **INSURANCE TO BE SECURED BY CONTRACTOR.** Contractor agrees to comply with all state and federal requirements pertaining to workers' compensation, general liability and employment liability insurance relating to the performance and completion of this Agreement. Contractor and any subcontractors shall procure and maintain until all of their obligations under this Agreement have been discharged, including any warranty periods, insurance against claims for injury to persons or damages to property which may arise from, or in connection with the performance of work hereunder by the Contractor, its agents, representatives, employees, or subcontractors. The County shall be endorsed as an additional insured on any policy of Commercial General Liability insurance ("CGL") that the Contractor has obtained, as evidenced by a current certificate of liability insurance and copy of the endorsement which the Contractor shall provide to the County upon execution of this Agreement. The insurance requirements herein are minimum requirements for this Agreement and in no way limit the Contractor's indemnity obligations to the County as set forth herein. The County in no way warrants that the minimum limits of insurance specified herein are sufficient to protect the Contractor from liabilities that may arise out of the performance of the work under this Agreement by Contractor. The minimum Scope and Limits of insurance coverages that the Contractor is to maintain in effect and to which the County shall be endorsed as an additional insured, shall be: General Aggregate - \$1,000,000; Products/Completed Operation Aggregate - \$1,000,000; Each Occurrence Limit - \$1,000,000; Personal Advertising Injury - \$1,000,000; Automobile Liability (if applicable) Bodily Injury/Property Damage (Each Accident) - \$1,000,000; Workers' Compensation and Employers' Liability – Coverage A (Workers' Compensation) – statutory; Coverage B (Employers' Liability) - \$100,000/\$500,000, or such higher coverage limits as the Contractor's insurance coverage provides. The County does not intend to waive, by any provision of this Agreement, any rights, immunities, and protections provided by the Colorado Governmental Immunity Act, C.R.S. §24-10-101, *et seq*, as currently in effect and as it may be subsequently amended. This indemnity continues beyond the termination of this Agreement for the acts or omissions which occurred during the Agreement Term.
6. **INDEMNIFICATION.** Contractor shall indemnify, release, save, hold harmless and defend San Miguel County, its officials, employees and agents (hereinafter referred to as the "Indemnitee"), from and against all liabilities, claims, actions, damages, losses and expenses, including without limitation reasonable attorneys' fee and costs (hereinafter referred to collectively as "claims") for bodily injury or personal injury, including death, or loss or damage to tangible or intangible property caused, or alleged to be caused, in whole or in part, by the negligent or willful acts or omissions of the Contractor or any of its owners, officers, directors, agents, employees, or subcontractors. The indemnity includes any claim or amount arising out of or recovered under the Workers' Compensation Law or arising out of the failure of such Contractor to conform to any federal, state, or local law, statute, ordinance, rule, regulation or court decree. It is the specific intention of the parties that the Indemnitee shall, in all instances, except for claims arising solely from the negligent or willful acts or omissions of the Indemnitee, be indemnified by Contractor from and against any and all claims. It is agreed that Contractor will be responsible for primary loss investigation, defense, and judgment costs where this indemnification is applicable. In consideration of the award of this Agreement, the Contractor agrees to waive all rights of subrogation against San Miguel County, its officials, agents, and employees for losses arising from the work performed by the Contractor for San Miguel County pursuant to this Agreement.

7. **PROFESSIONAL SERVICES AGREEMENT. THIS PROVISION ONLY APPLIES TO AGREEMENTS FOR PROFESSIONAL SERVICES.** The parties agree that contractor is a professional person and that the relationship created by this contract is that of employer-independent contractor. Contractor is not an employee of San Miguel County and is not entitled to any benefits provided by San Miguel County to its employees. Contractor may practice his profession for others during periods of time when he is not performing work under this Agreement for San Miguel County. San Miguel County may, during the term of this Agreement, engage other independent contractors to perform the same or similar work that the Contractor performs. Contractor shall maintain Professional Liability (Errors and Omissions Liability) insurance coverage as of the effective date of this Agreement and for an extended discovery period of two years beginning at the time work under this Agreement is completed, in the minimum amount of \$1,000,000 per loss, \$2,000,000 aggregate annual losses.
8. **TERM OF AGREEMENT & APPROPRIATION OF FUNDS.** The term of this Agreement is from 8-18-19 to 10-31-19 or until the scope of work pursuant to 1 above is completed to the satisfaction of the County representative listed as the approval authority for invoices listed in 2 above. Time is of the essence in Contractor's performance of its obligations under this Agreement. San Miguel County's expenditure of any funds under this Agreement beyond the current County fiscal year shall be expressly subject to and contingent upon the County budgeting and appropriating funds for such purposes in accordance with the Colorado Local Government Budget Law and C.R.S. §29-1-110. Should such funds not be budgeted and appropriated for the County's obligations under this Agreement for future fiscal years, this Agreement shall terminate at the end of the fiscal year for which such funding has been lawfully budgeted and appropriated, and the County shall provide the contractor with prior written notice of such termination.
9. **NOTICE.** All rights, obligations, privileges, and duties created herein may be terminated at any time by either party by the giving of written notice to the other party at their last known address.
10. **COMPLIANCE WITH PUBLIC CONTRACTS FOR SERVICES REQUIREMENTS – UNDOCUMENTED WORKERS.**
- A. Contractor hereby certifies that, at the time of the certification, and prior to its execution of this Agreement, that it does not knowingly employ or contract with an illegal alien who will perform work under this Agreement and Contractor will participate in either the e-verify program or the department program, as defined in C.R.S. §8-17.5-101, in order to confirm the employment eligibility of all employees who are newly hired for employment to perform work under this Agreement.
 - B. Contractor hereby agrees and certifies that during the term of this Agreement it shall not:
 - (I) Knowingly employ or contract with an illegal alien to perform work under this Agreement for services; or,
 - (II) Enter into a contract with a subcontractor that fails to certify to Contractor that the subcontractor shall not knowingly employ or contract with an illegal alien to perform work under this Agreement.
 - C. Contractor has confirmed the employment eligibility of all employees who are newly hired for employment to perform work under this Agreement through participation in either the e-verify program or the department program.
 - D. Contractor is hereby prohibited from using either the e-verify program or the department program procedures to undertake pre-employment screening of job applicants while services pursuant to this Agreement is being performed.

- E. If Contractor obtains actual knowledge that a subcontractor performing work under this Agreement knowingly employs or contracts with an illegal alien, Contractor shall:
- (I) Notify the subcontractor and San Miguel County within three days that Contractor has actual knowledge that the subcontractor is employing or contracting with an illegal alien; and,
 - (II) Terminate the subcontract with the subcontractor if within three days of receiving the notice required pursuant to sub-paragraph (E.I.) above, the subcontractor does not stop employing or contracting with the illegal alien; except that the contractor shall not terminate the contract with the subcontractor if during such three days the subcontractor provides information to establish that the subcontractor has not knowingly employed or contracted with an illegal alien.
- F. Contractor shall comply with any reasonable request by the Colorado Department of Labor and Employment (the "Department") made in the course of an investigation that the Department is undertaking pursuant to the authority established in C.R.S. §8-17.5-102(5).
- G. If Contractor violates a provision of the Agreement required pursuant to C.S.R.S. §8-17.5-102(2), San Miguel County may terminate this Agreement for a breach of the Agreement. If the Agreement is so terminated, Contractor shall be liable for actual and consequential damages to San Miguel County.
- H. If Contractor is a natural person over eighteen years of age and a sole-proprietor, a condition precedent to the County's execution of this Agreement is that the County has verified that contractor is lawfully present in the United States in accordance with H.B. 06 -1023, C.R.S., Title 24, Article 76.5, Restrictions on Public Benefits and that the contractor has executed the statutorily required affidavit pertaining to their lawful presence in the United States. This Agreement shall not become legally effective until and unless the County has verified that Contractor is legally present in the United States of America in accordance with applicable statutory requirements.
11. **COLORADO OPEN RECORDS ACT.** The Parties acknowledge that San Miguel County is a governmental entity formed pursuant to Colorado law, and as such, is subject to the Colorado Open Records Act, C.R.S. § 24-72-200 *et seq.* ("CORA"). In the event the County receives a request under CORA that would require production of records related to Contractor, the County will inform Contractor of such request and provide Contractor with a copy of any such written request. Contractor shall promptly notify the County if: (i) production of the requested record would disclose Contractor's trade secrets, privileged information, and/or confidential commercial or financial data pursuant to C.R.S. § 24-72-2014(3)a(IV); or (ii) Contractor desires to pursue a legal action to prevent disclosure of such documents. The County shall determine whether to deny the request. If the County's denial of a request is challenged, the County will notify Contractor of such challenge and provide the Company with a written copy of any such challenge. Contractor shall indemnify and hold the County harmless from any claim or judgment as well as any costs and attorney's fees incurred in denying such request or otherwise assisting Contractor in response to a denial and/or legal challenge to the denial.
12. **GOVERNING LAW, JURISDICTION & VENUE.** This Agreement will be governed by and construed in accordance with the laws of Colorado. Should there be a dispute between the Parties, Contractor agrees to submit to the exclusive jurisdiction and venue of federal and state courts located in San Miguel County, Colorado and will not claim it is an inconvenient forum for legal action.
13. **MISCELLANEOUS.** Contractor shall not assign its rights, or delegate its obligations, under this Agreement without the County's prior written consent. Should a court of competent jurisdiction determine that any provision or term of this Agreement be legally void, or otherwise legally unenforceable, such provision or term shall be deemed severable from the remainder of this Agreement,

which shall remain in full force and effect. This Agreement, together with any attached exhibits, represents the complete, integrated, and merged understanding of the parties with regard to the subject matter of this Agreement, and any prior or contemporaneous provision, term, condition, promise, representation, or understanding, shall be of no legal force or effect unless embodied herein in writing, or in a written amendment to this Agreement mutually agreed to and executed by the parties. A party's waiver of a specific right set forth herein shall not be deemed to be a waiver by that party of any other of its rights contained in this Agreement.

San Miguel County, Colorado

Date signed _____

By _____

Kris Holstrom

Title: Chair, San Miguel County Board of
County Commissioners

Employer ID #: 84-6000806

Contractor Name: Moores Mining, LLC

Address: 32906 Hwy 141, Gateway, CO 81522

Phone Number: 970-931-2804 Fax: 970-931-2805

Date signed _____

Signature – Leon Moores, Manager

Reviewed by County Attorney for form and content

Amy T. Markwell

Date

Additional Forms Required:

- W-9
- Certificate of Insurance with the CGL
- Additional Insured Endorsement
- Affidavit of Lawful Presence (If Sole Proprietor)

"Exhibit A"

MOORES MINING, LLC

**32906 Hwy 141
Gateway, CO 81522
(970) 931-2804
Fax (970) 931-2805**

Bid for 1/4 inch arena sand as spec. by Bob Kiser from Moores Mining LLC to fairgrounds in Norwood Colo.

\$3.75 per ton at Moores Pit

Delivery from Moores Pit to Norwood Fairgrounds \$18.20 per ton

2700 ton estimate at \$21.95 per ton total at \$59265.00

Leon Moores
Co/manager
Moores Mining LLC



AGENDA ITEM - 4.q.

TITLE:

Ratification of Chair's signature on a Letter of Acceptance in the amount of \$60,000 small dollar grant agreement through Division of Homeland Security and Emergency Management granted to the Sheriff's office, 19EM-20-51.

Presented by:

Time needed:

PREPARED BY:

Henry L Mitchell

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached document.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Letter of Acceptance

Upload Date

9/12/2019



COLORADO

Division of Homeland Security & Emergency Management

Department of Public Safety

Office of Grants Management

8000 S. Chester Street, Suite 575

Centennial, CO 80112

Letter of Acceptance

Date:

Encumbrance Number: 19EM-20-51

Subrecipient Name:

Grant Name:

This letter serves as notification and acceptance of the Small Dollar Grant Agreement (SDGA) for the

Grant Name: _____ in the amount of \$ 60,000.00 issued
by the Colorado Department of Public Safety, Division of Homeland Security and Emergency Management
(CDPS/DHSEM).

By signing below, the agency, in accordance with acceptance, acknowledges the receipt, review and concurrence of the provided terms and conditions, scope of work, and any additional requirements identified. Additionally, the following required documents are provided for issuance of the award through the State financial system and accompany this letter of acceptance:

1. Current Request for Taxpayer Identification Number and Certification (W-9) form
2. Current Electronic Funds Transfer (EFT) form

By signing and returning this letter, the undersigned holds authority to enter into, and understands and accepts all the terms and conditions outlined for the Small Dollar Grant Agreement referenced above.

By (Printed Name): Kris Holstrom

Title: Chair, BOCC

Kris Holstrom
*Signature

Date: 9/12/2019



COLORADO

Department of Public Safety

700 Kipling Street, Lakewood, CO 80215 | www.colorado.gov/publicsafety

Jared Polis, Governor | Stan Hilkey, Executive Director



AGENDA ITEM - 4.r.

TITLE:

Authorization of August 2019 Payroll and Vendor Payments.

Presented by:

Time needed:

PREPARED BY:

Ramona Rummel, County Finance Manager

RECOMMENDED ACTION/MOTION:

To approve as presented.

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

August 2019 Payables

Upload Date

9/13/2019



FINANCE OFFICE

RAMONA RUMMEL, FINANCE MANAGER

September 13, 2019

To: Board of County Commissioners
Lynn Black, County Administrator

Below please find a summary of payments issued during the month of August 2019. This presentation of claims is required per CRS 30-25-110.

Staff is recommending the approval of these payments via consent agenda on September 18, 2019.

Any questions, please let me know. Thank you.

Per 30-25-110 C.R. S. Claims presented to the board - when-how paid.

August 2019 Payments		
	PAYROLL	VENDOR PAYMENTS
101 - General Fund	\$664,438.18	\$357,128.29
102 - Road & Bridge Fund	\$145,741.56	\$158,015.44
103 - Social Services Fund	\$44,088.32	\$7868.36
104 - Sales Tax Capital Fund	\$0.00	\$57,095.27
106 - Transit Fund	\$0.00	\$4,146.01
107 - Retirement Fund	\$46,083.81	\$0.00
108- Parks and Open Space Fund	\$45,009.98	\$30,496.05
109 - Conservation Trust Fund	\$0.00	\$0.00
110 - Lodging Tax Fund	\$0.00	\$107,021.01
111 - Vegetation Management Fund	\$3,152.39	\$1,109.65
112 - Early Childhood Education Fund	\$0.00	\$13,804.89
115 - Public Health & Environment Fund	\$16,079.58	\$9,485.51
116 - Energy Fund	\$0.00	\$897.60
224 - Housing Authority	\$0.00	\$0.00
226 - Solid Waste Disposal District	\$0.00	\$4,350.87
TOTALS	\$964,593.82	\$751,418.95



AGENDA ITEM - 4.s.

TITLE:

Approval to obligate Title I monies in San Miguel County.

Presented by:

Time needed:

PREPARED BY:

Ramona Rummel, Finance Manager

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached memo.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Distribution of National Forest Funding

Upload Date

9/13/2019



FINANCE OFFICE

RAMONA RUMMEL, FINANCE MANAGER

September 13, 2019

To: Board of Commissioners

From: Ramona Rummel, Finance Manager

RE: Distribution of National Forest Funding

San Miguel County is in receipt of the 2018 Federal Forest funding (SRS Funding) in the amount of \$39,045.28. It is currently being held in a trust account with the county treasurer. This amount is comprised of \$33,188.49 in Title I monies and \$5,856.79 in Title III monies.

Congress authorized this funding in March of 2019, in which the total distribution to the State of Colorado exceeded \$6 million. Therefore, CRS 30-29-101(3) dictates the allocation on splitting the Title I funds between the county's public schools and the road & bridge fund. There is a 25% minimum requirement distribution to the school districts and road & bridge fund.

The Title III monies are being held, pending recommendation by the Sheriff on the distribution of these funds. These funds are restricted to carry out activities under the Firewise Communities program, reimburse a participating county for search and rescue services performed on national forests, or to develop/update community wildfire protection plans.

Staff is recommending that the entire payment of Title I monies be distributed to the school districts on a proportionate pupil count, as provided by CDE. By distributing the funding to the schools, the county will not see an offset to the 2020 PILT payment. Should the county retain the Title I funding for Road and Bridge, the 2020 PILT payment will be offset accordingly.

Below is a quick glance of how the funding would be distributed to the school districts:

TITLE I FUNDS RECEIVED		\$33,188.49
(District break-down based on proportionate pupil count)		
Telluride School District	86.42%	\$28,681.49
Norwood School District	12.63%	\$4,191.71
Dolores County School District	.95%	\$315.29

Suggested Motion: "To approve the distribution of the 2018 Federal Forest Title I funding (Secure Rural School Funding) to the three school districts, based on a proportionate pupil count. Telluride School District to receive \$28,681.49, Norwood School District to receive \$4,191.71, and Dolores County School District to receive \$315.29."



AGENDA ITEM - 4.t.

TITLE:

Late Addition: Approval of Chair's signature on a Revocable Encroachment Agreement with Owner: Rosalie Ausmus, 795 N. Trout Lake Road, for the replacement of the septic tank partially encroaching on CR 63A.

Presented by:

Time needed:

PREPARED BY:

Amy Markwell, County Attorney

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

It is necessary for the owner of this property to replace the septic tank and hence the revocable encroachment agreement with San Miguel County for County Road 63A.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Revocable Encroachment Agreement

Upload Date

9/16/2019



Gregory K. Hoskin
Terrance L. Farina
Gregg K. Kampf
David A. Younger
David M. Scanga
Michael J. Russell
John T. Howe
Laurie A. Cahill
David M. Dodero
Andrew H. Teske
John P. Justus
Nicholas H. Gower
David A. Price
Anthony F. Prinster
Tammy M. Eret
* L. Richard (Dick) Bratton
** William A. Hillhouse II
** Eliza F. Hillhouse
Michael H. Luedtke
Daniel F. Fitzgerald
Larry B. Beckner
Kellianne Chamberlain
Karoline M. Henning

September 11, 2019

Amy T. Markwell
San Miguel County Attorney
Post Office Box 1170
Telluride, Colorado 81435

William H. Nelson
(1926-1992)

Re: Ausmus/795 N. Trout Lake Road

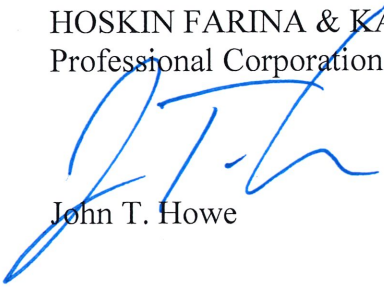
Dear Amy:

Enclosed is the Revocable Encroachment Agreement signed by Steven Ausmus, as attorney-in-fact for Rosalie Ausmus. Please provide our office with a copy of the recorded agreement once it is approved by the commissioners.

If you have any questions, please do not hesitate to contact us. Thank you.

Sincerely,

HOSKIN FARINA & KAMPF
Professional Corporation


John T. Howe

JTH:pll
Enclosure
cc: Steven Ausmus



* Gunnison
234 North Main Street, Suite 3A
Gunnison, Colorado 81230
telephone 970.641.4531
fax 970.641.4532

200 Grand Avenue, Suite 400
Post Office Box 40
Grand Junction, Colorado 81502
telephone 970.986.3400
fax 970.986.3401
♦ www.hfak.com ♦

** Denver
Post Office Box 27419
Denver, Colorado 80227
telephone 720.663.1940
fax 720.663.1941

REVOCABLE ENCROACHMENT AGREEMENT

This Revocable Encroachment Agreement ("**Agreement**") is entered into on _____, 2019, by and between **SAN MIGUEL COUNTY, COLORADO**, a body corporate and politic, acting by and through the Board of County Commissioners, having a principal address of 333 W. Colorado Avenue, Telluride, Colorado, 81435 ("**the County**" or "**County**") and **ROSALIE AUSMUS**, with an address of 426 Prospectors Point, Grand Junction, Colorado 81507 and as owner of the property located in San Miguel County at 795 N. Trout Lake Road ("**Owner**"). The foregoing entities may sometimes be referred to generically and individually as a "**Party**" or collectively as the "**Parties**".

RECITALS

WHEREAS, the County is the fee owner of County Road 63A right-of-way ("**CR 63A**"); and

WHEREAS, Owner is the owner of improvements located at 795 N. Trout Lake Road, Ophir, CO 81426 ("**Property**") which is adjacent to CR 63A; and

WHEREAS, Owner has a septic tank for the benefit of the Property that partially encroaches upon CR 63A ("**Encroachment**") as depicted in Exhibit A herein; and

WHEREAS, the County has determined to consent to the Encroachment upon the terms and conditions contained herein.

AGREEMENT

NOW, THEREFORE, in consideration of the terms and conditions, hereinafter set forth, the Parties agree as follows:

1. **Consent to Encroachment.** The County hereby consents to the Encroachment on CR 63A. Any and all rights granted to Owner under this Agreement shall be exercised at Owner's sole cost, risk and expense, and shall be subject to the dominant and continuing right of the County to use any and all of CR 63A for the County's public purposes, and shall further be subject to all prior deeds, easements, dedications, conditions, franchises, covenants, restrictions, encroachments and claims of title of record that may affect CR 63A. Nothing contained in this Agreement shall be deemed to grant, convey, create or vest in Owner any real property interest in the land; including, but not limited to, any fee, leasehold interest, easement, or irrevocable license.
2. **Use of County Property.** Owner agrees that it will only have the one Encroachment on CR 63A, together with access over those portions of CR 63A reasonably necessary to carry out its rights and obligations under this Agreement. Owner will have no further encroachments without prior written approval with the County.
3. **Septic Tank.** The County hereby acknowledges that Owner intends to replace the septic tank that partially encroaches on CR 63A. The County hereby consents to the septic tank replacement provided that no alterations, repairs, or enlargements are made which would increase the Encroachment.
4. **No Interference.** Owner, in the performance and exercise of its rights under this Agreement, shall not damage or interfere in any way with the use, operation, maintenance, repair, or replacement of any

public facility or use by the County or its assignees on CR 63A. Should the operation, maintenance, or repair of the authorized Encroachment on County Property ever cause the County's use of its property and related facilities to be interfered with or damaged, Owner, at its sole cost and expense, shall properly repair any and all damage to the County's facilities, and remove the interference as soon as practicable. Under any and all circumstances, all work that is necessary to repair the damage or remove the interference at any time shall be at Owner's sole cost and expense. The County, in emergency situations, may, at Owner's sole cost and expense, repair any and all damage and remove any and all interference without prior notice to Owner.

5. **Compliance with Laws.** Owner shall comply with all federal, state and local laws in the exercise and performance of its rights and obligations under this Agreement.

6. **Successors and Assigns.** It is agreed by Owner, her heirs, successors, and assigns that this Agreement will be recorded with the San Miguel County Clerk & Recorder. This Agreement shall be a covenant running with the land and be binding upon the parties hereto, their heirs, personal representatives, grantees, assigns, and successors in interest until such time as the Encroachment is removed.

7. **Revocation.** This Agreement shall only be revoked in the event that the Encroachment is removed by either Party and notice of the same is provided pursuant to the notice provision provided herein. Upon revocation in the event the Encroachment is removed, proof of said removal shall be recorded with the San Miguel County Clerk & Recorder.

8. **Indemnification and Waiver.** During the term of this Agreement, Owner hereby agrees to indemnify, defend, protect and hold harmless the County, its officers and employees, from and against any and all claims, damages, losses, liabilities, fines, penalties, of whatsoever kind or nature, including, but not limited to reasonable attorneys' fees that are incurred by the County and that arise in connection with Owner's negligent acts or omissions that are undertaken, authorized or obligated by Owner pursuant to this Agreement or arising from the presence of the Owner's improvements within the Encroachment area. Owner shall not be required to indemnify, defend, protect or hold harmless the County (or its officers or employees) from and against the County's negligent acts or omissions.

9. **Governing Law.** The Agreement is being executed and is to be performed in the State of Colorado and shall be enforced and construed according to the laws of the State of Colorado. In the event of action concerning this Agreement, Parties agree that venue for such action shall be in San Miguel County.

10. **Governmental Immunity.** Nothing in this Agreement shall be deemed to waive or otherwise limit any defenses or immunities that may be available to the County under the Colorado Governmental Immunity Act, CRS §24-10-101 *et seq.*

11. **Notice.** Each Party giving or making any notice, request, demand or other communication (each, a "Notice") pursuant to this Agreement shall (i) give the Notice in writing; (ii) cause the Notice to be signed by an individual with authority to represent the Party sending the Notice; and (iii) use one of the following methods of delivery, each of which for purposes of this Agreement is a writing: (x) personal delivery, (y) Registered or Certified Mail, or (z) by nationally recognized overnight courier, in each case, return receipt requested and postage prepaid. Each Party giving a Notice shall address the Notice to the appropriate person at the receiving Party (the "Addressee"), whose name appears on the signature page of this Agreement, or to another Addressee or at another address designated by a party in a Notice pursuant to this section. Notice is effective only if the Party giving the Notice has complied with all applicable provisions in this section and if the Addressee has received the Notice.

12. **Integrated Agreement.** This Agreement contains the entire understanding between the Parties hereto with respect to the subject matter hereof. There are no representations, agreements or understandings (whether oral or written) between or among the Parties relating to the subject matter of this Agreement which are not fully expressed herein.

IN WITNESS WHEREOF, and in order to bind themselves legally to the terms and conditions of this Agreement, duly authorized representatives of the Parties have executed this Agreement as of the date first set forth above.

SAN MIGUEL COUNTY, COLORADO

By: _____
Kris Holstrom, Chair
Board of County Commissioners

STATE OF COLORADO)
)ss:
COUNTY OF SAN MIGUEL)

The foregoing instrument was acknowledged before me on _____, 2019,
by Kris Holstrom, as Chair of the Board of County Commissioners of San Miguel County,
Colorado.

WITNESS my hand and official seal.

My commission expires: _____

Notary Public

ROSALIE AUSMUS

Signed: Steven L. Ausmus Attorney in Fact

By: Steven Ausmus, attorney-in-fact

STATE OF COLORADO)
)ss.
COUNTY OF MESA)

The foregoing instrument was acknowledged before me on September 11, 2019, by Steven Ausmus as attorney-in-fact for Rosalie Ausmus, who is the owner of the Property described herein.

Witness my hand and official seal.

My commission expires: 11-16-2022

Penny L. Landeis
Notary Public

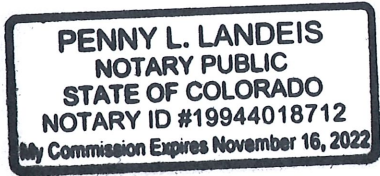


EXHIBIT A
ENCROACHMENT





AGENDA ITEM - 5.a.

TITLE:

9:35 am Presentation of the 2018 Comprehensive Annual Financial Report (CAFR).

Presented by: Blair and Associates P.C.

Time needed: 30 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Backup to follow on Monday, September 16, 2019.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

2018 CAFR

Upload Date

9/16/2019



East end of San Miguel County



SAN MIGUEL COUNTY, COLORADO
COMPREHENSIVE ANNUAL FINANCIAL REPORT
YEAR ENDED DECEMBER 31, 2018

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FINANCE OFFICE

September 13, 2019

To the Board of County Commissioners and Residents of San Miguel County:

State law requires that all general-purpose local governments publish, within six months of the close of each fiscal year, a complete set of financial statements presented in conformity with accounting principles generally accepted in the United States of America (US GAAP), and audited in accordance with generally accepted auditing standards by a firm of licensed certified public accountants. Pursuant to this requirement, we hereby issue the comprehensive annual financial report of San Miguel County for the fiscal year ended December 31, 2018.

This report consists of management's representations concerning the finances of San Miguel County. Consequently, management assumes full responsibility for the completeness and reliability of the information presented in this report. To provide a reasonable basis for making these representations, management of San Miguel County has established a comprehensive internal control framework that is designed both to protect the government's assets from loss, theft, or misuse, and to compile sufficient reliable information for the preparation of San Miguel County's financial statements in conformity with US GAAP. Because the cost of internal controls should not outweigh their benefits, San Miguel County's comprehensive framework of internal controls has been designed to provide reasonable – rather than absolute – assurance that the financial statements will be free from material misstatement. As management, we assert that, to the best of our knowledge and belief, this financial report is complete and reliable in all material respects.

San Miguel County's financial statements have been audited by Blair & Associates PC, a firm of licensed, certified public accountants. The goal of the independent audit was to provide reasonable assurance that the financial statements of San Miguel County, for the fiscal year ended December 31, 2018; are free of material misstatement. The independent audit involved examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; assessing the accounting principles used and significant estimates made by management; and evaluating the overall financial statement presentation.

Based upon the audit, the independent auditor concluded that there was a reasonable basis for rendering an unqualified opinion that San Miguel County's financial statements for the fiscal year ended December 31, 2018, are fairly presented in conformity with US GAAP. The independent auditor's report is presented as the first component of the financial section of this report.

US GAAP require that management provide a narrative introduction, overview, and analysis to accompany the basic financial statements in the form of Management's

Discussion and Analysis (MD&A). This letter of transmittal is designed to complement MD&A and should be read in conjunction with it. MD&A can be found immediately following the report of the independent auditors.

Profile of the County

Incorporated in 1883, San Miguel County is known for its dramatic high alpine peaks, mesa ranchlands, and red-rocked river canyons reaching from the Utah-Colorado border to the glacially carved San Juan Mountain ridgelines. Primary economic engines include the Telluride Ski Area and real estate and tourism of the Telluride Region; home to an eclectic mix of high-end residential developments and Telluride's National Historical District. The county also is home to the agrarian farming and ranching opportunities in the west end. We strive to protect and preserve both our centennial ranch lands and high alpine slopes. The towns of Telluride, Mountain Village and Norwood are the largest of our incorporated areas. Over half of the County population resides within the four square mile Telluride and Mountain Village boundaries.

San Miguel County's population estimate as of July 1, 2018, is approximately 8,191. San Miguel County has approximately 650 miles of county roads and has a land area of 1,289 square miles. Of the land area, 64% is public lands (federal and state).

San Miguel County is governed by a three-member Board of Commissioners, serving 4-year staggered terms. Each commissioner is elected at-large by the voters of the county and must reside in the district for which he or she is elected. Since 2016, commissioners are limited to two consecutive terms. The other County elected officials are: Assessor, Clerk and Recorder, Coroner, Sheriff, Surveyor, and Treasurer/Public Trustee. An elected District Attorney prosecutes crimes in the Seventh Judicial District including San Miguel and five other counties.

The annual budget serves as the foundation for the county's financial planning and control. The Board enacts resolutions approving the budget by fund, appropriating the budget, and setting the county mill levy on or before December 22, per State Statute 39-1-111, C.R.S. Any increase to the adopted budget requires that a supplemental budget and appropriation be approved by the Commissioners at a public hearing, with prior published notice of the proposed change. Expenditures may not legally exceed the appropriations approved by the Board. The appropriations are established by function and activity. Administrative control is maintained through the county's accounting system, at the appropriation level.

Factors Affecting Financial Condition

Some of the major issues facing the County are the need for expanded broadband, managing for smart and balanced growth, the development of affordable housing, managing the impacts of increasing recreation demands, land banking for public services, historic preservation, diversification of the economy, water and sewer services in unincorporated areas, expanded early childhood education opportunities and programs, and increased mental health services. Environmental concerns include energy efficiency at county facilities, carbon footprint reduction, ongoing protection of high-country alpine areas, and wildlife habitat protection.

San Miguel County's 2018 budget development was influenced by the above issues and demand for services. Multi-year projections and spending strategies have helped develop and maintain fund balances that will sufficiently handle short-term needs and

goals. On-going discussions both internally and collaboratively with outside municipalities, counties, and agencies will continue to occur in order to develop the long-term sustainability of programs and services for the citizens of San Miguel County and neighboring counties.

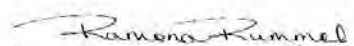
San Miguel County has adopted a \$28,663,941 budget for fiscal year 2019 in accordance with Colorado state statutes governing budget law and in accordance with the county's own fiscal and budgetary policies. This amount represents a \$1,476,403 expenditure increase over the 2018 budget. The Board of County Commissioners certified a mill levy of 11.967 mills in comparison to a 2018 levy of 10.870 mills. The 2019 levy will generate approximately \$9,627,033 in property tax revenue up from \$8,962,399 in 2018. The local economy remains fairly strong resulting in our projection that county dedicated sales tax revenues will increase slightly for fiscal year 2020.

Major expenditures budgeted for 2018 included broadband infrastructure expenditures, jail expansion projects, 911 system upgrades, and IT network upgrades. Some projects did not progress as quickly as had anticipated, so that some projects will be carried into the 2020 budget appropriation process.

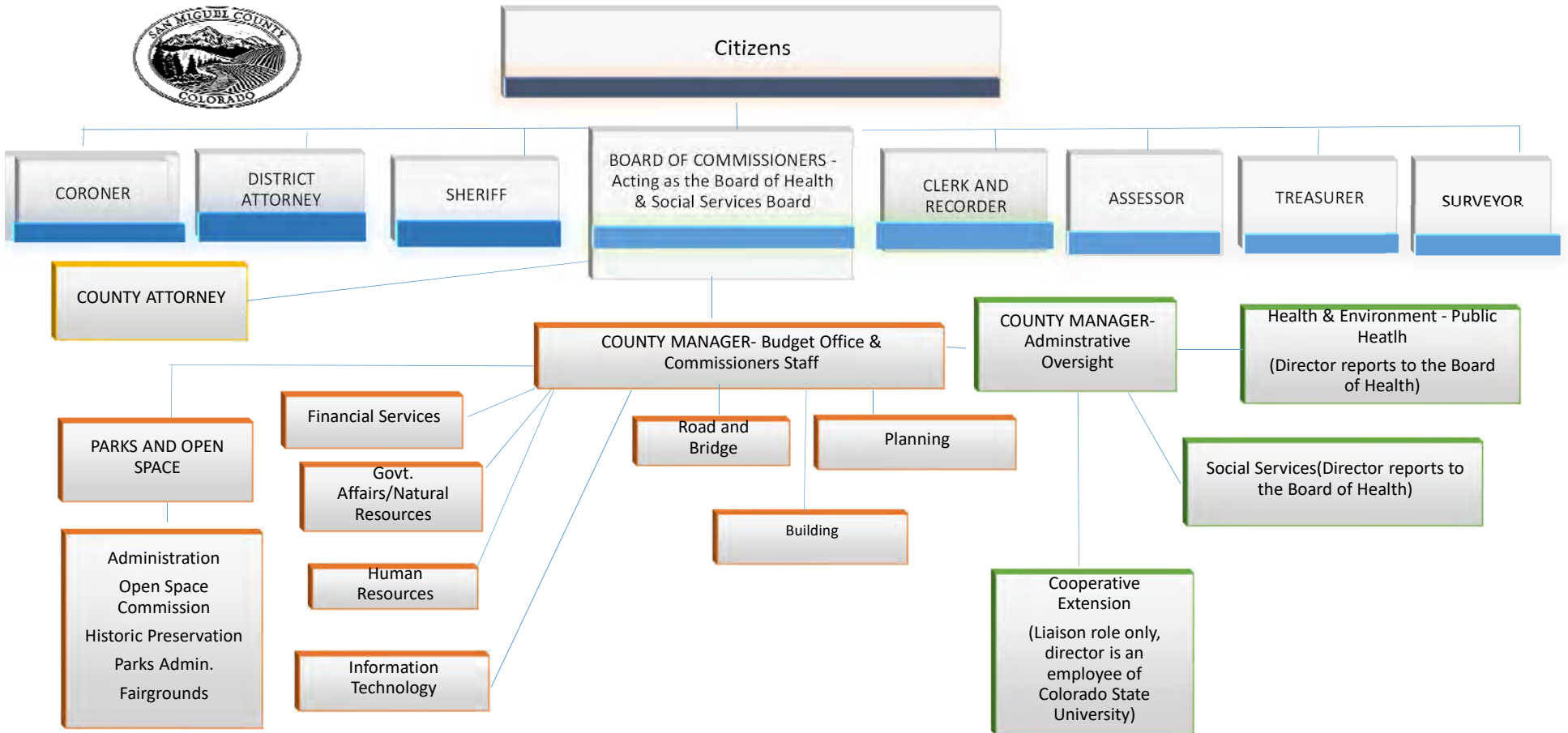
This financial report is designed to provide our citizens, taxpayers, customers, and potential creditors with a general overview of the County's finances and to illustrate the County's accountability for the revenue it receives.

In closing, a gratitude of appreciation is expressed to staff of the county commissioner's office, government and natural resources department, the County Treasurer, parks and open space department, planning department, building department, and Blair and Associates. Your contributions to this report are appreciated.

Respectfully,

A handwritten signature in cursive script that reads "Ramona Rummel".

Ramona Rummel
Finance Manager



2019 ELECTED OFFICIALS

(with term expiration dates)

District 1 Commissioner Hilary Cooper.....January 2021
District 2 Commissioner Lance Waring.....January 2023
District 3 Commissioner Kris Holstrom.....January 2021

Assessor.....Margaret (Peggy) Kanter..... January 2023
Clerk and RecorderStephannie VanDamme.....January 2023
Coroner..... Emil Sante.....January 2023
Sheriff..... William S. MastersJanuary 2023
Surveyor David FoleyJanuary 2023
Treasurer/Public TrusteeJan Stout.....January 2023

DIRECTORS/MANAGERS

Attorney..... Amy Markwell
County Administrator.....Lynn Black
CSU Extension Director..... Yvette Henson
Finance Manager Ramona Rummel
GIS Coordinator Heather Widlund
Human Resource Director Kristl Howard
IT Director Sean Krentsa
Parks and Open Space DirectorJanet Kask
Planning Director Kaye Simonson
Public Health Rosalind Penney
Road & Bridge Director.....Ryan Righetti
Social Services Director Carol Friedrich
Vegetation Management DirectorRon Mabry

This listing reflects positions at the time of issuance of this report

INDEPENDENT AUDITOR'S REPORT

To the Board of County Commissioners
San Miguel County, Colorado

We have audited the accompanying financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of San Miguel County, Colorado, as of and for the year ended December 31, 2018, and the related notes to the financial statements, which collectively comprise the County's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of San Miguel County, Colorado, as of December 31, 2018, and the respective changes in financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America.

A1

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis, Information about infrastructure assets reported using the modified approach and budgetary comparison information on pages B and E be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the San Miguel County, Colorado's basic financial statements. The introductory section, combining and individual nonmajor fund financial statements, Local Highway Finance Report and statistical section are presented for purposes of additional analysis and are not a required part of the basic financial statements.

The combining and individual nonmajor fund financial statements and Local Highway Finance Report are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual nonmajor fund financial statements and Local Highway Finance Report are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

The introductory and statistical sections have not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on them.

Blair and Associates, P.C.

Cedaredge, Colorado
August 16, 2019

San Miguel County

Management's Discussion and Analysis



As management of San Miguel County, we offer to readers of the San Miguel County's financial statements, this narrative overview and analysis of the financial activities of the County for the fiscal year ended December 31, 2018. We encourage readers to consider the information that we have furnished in the basic financial statements to better understand the financial position of San Miguel County.

Financial Highlights

- San Miguel County's assets, \$ 120.9 million, exceeded liabilities and deferred inflows of resources, \$ 13.4 million, by \$107.5 million at the end of 2018. Of this amount, \$ 24.2 million may be used to meet the County's ongoing obligations to citizens. The remaining \$ 80.6 million are invested in capital assets and \$ 2.7 million is restricted for other purposes.
- Governmental funds reported combined ending fund balances of \$27.6 million, an increase of \$2 million.
- The County's fund balance for the General Fund was \$ 13.4 million, a decrease of \$ 335,727.
- Total long-term liabilities decreased by \$245,790 during 2018 with no new debt issued.
- General property, sales and other taxes totaled \$ 13.1 million, or 83% of general revenues.
- It is the goal of the county to maintain an operating reserve in the general fund equal to approximately six months of operating expenditures. At December 31, 2018, the General Fund has over six months of operating reserves.

Overview of the Financial Statements

This discussion and analysis is intended to serve as introduction San Miguel County's basic financial statements, which are comprised of: 1. Government-wide financial statements. 2. Fund financial statements. 3. Notes to the financial statements. This report also contains other supplementary information in addition to the basic financial statements themselves.

Government-wide financial statements

The *government-wide financial statements* are designed to provide readers with a broad overview of San Miguel County finances and in a manner similar to a private sector business.

The *statement of net position* presents information on all of the County's assets, deferred outflow of resources, liabilities and deferred inflow of resources with the difference reported as *net position*. Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the County is improving or deteriorating.

San Miguel County Management's Discussion and Analysis

The *statement of activities* presents information showing how the County's net position changed over the past year. All changes in net position is reported as soon as an "event" causing a change occurs, regardless of when related cash flows actually take place. As a result, revenues and expenses are reported in this statement for some items that will only result in cash flows in future financial periods; for example, grants not yet reimbursed or vacation leave which has been earned but not yet used.

Both of the government-wide financial statements distinguish activities of San Miguel County that are primarily supported by taxes and state/federal monies (intergovernmental activities) from activities that are intended to be funded primarily from user fees and charges (business-type activities). The governmental activities of the County include general government, public safety, public health and welfare, open space and recreation, road and bridge, and agriculture/natural resources.

The government-wide financial statements include not only San Miguel County government itself (known as the primary government), but also legally separate entities, the San Miguel County Housing Authority, and the San Miguel County Solid Waste Disposal District, which have significant operational and financial relationships with the County.

Fiduciary Funds

Fiduciary funds are used to account for resources held for the benefit of parties outside the government. Fiduciary funds are not included in the government-wide financial statements because the resources of these funds are not available to support the County's operations. San Miguel County has one fiduciary fund the Treasurer's Agency Fund. This fund is used to account for cash held by the County Treasurer for distribution to other governments.

Fund Financial Statements

A *fund* is a grouping of related accounts that is used to maintain control over resources that have been set aside for specific activities or purposes. San Miguel County uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. All of the County's funds can be divided into three categories: governmental funds, proprietary funds, and fiduciary funds.

Governmental Funds

Governmental funds are used to account for essentially the same functions reported as *governmental activities* in the government-wide financial statements. However, governmental fund financial statements focus on near-term flows of spendable resources, as well as on balances of spendable resources available at the end of the year. This information is helpful in evaluating the County's near-term financing requirements.

San Miguel County Management's Discussion and Analysis

Because the focus of the governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for *governmental funds* with similar information presented for *governmental activities* in the government-wide financial statements, as readers may better understand the impact of the County's near-term financing decisions. Both the governmental fund balance sheet and the governmental fund statement of revenues, expenditures and changes in fund balances provide a reconciliation to facilitate this comparison.

San Miguel County maintains thirteen governmental funds. Information is presented separately in the governmental fund balance sheet and the governmental fund statement of revenues, expenditures and changes in fund balance for the General Fund, the Road and Bridge Fund, and the Open Space Fund all of which are considered to be major funds. Information from the other ten governmental funds, Public Welfare Fund, Sales Tax Fund, Transit Fund, Contingent Fund, Retirement Fund, Conservation Trust Fund, Lodging Tax Tourism, Public Health Fund, Energy Fund, Early Childhood Care Fund and Dependent Districts are combined into a single, aggregated presentation.

The County's financial statements include the accounts of all county operations including general operations (general fund), and special revenue funds, including road and bridge, social services, capital expenditures, contingent, retirement, conservation trust and lodging tax tourism funds. Government resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled.

- **GENERAL FUND** is the general operating fund of the county. It is used to account for all financial resources except those required to be accounted for as special revenue funds.
- **Road & Bridge Fund** receives local property tax revenues of \$ 1,515,193, state highway users tax of \$ 2,255,413, plus revenues from other sources designated for construction, improvements, maintenance and administration of county roads and bridges.
- **Open Space Fund** accounts for the property tax revenue, user fees, and grant funds that are collected and used for the acquisition of land and the building and maintenance of recreational facilities.
- **Public Welfare Fund** receives federal and state funds plus local mill levy revenues \$ 130,096 designated for public welfare programs.
- **Sales Tax Capital Fund** revenues are deposited to this fund and used for county capital expenditures. The fund accounts for one half of the revenues from the county's 1% sales tax. The remaining one half of the sales tax revenue goes to the general fund for general operations, with the first \$15,000 monthly of the General Fund portion to be used for Jail operations.
- **Contingent Fund** is a reserve fund to be used for contingencies or emergencies that could not have been reasonably foreseen at the time of adoption of the budget. Included in this fund are the mandatory emergency reserves of 3% of annual Fiscal Year Spending (FYS) as required by Article X, Section 20, part 5, of the Colorado Constitution. In the case of a contingency, the Board of Commissioners is authorized to spend in excess of the appropriations.
- **Transit Fund** is used for public transportation. Funding sources include transportation impact fees and interest earnings.
- **Retirement Fund** is used for county employees which participate in a defined contribution retirement savings plan, a 5% payroll deduction matched by the county, with a 5-year vesting provision. Funded by property tax. The plan is administered by the Colorado Retirement Association.
- **Conservation Trust Fund** receives funds distributed to the county from the Colorado lottery (GOCO), which are designated for the acquisition, development and maintenance of new conservation sites or for capital improvements or maintenance for recreational purposes on any public site.

San Miguel County Management's Discussion and Analysis

- **Public Health** accounts for all revenues and expenditures related to the administration of public health services and programs. The fund was set up pursuant to Senate Bill – 08-194.
- **Lodging Tax Tourism Fund**-Approved by voters in 1993, a 2% lodging tax was imposed for advertising and marketing tourism throughout San Miguel County. Currently, by contract, funds collected in the Telluride Region are passed through for promotion services, funds collected in the Norwood Region are passed through to the Norwood Chamber for promotion services.
- **Energy Fund**-This fund was created in 2011 per Resolution 2011-50 for the sole purpose of funding capital expenses associated with the purchase, installation, and/or construction of renewable energy and/or energy conservation facilities or projects located within San Miguel County.
- **Early Childhood Care Fund**-This fund was created in 2018 for resources of the County which are dedicated for the purpose of improving the availability, accessibility, quality and affordability of early childhood care and education in San Miguel County.

OTHER DISTRICTS/SPENDING AUTHORITIES-The San Miguel County Board of County Commissioners is also the governing board for various spending authorities and special districts. Depending on the statutory authority of generating revenues, these are operated similar to Governmental Funds or operated as enterprise funds. The BOCC is responsible for budgetary control over these funds, districts and authorities.

➤ **San Miguel County Housing Authority**

Created on or about December 11, 1980 and activated in 1991 to facilitate employee housing projects in the Telluride region via bond issues, writing and receiving grants, and administering the County's deed restriction program. Budgets are prepared as an administrative tool, but are not required by State Statute. The governing body of the San Miguel County Housing Authority is the San Miguel County Board of County Commissioners. Most functions of the Authority are contracted to the San Miguel Regional Housing Authority.

➤ **San Miguel County Solid Waste Disposal District**

An entity created in 1991 pursuant to the provisions of 30-20-201 C.R.S. to assist in providing current and long term disposal of solid waste, trash and garbage within San Miguel County. The daily operations are assigned to the County Department of Environmental Health with the Board of County Commissioners acting as the governing board.

BUDGET POLICIES

The Board of Commissioners follows certain procedures in establishing the budgetary data reflected in the financial documents:

- (1) In accordance with statutory requirements, prior to October 15, the finance manager submits to the board (County Administrator) a proposed operating budget for the calendar year commencing the following January 1. The operating budget includes proposed expenditures and means of financing them for the upcoming year, along with estimates for the current year and the actual data from the three preceding years.

San Miguel County Management's Discussion and Analysis

Detailed line item budgets received from each department and spending agency are included and reviewed for administrative control. The level of control of individual budgets exists with the elected official or department head.

- (2) Work sessions are held with department heads and public hearings are held to obtain public comment. All work sessions as well as public hearings are properly noticed and public comment is accepted.
- (3) Prior to December 31, the budgets are adopted pursuant to state statute by the approval of a resolution and approved in accordance with generally accepted accounting principles (GAAP).
- (4) Financial reports are reviewed with the County Administrator throughout the budget year comparing actual revenues and expenditures with the approved budgets. Any significant discrepancies from budgeted receipts or spending are discussed and resolved.
- (5) Appropriations lapse at the end of each fiscal year (statutory provision). If certain programs or projects have been approved for a budget year and not completed during that budget year, consideration is given to carrying unused funds forward to the next budget year for project completion.
- (6) All monies received by the County, its agencies, departments and programs, must be deposited with the County Treasurer and included in the annual budget and appropriations in order to be spent. The Board of Commissioners may authorize supplemental appropriations to the budgets during the budget year.

Budgetary Comparisons

San Miguel County adopts an annual appropriated budget for all of its funds. Budget to actual comparisons for each fund are provided in this report.

Notes to the Financial Statements

These notes provide additional information that is necessary in gaining a full understanding of the data provided in the government-wide and fund financial statements.

Other information

The combining statements referred to earlier in connection with non-major governmental, enterprise and internal service funds are presented immediately following the notes to the financial statements.

San Miguel County
Management's Discussion and Analysis

COUNTY-WIDE FINANCIAL ANALYSIS

Net position may serve over time as a useful indicator of a government's financial position. As of December 31, 2018, assets exceeded liabilities by \$ 107.5 million.

The following table provides a summary of the County's governmental type net position for 2017 and 2018.

	Governmental Activities	
Assets	2017	2018
Current and other assets	\$ 36,326,737	\$ 38,787,440
Capital assets, net	80,929,347	82,116,390
Total assets	<u>117,256,084</u>	<u>120,903,830</u>
Liabilities		
Current and other liabilities	2,256,204	2,007,269
Long-term liabilities	2,456,115	2,210,325
Total liabilities	<u>4,712,319</u>	<u>4,217,594</u>
Deferred Inflows of resources		
Deferred revenue other	64,415	120,489
Deferred property tax revenue	8,344,018	9,023,695
Total Deferred Inflows of resources	<u>8,408,433</u>	<u>9,144,184</u>
Net Position		
Investment in capital assets	79,215,574	80,612,652
Restricted	2,416,211	2,753,126
Unrestricted	22,503,547	24,176,274
Total net position	<u>\$ 104,135,332</u>	<u>\$ 107,542,052</u>

San Miguel County
Management's Discussion and Analysis

Changes in Net Position

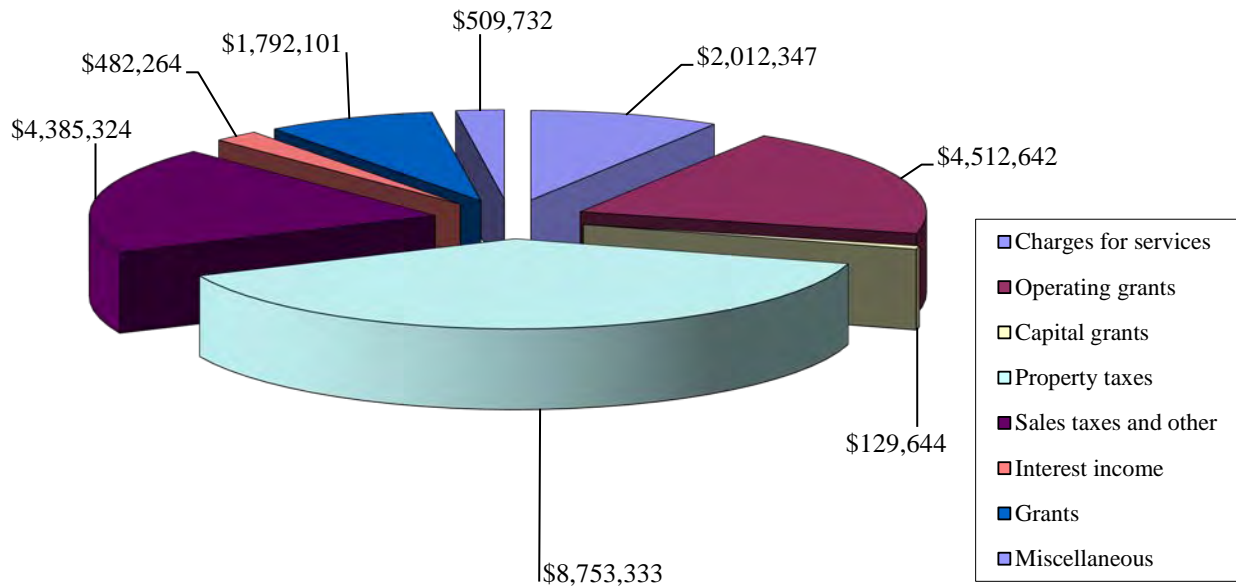
Governmental type activities increased the County's net position by \$3,402,900 in 2018.

The following table indicates the changes in net assets for governmental activities for 2017 and 2018.

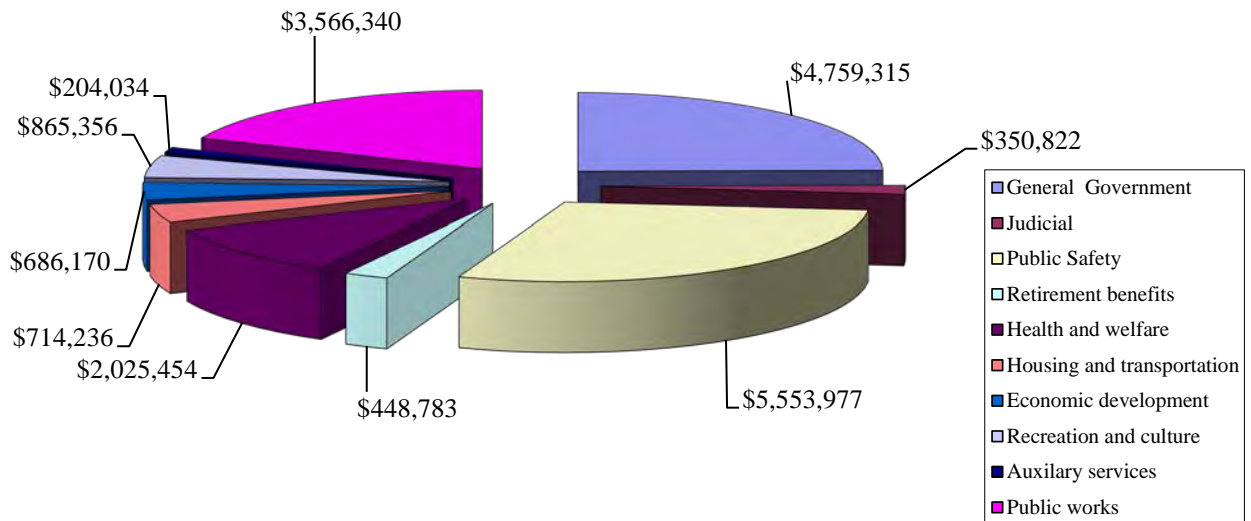
	Governmental Activities	
	2017	2018
Revenues		
Program revenues		
Charges for services	\$ 2,047,003	\$ 2,012,347
Operating grants	3,075,350	4,512,642
Capital grants	-	129,644
General Revenues		
Property taxes	8,184,579	8,753,333
Sales taxes and other	4,060,696	4,385,324
Interest income	200,227	482,264
Federal and state grants	2,072,382	1,792,101
Miscellaneous	596,895	584,412
Loss on sale of assets	13,621	(74,680)
Total	20,250,753	22,577,387
Expenses		
General government	4,786,393	4,759,315
Judicial	258,872	350,822
Public safety	5,477,068	5,553,977
Retirement benefits	437,372	448,783
Health and welfare	1,764,216	2,025,454
Housing and transportation	553,316	714,236
Economic development	614,636	686,170
Recreation and culture	864,828	865,356
Auxiliary services	182,434	204,034
Public works	3,495,006	3,566,340
Total expenses	18,434,141	19,174,487
Increase in net position	1,816,612	3,402,900
Beginning	102,318,720	104,135,332
Prior Period Adjustment	-	3,820
Ending	\$ 104,135,332	\$ 107,542,052

San Miguel County Management's Discussion and Analysis

Revenues by Source-Governmental Activities



Expenses by Department-Governmental Activities



San Miguel County
Management's Discussion and Analysis

FINANCIAL ANALYSIS OF THE COUNTY'S FUNDS

As mentioned earlier, San Miguel County uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

Governmental funds

The focus of the County's governmental funds is to provide information on near-term inflows, outflows, and balances of spendable resources. Such information is useful in assessing the County's financing requirements. In particular, unreserved fund balance may serve as a useful measure of a government's net resources available for spending at the end of the year.

As of the end of 2018, the combined ending fund balances of San Miguel County's governmental funds were \$ 27,635,987. Approximately 48% of this consists of unreserved fund balance which is available as working capital and for current spending in accordance with the purposes of the specific funds.

The County has three major governmental funds. These are the General Fund and the Road and Bridge Fund, and Open Space Fund.

	Balances 1/1/2018	Additions	Deletions	Balances 12/31/2018
Capital assets not being depreciated				
Land	\$ 8,355,053	\$ 160,794	\$ -	\$ 8,515,847
Construction in progress	122,813	1,408,811	-	1,531,624
Infrastructure	59,004,170	-	-	59,004,170
Total capital assets not being depreciated	67,482,036	1,569,605	-	69,051,641
Capital assets being depreciated				
Buildings and improvements	17,269,966	34,993	-	17,304,959
Equipment and furniture	9,009,825	465,943	(156,643)	9,319,125
Total capital assets being depreciated	26,279,791	500,936	(156,643)	26,624,084
Less accumulated depreciation				
Buildings and improvements	6,289,239	405,761	-	6,695,000
Equipment and furniture	6,543,241	388,514	(67,420)	6,864,335
Total accumulated depreciation	12,832,480	794,275	(67,420)	13,559,335
Total capital assets being depreciated, net	13,447,311	(293,339)	(89,223)	13,064,749
Governmental activities capital assets	\$ 80,929,347	\$ 1,276,266	\$ (89,223)	\$ 82,116,390

San Miguel County
Management's Discussion and Analysis

Economic Factors & Future Budget

- Assessed valuation for budget year 2019 decreased by \$20,057,350. This represents an approximate decrease of property tax revenue in the amount of \$664,634 for all funds. San Miguel County's mill levy totals 11.967 for budget year 2019. San Miguel County citizens have approved the removal of the constitutional limitations of TABOR (Taxpayers Bill of Rights). A dedicated mill levy of .75 mills for both early childhood educational programs and mental health services has recently been approved by the voters of San Miguel County.
- Sales tax revenues increased in 2018 by 10.43% over the 2017 revenues. Revenue trends are showing that the sales tax collections overall have seen small increases during fiscal year 2018. Sales tax related to cannabis sales has increased the overall collections in 2018 by \$51,477.
- Lodging tax revenues for 2018 were up 6.48% compared to 2017. The 2019 projected revenue is reasonably close to 2018 actuals; however, whatever is received is distributed. These revenues are passed thru to Marketing Telluride and the Norwood Chamber of Commerce to help promote tourism and recreation in the County.
- The construction activity forecast is affected by a number of market forces, including but not limited to the local and nation economy and real estate markets. The Building permit fees collected by San Miguel County are based on the schedule in the County adopted International Building Codes. These fees are calculated based on the valuation of the project and are intended to cover the expense of providing plan review, permitting and inspection services for the project. The Permit applicant is required to provide a line item budget as confirmation of the value used for the fee calculation. Projects under 1,800 square feet get a 25% discount on both the Plan Review and Permitting Fees. San Miguel County Building Department also collects a Use Tax with the building permit fees. The Use Tax amount is derived from the anticipated cost of materials being used in the project and is calculated as a 1% tax on 40% of the project cost (the 40% is estimated to be the cost of materials).
- Interest rates experienced increased growth in 2018 to an average of 1.587% for county investments. Bank investments in 2018 saw annual interest rates vary from 0.01% to 0.85% for money market accounts while a 1 year CD reached 1.25% at year end. Alpine Bank, utilized for operations, paid no interest on public deposits but charged no fees. Public Investment Pools yielded 1.42% to 2.48% compared to .78% to 1.38% in 2018. The Federal Reserve has announced a .25% decrease in 2019 so it is anticipated investment interest rates will decrease in 2019.
- PILT (Federal Payment in Lieu of Tax) funding in the amount of \$1,201,686 was received for fiscal year 2019 and \$1,165,231 was received for fiscal year 2018. Staff continues to be conservative, yet reasonable in the future projections of this revenue.
- Public transportation continues to be a very important alternative for the many commuters traveling from Montrose, Ridgway, Norwood, and west Montrose County to the Telluride area. In 2016, the voters of San Miguel County who are within the SMART (San Miguel Authority for Regional Transportation) jurisdictional boundary, approved a mill levy of .75 mills and a sales tax increase of .25% to fund the SMART district for regional transportation. Additional revenues to fund this function continue to come from real estate transfer taxes. San Miguel County has transitioned all

San Miguel County Management's Discussion and Analysis

transit operational functions to the SMART district. The County has recently completed a transit parking lot in Lawson Hill that was funded by a state transit grant.

- The 2019 budget includes funding for 123.10 FTE's. This represents an increase of 2.60% from the 2011 staffing levels.

Parks and Open Space projects include the following:

- The Payment for Ecosystem Services (PES) project is a pilot program which provides incentives to landowners in exchange to assist in managing their land by providing an ecological service, such as habitat for plants and animals, soil cover, carbon sequestration, clean air, clean water, etc. An example of a project supported by PES is the Down Valley Park Pollinator Garden.
- In 2018, trail work focused on the Aldasoro Trail, Angell Lode Natural Area, Bridal Veil Trail (NEW), Coal Chutes Loop Trail, Galloping Goose Trail, Idarado Legacy Trail, Keystone Gorge Loop Trail, M59 River Trail, Marshall Creek Trail, Remine Creek Trail (NEW), Society Turn Climbing Wall/Trail (NEW), Whiskey Charlie Trail and the Nordic ski trails at Trout Lake and Priest Lake. Parks & Open Space also provided oversight for impacts to the Galloping Goose Trail from the San Miguel Power Reliability Project.
- The Land Heritage Program is a criteria-based purchase of development rights program. The development rights are retired, and a conservation easement is placed on the property. The goals of the land conservation easement project are to protect open space, encourage protection of wildlife habitat and riparian areas, and to protect the natural beauty so vital to the regional economy. A collaborative effort with the Colorado Open Lands organization and San Miguel County is underway to potentially acquire a 9,000 acre parcel to add to the Land Heritage Initiative inventory.
- Historic preservation projects consisted of repairs and improvements to the Matterhorn Mill, Trout Lake Water Tank, Fort Peabody, Lewis Mine/Mill, and the County Courthouse.
- Located in Norwood, the San Miguel County Fairgrounds hosted a variety of events in 2018, such as the annual fair & rodeo, the Star-Spangled Saturday, and various equine events/classes. Improvements to the grounds included a new concession stand, a new rodeo office, LED lighting upgrades in the indoor arena, and a new welcome sign. San Miguel County also received a GOCO grant to replace the footing material, improve the drainage, and replace the exterior fencing of the outdoor arena. Work is to commence on this project in early 2020.
- Vegetation Management - Non-native invasive plants (weeds) pose a serious threat to the environment of San Miguel County. The mission of the San Miguel County Vegetation Management Program is to halt the degradation of our environment by implementing an Integrated Weed Management Plan with the goal of preventing the introduction of new invaders, early recognition of those plants that do arrive and stopping the spread of common noxious weeds already present within the County. Treatments in 2018 totaled approximately 265 acres and included road spraying and hand treatments.

San Miguel County Management's Discussion and Analysis

The dedicated staff of San Miguel County will continue to look for ways to improve processes, and will work to maintain quality service levels for the citizens and taxpayers of San Miguel County. Staff continues to be committed to making wise spending decisions every day in order to make the most of every taxpayer dollar. This attitude is a key factor in successful budgeting and financial management.

REQUESTS FOR INFORMATION

This financial report is designed to provide a general overview of San Miguel County's finances for all those with an interest in the government's finances. Questions concerning any of the information provided in this report or requests for additional information should be addressed to San Miguel County Finance Department, PO Box 486, Norwood, CO 81423; 970-327-4885; finance@sanmiguelcountyco.gov.

SAN MIGUEL COUNTY, COLORADO
STATEMENT OF NET POSITION
December 31, 2018

	Primary Government	
	Governmental Activities	
	2018	2017
Assets		
Cash and cash equivalents	\$ 28,148,531	\$ 26,115,634
Property taxes receivable	9,023,695	8,344,018
Note receivable	115,913	115,913
Accounts receivable	1,229,173	1,533,164
Due from other governmental units	24,717	32,985
Inventories	245,411	185,023
Capital assets		
Nondepreciable	69,051,641	67,482,036
Depreciable, net of accumulated depreciation	13,064,749	13,447,311
Total assets	120,903,830	117,256,084
Liabilities		
Accounts payable	1,263,269	1,475,223
Accrued vacation and sick leave	706,587	758,481
Accrued payroll	-	-
Deposit-bond payable	37,413	22,500
Long-term liabilities		
Due more than one year:		
Leases payable	1,503,738	1,713,773
Accrued vacation and sick leave	706,587	742,342
Total liabilities	4,217,594	4,712,319
Deferred Inflows of Resources		
Deferred revenue other	120,489	64,415
Deferred property tax revenue	9,023,695	8,344,018
Total deferred inflows of resources	9,144,184	8,408,433
Net position		
Invested in capital assets	80,612,652	79,215,574
Restricted for:		
Seizure funds	1,385	1,385
Health Insurance	64,369	64,369
Emergencies	627,831	627,831
Transportation	641,802	279,500
Housing	1,379,937	1,369,868
Solid waste	37,802	73,258
Unrestricted:	24,176,274	22,503,547
Total Net position	\$107,542,052	\$ 104,135,332

See accompanying notes to the basic financial statements

SAN MIGUEL COUNTY, COLORADO
STATEMENT OF ACTIVITIES
Year Ended December 31, 2018

Functions/Programs	Expenses	Program Revenues		
		Charges for Services & Fees	Operating and Contributions	Capital Grants and Contributions
Primary government:				
Governmental activities:				
General government	\$ 4,759,315	\$ 1,468,325	\$ -	\$ -
Judicial	350,822	-	-	-
Public safety	5,553,977	92,753	-	-
Retirement Benefits	448,783	-	-	-
Health and welfare	2,025,454	82,075	1,052,807	-
Housing and transportation	714,236	284,884	1,174,193	-
Economic development	686,170	-	-	-
Recreation and culture	865,356	17,034	28,407	-
Auxiliary services	204,034	-	-	-
Public works	3,566,340	67,276	2,257,235	129,644
Total governmental activities	19,174,487	2,012,347	4,512,642	129,644

General Revenues

Taxes:

Property taxes

Sales taxes and other

Unrestricted investment earnings

Federal and state grants

Other general revenues

Gain or (loss) on disposal of assets

Total General Revenues

Changes in Net Position

Net Position-January 1

Prior Period Adjustment

Net Position-December 31

See accompanying notes to the basic financial statements

Net (Expense) Revenue and Changes in Net Position

Primary Government

2018	2017
\$ (3,290,990)	\$ (3,260,133)
(350,822)	(258,872)
(5,461,224)	(5,418,876)
(448,783)	(437,372)
(890,572)	(734,231)
744,841	(157,320)
(686,170)	(614,636)
(819,915)	(773,921)
(204,034)	(182,434)
(1,112,185)	(1,473,993)
<u>(12,519,854)</u>	<u>(13,311,788)</u>
8,753,333	8,184,579
4,385,324	4,060,696
482,264	200,227
1,792,101	2,072,382
584,412	596,895
(74,680)	13,621
<u>15,922,754</u>	<u>15,128,400</u>
3,402,900	1,816,612
104,135,332	102,318,720
3,820	-
<u>\$ 107,542,052</u>	<u>\$ 104,135,332</u>

See accompanying notes to the basic financial statements

SAN MIGUEL COUNTY, COLORADO
BALANCE SHEET-GOVERNMENTAL FUNDS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	General Fund	Road and Bridge	Open Space	Other Governmental Funds	TOTALS	
					2018	2017
Assets						
Cash and cash equivalents	\$ 14,223,568	\$ 4,065,299	\$ 3,575,383	\$ 6,284,281	\$ 28,148,531	\$ 26,115,634
Property taxes receivable	5,126,667	1,575,946	1,245,790	1,075,292	9,023,695	8,344,018
Note receivable	-	-	-	115,913	115,913	115,913
Accounts receivable	371,028	103,409	176	754,560	1,229,173	1,533,164
Due from other entities	-	-	-	24,717	24,717	32,985
Inventories	-	245,411	-	-	245,411	185,023
Total assets	\$ 19,721,263	\$ 5,990,065	\$ 4,821,349	\$ 8,254,763	\$ 38,787,440	\$ 36,326,737
Liabilities and fund balance						
Liabilities						
Accounts payable	\$ 580,155	\$ 264,484	\$ 27,948	\$ 390,682	\$ 1,263,269	\$ 1,475,223
Accrued vacation and sick leave	567,024	108,591	18,755	12,217	706,587	758,481
Deposit-bond payable	-	37,413	-	-	37,413	22,500
Total liabilities	1,147,179	410,488	46,703	402,899	2,007,269	2,256,204
Deferred Inflows of Resources						
Unearned revenue	89,400	63	-	31,026	120,489	64,415
Deferred property tax revenue	5,126,667	1,575,946	1,245,790	1,075,292	9,023,695	8,344,018
Total deferred inflows of resource	5,216,067	1,576,009	1,245,790	1,106,318	9,144,184	8,408,433
Fund balances						
Restricted						
Emergencies for tabor	-	-	-	627,831	627,831	627,831
Park and recreation	-	-	-	104,978	104,978	74,624
Public health and welfare	-	-	-	50,668	50,668	170,325
Committed						
Transportation	-	-	-	641,802	641,802	279,500
Housing	-	-	-	1,379,937	1,379,937	1,369,868
Tourism	-	-	-	8,427	8,427	8,284
Solid waste	-	-	-	37,802	37,802	73,258
Employee benefits	-	-	-	69,646	69,646	41,500
Capital purchases	-	300,000	-	3,264,232	3,564,232	3,444,363
Open space	-	-	3,528,856	-	3,528,856	3,038,489
Highway and streets	-	3,703,568	-	-	3,703,568	2,696,529
Energy	-	-	-	17,387	17,387	24,416
Air quality	-	-	-	65,411	65,411	65,411
Vegetation management	-	-	-	48,893	48,893	53,958
Childcare	-	-	-	428,532		
Assigned						
Seizure funds	1,385	-	-	-	1,385	1,385
Health insurance	64,369	-	-	-	64,369	64,369
Unassigned	13,292,263	-	-	-	13,292,263	13,627,990
Total fund balances	13,358,017	4,003,568	3,528,856	6,745,546	27,635,987	25,662,100
Total liabilities and fund balance	\$ 19,721,263	\$ 5,990,065	\$ 4,821,349	\$ 8,254,763	\$ 38,787,440	\$ 36,326,737

See accompanying notes to the basic financial statements

SAN MIGUEL COUNTY, COLORADO
RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET
TO THE STATEMENT OF NET POSITION
December 31, 2018

Total governmental fund balances \$ 27,635,987

Amounts reported for governmental activities in the statement of activities
are different because:

Capital assets used in governmental activities are not financial resources
and therefore are not reported in the funds. 82,116,390

Long-term liabilities, including bonds payable and compensated absences,
are not due and payable in the current period and therefore are not reported
in the funds.

Leases Payable (1,503,738)

Compensated absences (706,587)

Net position of governmental activities \$ 107,542,052

See accompanying notes to the basic financial statements

SAN MIGUEL COUNTY, COLORADO
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
GOVERNMENTAL FUNDS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	General Fund	Road and Bridge	Open Space	Other Governmental Funds	TOTALS	
					2018	2017
Revenues						
Taxes	\$ 7,039,996	\$ 1,594,725	\$ 1,258,993	\$ 3,221,906	\$ 13,115,620	\$ 12,223,796
Intergovernmental	1,527,318	2,446,640	464	2,483,002	6,457,424	5,169,211
Licenses and permits	274,089	2,950	-	26,784	303,823	335,860
Charges for services	1,286,989	48,390	-	356,111	1,691,490	1,659,103
Miscellaneous	649,638	4,680	17,034	412,358	1,083,710	849,162
Total revenues	10,778,030	4,097,385	1,276,491	6,500,161	22,652,067	20,237,132
Expenditures						
Current:						
General government	4,741,659	-	-	-	4,741,659	4,494,786
Judicial	350,822	-	-	-	350,822	258,872
Public safety	5,218,742	-	-	97,722	5,316,464	5,130,404
Retirement benefits	-	-	-	448,783	448,783	437,372
Health and welfare	-	-	-	1,685,117	1,685,117	1,604,151
Housing and transportation	-	-	-	1,965,144	1,965,144	553,316
Economic development	-	-	-	686,170	686,170	614,636
Energy programs	-	-	-	7,029	7,029	3,326
Vegetation management	-	-	-	128,089	128,089	148,309
Childcare	-	-	-	205,206	205,206	-
Recreation and culture	-	-	786,124	-	786,124	776,476
Auxiliary services	204,034	-	-	-	204,034	182,434
Public Works	-	3,539,021	-	-	3,539,021	3,192,055
Debt Service	-	-	-	244,200	244,200	244,200
Capital outlay	-	-	-	449,069	449,069	449,894
Total expenditures	10,515,257	3,539,021	786,124	5,916,529	20,756,931	18,090,231
Excess (deficiency) of revenues over expenditures	262,773	558,364	490,367	583,632	1,895,136	2,146,901
Other financing sources (uses)						
Transfers in (out)	(600,000)	(20,000)	-	620,000	-	-
Sale of assets	1,500	8,287	-	4,756	14,543	26,453
Total other financing sources (uses)	(598,500)	(11,713)	-	624,756	14,543	26,453
Net change to fund balance	(335,727)	546,651	490,367	1,208,388	1,909,679	2,173,354
Fund balance, January 1	13,693,744	3,396,529	3,038,489	5,533,338	25,662,100	23,543,231
Prior period adjustment	-	-	-	3,820	3,820	-
Increase an inventory	-	60,388	-	-	60,388	(54,485)
Fund balance, December 31	\$ 13,358,017	\$ 4,003,568	\$ 3,528,856	\$ 6,745,546	\$ 27,635,987	\$ 25,662,100

See accompanying notes to the basic financial statements

SAN MIGUEL COUNTY, COLORADO
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES
IN FUND BALANCES OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES
Year Ended December 31, 2018

Net change in fund balances - total governmental funds **\$ 1,909,679**

Amounts reported for governmental activities in the statement of activities are different because:

Governmental funds report capital outlays as expenditures. However, in the statement of activities the cost of those assets is allocated over their estimated useful lives and reported as depreciation expense. This is the amount by which capital outlays exceeded depreciation in the current period.

Fixed assets current additions	\$ 2,070,541	
Depreciation expense	<u>(794,275)</u>	
Excess of capital outlay over depreciation		1,276,266

The net effect of various transactions involving capital assets(i.e.,sales, trade ins, and contributions) is to decrease net assets. (89,223)

Some expenses not reported in the Statement of Activities that do require the use of current financial resources and therefore are reported as expenditures in governmental funds.

Principal payments on debt service	210,035
Compensated absences	35,755
Inventory Increase	60,388

Change in net position of governmental funds	<u><u>\$ 3,402,900</u></u>
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SAN MIGUEL COUNTY, COLORADO
STATEMENT OF FIDUCIARY NET POSITION
FIDUCIARY FUNDS
December 31, 2018

Cash and investments	<u><u>\$ 710,801</u></u>
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Due to other governments	<u><u>\$ 710,801</u></u>
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See accompanying notes to the basic financial statements

Note 1 – Summary of Significant Accounting Policies

The accounting and reporting policies of San Miguel County, Colorado conform to generally accepted accounting principles (GAAP) as applicable to government units. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. The following summary of significant accounting policies is presented to assist the reader in evaluating the County's financial statements.

Financial Reporting Entity

San Miguel County is located in western Colorado with a population of approximately 8,191. The principal towns are Telluride, Mountain Village and Norwood. San Miguel County is a political subdivision of the State of Colorado, governed by an elected three-member Board of County Commissioners. The County has six other elected officials; the Assessor, the Clerk and Recorder, the Coroner, the Sheriff, the Surveyor and the Treasurer. San Miguel County is included in the Seventh Judicial District. An elected District Attorney for the District serves Montrose, Delta, Gunnison, Hinsdale, San Miguel and Ouray Counties. The County provides several additional services through other governmental organizations, which are excluded or included in this report, as detailed below.

Related Entities

Public Trustee

The Public Trustee is a state statutorily mandated position, whose financial transactions are independent of the County. However, all expenditures and associated funding transactions relating to the operations of the County Office of the Public Trustee are included in the General Fund.

Jointly Funded Organization

The County, in conjunction with other counties, shares in the financial support of the District Attorney of the Seventh Judicial District of the State of Colorado. In 2018, the County contributed \$175,822 for the operation of the District Attorney.

The County, in conjunction with other Towns within San Miguel County, share in the financial support of the San Miguel Regional Housing Authority. The County contributed \$291,019 for the operation of the Housing Authority. The County records the R-1 Housing Deed Restricted Fund, along with other County housing funds in the Dependent District on pages F3 and F4.

Other

The County Commissioners are also members of the board of the San Miguel Disposal District and approving their budget. Therefore, their financial statements are included in the County's financial reports.

Note 1 – Summary of Significant Accounting Policies (continued)

Government-wide and Fund Financial Statements

The government-wide financial statements (i.e., the statement of net position and the statement of activities) report information on all of the nonfiduciary activities of the primary government and its component units. For the most part, the effect of interfund activity has been removed from these statements. *Governmental activities*, which normally are supported by taxes, intergovernmental revenues and other nonexchange transactions are reported separately from *business-type activities*, which rely to a significant extent on fees and user charges for support. Likewise, the *primary government* is reported separately from certain legally separate *component units* for which the primary government is financially accountable.

The statement of activities demonstrates the degree to which the direct expenses of a given function or segments are offset by program revenues.

Direct expenses are those that are clearly identifiable with a specific function or segment. *Program revenues* include 1) charges to customers or applicants who purchase, use, or directly benefit from goods, services or privileges provided by a given function or segment and 2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function or segment. Taxes and other items not properly included among program revenues are reported as *general revenues*.

Measurement Focus, Basis of Accounting, and Financial Statement Presentation

The government-wide financial statements are reported using the *economic resources measurement focus* and the *accrual basis of accounting* as are the proprietary fund and fiduciary fund financial statements. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of the related cash flows. Property taxes are recognized as revenues in the year for which they are levied. Grants and similar items are recognized as revenues as soon as eligibility requirements imposed by the provider have been met.

Governmental fund financial statements are reported using the *current financial resources measurement focus* and the *modified accrual basis of accounting*. Revenues are recognized as soon as they are both measurable and available. The County considers revenues to be available if they are collectible within 90 days except for property taxes which are considered available if they are collectible within sixty days after year-end. Property taxes, sales taxes, licenses, and interest associated with the current year are considered to be susceptible to accrual and so have been recognized as revenues of the current year. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures are recorded when payment is due. Compensated absences, claims and judgements are expected to be liquidated with expendable available resources and are reported as expenditures and a fund liability of the governmental fund that will pay for it.

When both restricted and unrestricted resources are available for use, it is the County's policy to use restricted assets first, then unrestricted resources as they are needed.

Note 1 – Summary of Significant Accounting Policies (continued)

Measurement Focus, Basis of Accounting, and Financial Statement Presentation
(continued)

The fund financial statements provide information about the County's funds, including its fiduciary funds. Separate statements for each category-*governmental and fiduciary*-are presented. The emphasis of fund financial statements is on major governmental funds, each displayed in a separate column. All remaining governmental funds are aggregated and reported as nonmajor funds.

Deferred Outflows / Inflows of Resources

In addition to liabilities, the statement of net position will sometimes report a separate section of deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and will not be recognized as an inflow of resources (revenue) until that time. Property taxes revenue that are related to a future period have been recorded as deferred inflows. Grants and entitlements received before eligibility requirements are met (e.g., cash advances) are recorded as deferred inflows. These amounts are deferred and will be recognized as an inflow of resources in the period that the amounts become available.

The government reports the following major governmental funds:

The *General Fund* is the County's primary operating fund. It accounts for all financial resources of the general government, except those required to be accounted for in another fund.

The *Road and Bridge Fund* records costs related to County road and bridge construction and maintenance. By State law, Colorado counties are required to maintain a road and bridge fund. A portion of road and bridge taxes is allocated to cities and towns for use in their road and street activities.

The *Open Space Fund* accounts for the administration and operations of the Parks and Recreation Fund and also the purchase of land for open space.

The government reports the following non-major governmental funds:

The *Public Welfare Fund* accounts for the administration and operations of the County's public health and welfare system.

Sales Tax Fund accounts for revenues derived from sales tax. One half of the sales tax revenue collected annually is designated for capital expenditures or debt service.

Transit Fund accounts for the collection of transportation impact fees and other sources designated for mass transit and other transportation services.

Retirement Fund accounts for revenues from property taxes designated for a county employee retirement program.

Note 1 – Summary of Significant Accounting Policies (continued)

Measurement Focus, Basis of Accounting, and Financial Statement Presentation
(continued)

Conservation Trust Fund reflects the receipt of the County's share of Colorado Lottery funds and money from other sources to be used for recreation purposes within the County.

Contingent Fund reflects the accumulation and disbursement of funds set aside to be used as needed for unforeseen contingencies.

Lodging Tax Fund accounts for revenues derived from lodging tax to be used for economic development.

Public Health Fund accounts for all revenues and expenditures related to the administration of public health services and programs. The fund was set up pursuant to Senate Bill – 08-194.

Energy Fund was created in 2011 per Resolution 2011-50 for the sole purpose of funding capital expenses associated with the purchase, installation, and/or construction of renewable energy and/or energy conservation facilities or projects located within San Miguel County.

Early Childhood Care and Education Fund accounts for resources of the County which are dedicated for the purpose of improving the availability, accessibility, quality and affordability of early childhood care and education.

Dependent District Funds - special revenue funds used to account for the revenue from property taxes and other revenues designated for specific purposes. The San Miguel County Housing Authority's general fund has been blended as a dependent district.

As a general rule the effect of interfund activity has been eliminated from the government-wide financial statements. Exceptions to this general rule are certain charges between the County's enterprise funds and various other functions of the government. Elimination of these charges would distort the direct costs and program revenues reported for the various functions concerned.

Amounts reported as *program revenues* include 1) charges to customers or applicants for goods, services or privileges provided, 2) operating grants and contributions, and 3) capital grants and contributions, including special assessments.

Internally dedicated resources are reported as *general revenues* rather than as program revenues. Likewise, general revenues included all taxes.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 1 – Summary of Significant Accounting Policies (continued)

Assets, Liabilities, and Net Assets or Equity

Receivable and Payable Balances

Significant components of receivables and payables are disaggregated in the financial statements. All receivables are expected to be collected within one year. All material payables are expected to be paid within one year with the exception of the amounts for the accrual for compensated absences and capital leases.

Property Taxes

Property taxes are levied in December and attached as an enforceable lien on property as of January 1 of the following year. Taxes are payable either in two installments due on February 28 and June 15 or in full on April 30. The County, through the San Miguel County Treasurer, bills and collects its own property taxes as well as property taxes of all other taxing authorities within the County.

Taxes levied in 2018 for collection in 2019 are recorded in governmental funds as taxes receivable and deferred inflows of resources as of December 31, 2018 since the amount is measurable but not available until 2019. An allowance for uncollectible taxes is not provided as the uncollectible amounts were determined to be negligible based upon an analysis of historical trends.

Interfund Transactions

Transactions between funds that would be treated as revenues, expenditures, or expenses if they involved organizations external to the County are accounted for as revenues, expenditures, or expenses in the funds involved. Transactions which constitute reimbursements of a fund for expenditures or expenses initially made from that fund which are properly applicable to another fund are recorded as expenditures or expenses in the reimbursing fund and as reductions of the expenditure or expense in the fund that is reimbursed. At year end, outstanding balances between funds are reported as “due to/from other funds.” Any residual balances outstanding between the governmental activities and business-type activities are reported in the government-wide financial statements as “internal balances.” These amounts are eliminated in the Total Column on the “statement of net assets” column. Any residual balances outstanding between “discrete presented component units” and the “primary government” are reported on a separate line.

Inventories

Inventories are valued at cost which is determined using the first-in, first-out method. Inventories in most Governmental funds are recorded as expenditures when purchased. Inventories in the Road and Bridge Fund are recorded as expenditures when consumed rather than when purchased.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 1 – Summary of Significant Accounting Policies (continued)

Assets, Liabilities, and Net Assets or Equity (continued)

Capital Assets

Capital assets, which include property, plant equipment, and infrastructure assets (e.g., roads, bridges and similar items), are reported in the applicable governmental activities columns in the government-wide financial statements. Capital assets are defined by the County as assets with an initial, individual cost of more than \$5,000 and a useful life of more than one year. All capital assets are valued at historical cost or estimated historical cost if actual historical cost is not available. Donated capital assets are recorded at fair market value at the date of donation. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend assets lives are not capitalized.

Depreciation on capital assets, with the exception of infrastructure, is provided on the straight-line basis over the following estimated useful lives:

Buildings and improvements	20 to 40 Years
Equipment and Furniture	5 to 10 Years

Future Compensated Absences

A maximum of 24 to 48 days vacation per year may be accumulated by each employee. Employees will be paid for up to the maximum accumulation of unused vacation days upon separation from County service after six months continuous service.

Full-time employees can earn one (1) day of sick leave per month. For part-time employees, sick leave is earned at a rate of one day per month that is proportionate to 1/5 or their weekly hours. After two (2) years of continuous service, upon separation from employment (either voluntary or involuntary), the terminating employee will be paid at the current regular rate of pay for 50% of their unused accrued sick leave. After fifteen (15) years will be paid at 75% of their current regular rate of pay for up to 120 days of unused accrued sick leave. After twenty (20) years terminating employee will be paid at 100% of their current regular rate of pay for up to 120 days of unused accrued sick leave. Starting after March 1, 2013, the continuous service was changed from two to ten years the terminating employee will be paid at the current regular rate of pay for 50% of their unused accrued sick leave.

Long-term Obligations

In the government-wide financial statements and proprietary fund types in the fund financial statements. Long-term debt and other long-term obligations are reported as liabilities in the applicable governmental activities, business-type activities, or proprietary fund type statement of net assets. At December 31, 2018 the only long term debt that San Miguel County had was from the accrual of compensated absences and capital leases.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 1 – Summary of Significant Accounting Policies (continued)

Assets, Liabilities, and Net Assets or Equity (continued)

Fund Equity

In the fund financial statements, governmental funds report the following classifications of fund balance:

Nonspendable - includes amounts that are not in spendable form (such as inventory) or are required to be maintained intact.

Restricted – includes amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions or by enabling legislation.

Committed – includes amounts constrained to specific purposes by the County itself, using its highest level of decision-making authority; to be reported as committed, amounts cannot be used for any other purpose unless the County Commissioners take the same highest level action to remove or change the constraint.

Assigned – includes amounts the County intends to use for a specific purpose; intent can be expressed by the County Commissioners or by an official or body to which the County Commissioners delegates the authority.

Unassigned – includes amounts that have not been assigned to other funds or restricted, committed or assigned to a specific purpose within the General Fund. The General Fund is the only fund that would report a positive amount in unassigned fund balance. Negative fund balance in other governmental funds are reported as unassigned once other purposes of that fund were reduced. For the General Fund, a negative fund balance would be eliminated by reducing unassigned fund balance first.

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the County considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the County considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless County Commissioners' have provided otherwise in its commitment or assignment actions.

Net position is reported as restricted when there are constraints placed on their use either by law through constitutional provisions or enabling legislation or through restrictions externally imposed by creditors, grantors, laws, or regulations of other governments.

The reserve for emergencies as required by Section 20 to Article X of the Colorado Constitution, also known as the Taxpayer's Bill of Rights (TABOR) is classified as restricted net assets on the entity-wide statements.

As provided for in the amendment the voters of San Miguel County approved in November 1994, for the 1995 budget year and subsequent budget years, that the San Miguel County mill levy may remain at the 1994 level of 10.120 mills; and, authorized the County to increase its revenues and expenditure limitations beyond those authorized by Article X, Section 20 as amended, for 1995 and each subsequent year thereafter, in the amount of \$750,000 per year.

The Amendment is complex and subject to judicial interpretation. The County believes it is in compliance with the requirements of the amendment.

Note 1 – Summary of Significant Accounting Policies (continued)

Assets, Liabilities, and Net Assets or Equity (continued)

Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results may differ from those estimates.

Contraband Proceeds

The Colorado Contraband Forfeiture Act requires the proceeds from the seizure of contraband be audited although they are not subject to the appropriations process. During 2018, the County had no proceeds from the seizures of contraband.

Note 2 – Stewardship, Compliance, and Accountability

A. Budgetary Information

Annual budgets are adopted for all funds, except agency funds, of the County. The Finance Office submits a proposed operating budget for the following calendar year to the County Commissioners prior to October 15 of each year. The budget is prepared using the modified accrual basis of accounting. The operating budget includes proposed expenditures/expenses and the anticipated revenues. As required by statute, public hearings are conducted to obtain citizen's comments. Prior to the levy of property tax, the budget is legally adopted through the passage of a budget adoption and appropriation resolution.

B. Budgeted Level of Expenditures

The budgetary control is maintained at the department level for the general fund and at specific fund level for all other funds. Although the budget shows various classifications by object and by function, the department directors are authorized to transfer budgeted amounts within each of the object classifications. All annual appropriations lapse at year end. During 2018, two supplemental appropriations were adopted by the County Commissioners.

For the budget to actual reporting required by state statutes the proprietary funds present the adjustments necessary to reconcile ending net income (loss) on the budgetary basis to the GAAP basis net change in fund equity.

All budget amounts presented in the accompanying supplementary information reflect the original budget and the final amended budget. No budget is shown or required for the San Miguel Regional Housing Authority. The County could be in violation of Colorado Budget Law because the Lodging Tax Tourism Fund's actual expenditures exceed budgetary amounts.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 3 – Deposits and Investments

The Colorado Public Deposit Protection Act (PDPA) requires that all units of local government deposit cash in eligible public depositories; eligibility is determined by state regulators. Amounts on deposit in excess of federal insurance levels must be collateralized. The eligible collateral is determined by the PDPA. PDPA allows the institution to create a single collateral pool for all public funds. The pool is to be maintained by another institution or held in trust for all the uninsured public deposits as a group. The market value of the collateral must be at least equal to the aggregate uninsured deposits. Collateral in the pool is considered to be equal to depository insurance pursuant to definitions listed in GASB Statement No. 40. At December 31, 2018, the bank balance of the County's deposits was \$ 10,861,229 of which \$ 1,101,890 was covered by federal depository insurance and \$ 9,759,339 was collateralized under PDPA.

Colorado statutes specify investment instruments meeting defined rating and risk criteria in which local government entities may invest. Authorized investments include obligations of the United States and certain U.S. government agency securities; certain international agency securities; general obligation and revenue bonds of U.S. local government entities; bankers' acceptances of certain banks; commercial paper; local government investment pools; written repurchase agreements collateralized by certain authorized securities; certain money market funds; and guaranteed investment contracts. The County's investment policy follows Colorado statutes.

The County had invested \$ 10,094,812 in the Colorado Government Liquid Asset Trust (COLOTRUST), and \$7,268,733 in CSAFE, which are investment vehicles established for local government entities in Colorado to pool surplus funds. They operate similarly to a money market fund and each share is equal in value to \$1.00. Investments in these pools consist of U.S. Treasury bills, notes and note strips and repurchase agreements collateralized by U.S. Treasury securities. A designated custodial bank provides safekeeping and depository services for these investment pools in connection with the direct investment and withdrawal functions. Substantially all securities owned by these investment pools are held by the Federal Reserve Bank in the account maintained for the custodial bank. The custodian's internal records identify the investments owned these pools. These pools are not required to and are not registered with the SEC, but are rated AAA by Standard and Poor's, Fitch's and Moody's rating services.

The County's investments carried at fair market value as of December 31, 2018 are:

	<u>Fair Value</u>	<u>Credit Risk</u>
Federal Home Loan Mortgage	\$ 546,937	Aaa
Money Market-SIGMA	4,234	Not Rated
ColoTrust (Governmental Pool)	10,094,812	AAA
Csafe	<u>7,268,733</u>	AAA
	<u>\$17,914,716</u>	

Summary of Combined Cash and Investments Held By Primary Government and Dependent Districts:

<u>Description</u>	<u>Cost</u>
Demand deposits and cash	\$ 2,874,390
Certificates of deposits and savings	7,989,089
Investments	17,914,716
Cash and receivables	<u>81,137</u>
	<u>\$ 28,859,332</u>

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 4 – Capital Assets

Capital asset activity for the year ended December 31, 2018, was as follows:

Governmental Activities:

	Balances 1/1/2018	Additions	Deletions	Balances 12/31/2018
Capital assets not being depreciated				
Land	\$ 8,355,053	\$ 160,794	\$ -	\$ 8,515,847
Construction in progress	122,813	1,408,811	-	1,531,624
Infrastructure	59,004,170	-	-	59,004,170
Total capital assets not being depreciated	<u>67,482,036</u>	<u>1,569,605</u>	<u>-</u>	<u>69,051,641</u>
Capital assets being depreciated				
Buildings and improvements	17,269,966	34,993	-	17,304,959
Equipment and furniture	9,009,825	465,943	(156,643)	9,319,125
Total capital assets being depreciated	<u>26,279,791</u>	<u>500,936</u>	<u>(156,643)</u>	<u>26,624,084</u>
Less accumulated depreciation				
Buildings and improvements	6,289,239	405,761	-	6,695,000
Equipment and furniture	6,543,241	388,514	(67,420)	6,864,335
Total accumulated depreciation	<u>12,832,480</u>	<u>794,275</u>	<u>(67,420)</u>	<u>13,559,335</u>
Total capital assets being depreciated, net	<u>13,447,311</u>	<u>(293,339)</u>	<u>(89,223)</u>	<u>13,064,749</u>
Governmental activities capital assets	<u>\$ 80,929,347</u>	<u>\$ 1,276,266</u>	<u>\$ (89,223)</u>	<u>\$ 82,116,390</u>

Depreciation expense was charged to functions/programs of the primary government as follows:

Governmental activities:	
General government	\$ 224,877
Public safety	262,152
Public works	220,972
Recreation and culture	79,232
Health and welfare	7,042
Total depreciation expense-governmental activities	<u>\$ 794,275</u>

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 5 – Long-Term Liabilities

Long-term obligations

The County has adopted the policy of acquiring certain fixed assets through the use of lease purchase agreements. For the lease purchase backed by the full faith and credit of the County, debt service is accounted for in the fund that accounts for the function associated with the asset.

General capitalized lease obligations payable are comprised of the following:

Zion Bank, land purchase agreement, semi-annual payments on June 20th and December 20th at \$89,541.27 for total payments each year of \$179,082.54 through December 2028 at 3.45% annual interest rate. It has been the practice of the Board of County Commissioners to approve annually an additional principal payment of \$ 48,482.50 in June which is not reflected in the payment summary below. \$ 1,503,738

Year	Principal	Interest	Payment
2019	\$ 128,301	\$ 50,782	\$ 179,083
2020	132,765	46,317	179,082
2021	137,385	41,697	179,082
2022	142,166	36,917	179,083
2023	147,113	31,970	179,083
2024-2028	816,008	79,404	895,412
Total	<u>\$ 1,503,738</u>	<u>\$ 287,087</u>	<u>\$ 1,790,825</u>

The repayment of the capital lease is subject to annual appropriations by the County Commissioners. Leased land under Capital Leases in Capital Assets at December 31, 2018 included the following: Land \$3,962,423.

A summary of long-term debt is as follows:

	Payable January 2018	Additions	Deletions	Payable December 2018
General capitalized lease obligation	\$ 1,713,773	\$ -	\$ 210,035	\$ 1,503,738
Compensated absences payable	742,342	-	35,755	706,587
	<u>\$ 2,456,115</u>	<u>\$ -</u>	<u>\$ 245,790</u>	<u>\$ 2,210,325</u>

Note 6 – Retirement Plan

San Miguel County is a member employer of the Colorado Retirement Association (CRA). This association was formed by Colorado State Statute to provide retirement benefits to employees of Colorado local governments. CRA administers two different retirement plans a 401(a) Defined Contribution Plan and a 457 Deferred Compensation Plan.

San Miguel County provides pension benefits for all of its full-time employees through a defined contribution plan with the Colorado Retirement Association Retirement Plan. In a defined contribution plan, benefits depend solely on amounts contributed to the plan plus investment earnings. Employees are eligible to participate upon hire. Elected officials are eligible to participate immediately. Participation is mandatory for all eligible employees and for all elected officials. Both the County and the employee contribute 5% of the employee's pay to the plan.

The County's contribution for each employee (and interest allocated to the employee's account) is 100% vested after five years. Any non-vested County contributions forfeited by an employee who leaves the County's employment are remitted to the County. The County also participates in a voluntary deferred compensation contribution for those employed more than five years.

The County's total payroll was \$ 8,646,880 in 2018. The total payroll covered by the pension plan was \$ 7,931,600 in 2018. The total contribution paid was \$ 845,366 in 2018 (10% of covered payroll), \$ 396,583 by the employees and \$ 448,783 by the County.

The County has no liability for losses under the plan.

Complete financial statements for the retirement plans may be obtained from the CRA, 4949 S. Syracuse St., Suite 400, Denver, Colorado, 80237.

Note 7 – Post Employment Benefits

The County provides no post employment benefits to employees who retire from the County other than those mandated by the State and Federal governments.

The “Consolidated Omnibus Budget Reconciliation Act of 1985” (COBRA), that is mandated by the Federal Government, requires that employers allow eligible employees the opportunity to purchase medical and dental insurance for various periods of time after their employment is discontinued. San Miguel County complies with the Federal Statutes.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 8 – Budget Amendment

During 2018 the County amended its budget once. The following is a schedule of the changes to the original budget:

Fund	Original Budget	Revisions	Final Budget
General	\$ 11,151,527	\$ 1,071,000	\$ 12,222,527
Road and Bridge	4,880,063	-	4,880,063
Open Space	1,467,203	-	1,467,203
Public Welfare	1,390,750	-	1,390,750
Transit	1,706,020	500,000	2,206,020
Sales tax capital	4,240,134	-	4,240,134
Retirement	465,000	-	465,000
Conservation Trust	-	-	-
Lodging Tax Tourism	500,425	175,000	675,425
Vegetation Management	171,328	-	171,328
Public Health	550,168	-	550,168
Energy	24,275	-	24,275
Early Childhood Care and Education	617,145		617,145
Housing Authority	23,500	161,000	184,500
SMC Solid Waste Disposal District	98,508	10,000	108,508
Totals	<u>\$ 27,286,046</u>	<u>\$ 1,917,000</u>	<u>\$ 29,203,046</u>

Note 9 - Transfers

The following schedule briefly summarizes the County's transfer activity:

Fund	Transfers In	Transfers Out
General	\$ 550,000	\$ 1,150,000
Retirement	100,000	-
Public Welfare	30,000	-
Public Health	75,000	-
Sales Tax Capital	-	250,000
Open Space and Park	20,000	20,000
Vegetation Management	80,000	-
Transit	885,000	300,000
Road and Bridge	-	20,000
Totals	<u>\$ 1,740,000</u>	<u>\$ 1,740,000</u>

Transfers to and from the various funds were to cover the costs of operations, capital and retirement benefits.

San Miguel County, Colorado
Notes to Financial Statements
December 31, 2018

Note 10 – Loan Receivable

On September 19, 2012 the County made a loan to the San Miguel Community Facilities, Inc. (SMCF) in the amount of \$140,000 for the construction of a childcare facility. Until October 1, 2017, SMCF will pay interest on the principal balance of the loan at an annual rate of 2.5%. Beginning October 1, 2017, SMCF will pay interest to the County at an annual rate to be determined by adding .25% to the most recent Prime Rate published in the Wall Street Journal on the date that is 45 days before that Adjusted Date. Principal and interest payments on the loan are paid monthly commencing on November 1, 2012 and continuing until October 1, 2022 at which time the entire remaining principal balance shall become due and payable to the County. The principal balance on the loan receivable was \$115,913 at December 31, 2018. The County has not received a payment from SMCF since May 2017.

Note 11 – Operating Leases

On June 27, 2018 the San Miguel County Board of County Commissioners approved the lease of three 2018 Motor Graders with John Deere Financial. Pursuant the terms of the lease, the county will make two annual payments of \$ 63,251.88 on October 3, 2018 and 2019. The County will then have an option to purchase the graders at \$ 707,199.84 on October 3, 2020.

SAN MIGUEL COUNTY, COLORADO
INFORMATION ABOUT INFRASTRUCTURE ASSETS REPORTED USING
THE MODIFIED APPROACH
For the year ended December 31, 2018

As allowed by GASB Statement No.34, Basic Financial Statements-and Management's Discussion and Analysis-for State and Local Governments, the county has adopted an alternative method for reporting costs associated with certain infrastructure assets. Under this alternative method, referred to as the "modified approach," infrastructure assets are not depreciated, and maintenance and preservation costs are expensed. The County capitalizes costs related to new construction, major replacements, and improvements that increase the capacity and /or efficiency of infrastructure assets reported under the modified approach.

In order to utilize the modified approach, the County is required to:

- Maintain an asset management system that includes an up-to-date inventory of eligible infrastructure assets,
- Perform and document replicable condition assessments once every three years of the eligible infrastructure assets and summarize the results using a measurement scale.
- Estimate each year the annual amount to maintain and preserve the eligible infrastructure assets at the condition level established and disclosed by the County.
- Document that the infrastructure assets are being preserved approximately at, or above the condition level established by the County.

ROADS

San Miguel County applies the modified approach to all roads, owned and/ or maintained by the County. The goal of the County in conjunction with adopting the modified approach is to develop and provide a cost effective maintenance program that preserves the County's investment in its road network and enhances public transportation and safety.

Condition Assessments

Roads are categorized as native, gravel and oil surface. Formal condition assessments are not done on natural and rock surface roads. These roads are maintained on an as-needed basis, for example, when a road is washed out. Formal condition assessments are performed on all gravel and oil surface roads at least once every three years in accordance with GASB 34. Each year a formal assessment is performed on a portion of the County's roads on a rotating basis. The results of formal condition assessments performed in 2017 and 2018 are disclosed. The process and purpose of these condition assessments are described briefly below.

Gravel Surface Roads: The condition assessments of gravel roads are based on gravel thickness and surface smoothness. Roads are rated as excellent, good and poor. A poor rating indicates gravel thickness of less than 1" or excessive surface deterioration. Roads rated in poor condition require maintenance.

SAN MIGUEL COUNTY, COLORADO
INFORMATION ABOUT INFRASTRUCTURE ASSETS REPORTED USING
THE MODIFIED APPROACH
For the year ended December 31, 2018

Paved Roads: The condition assessments of paved roads are based on the following criteria: potholes, cracking, rutting, shoulder condition, surface smoothness and base condition. Roads are rated as excellent, good, fair and poor. For GASB 34 reporting purposes, the County's official desired condition is 70%. The County's goal is to maintain its infrastructure at a category condition level of fair or better.

Condition Rating of the County's Road System

Percentage of Lane-Miles in Fair to Excellent Conditions in 2018:

	<u>Percentage</u>
Paved	75%
Gravel	75%
Overall System	76%

Percentage of Lane-Miles in Poor Conditions in 2018:

	<u>Percentage</u>
Paved	1%
Gravel	3%
Overall System	2%

Comparison of Needed-to-Actual Maintenance/Preservation in 2018: The County did not budget separately for maintenance/preservation costs for roads and bridges in 2018, therefore they are shown combined below. Amounts will be budgeted separately in the future.

	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Estimated	\$4,590,215	\$4,997,345	\$5,254,819	\$4,278,716	\$4,860,063
Actual	\$3,402,792	\$4,073,378	\$4,678,215	\$3,192,055	\$3,539,021

SAN MIGUEL COUNTY, COLORADO
INFORMATION ABOUT INFRASTRUCTURE ASSETS REPORTED USING
THE MODIFIED APPROACH
For the year ended December 31, 2018

BRIDGES

The structural sufficiency of the County's bridges is determined using the state of Colorado's Structure Inspection and Inventory Program. The bridge sufficiency rating is based on the assessment of the ability of individual components to function structurally. The rating system uses a numerical scale from 50 (needs replacement) to 100 (new). It is the County's policy to keep the number and square footage of deck area of bridges with a condition rating of fair equal to or greater than 70 percent. Bridges are inspected by the state of Colorado Department of Transportation every two years. GASB 34 requires inspection every three years. The most recent inspection was in 2014. There were no new bridge structures added to the system during 2018.

Disclosures for a Network of Bridges 2018

Number of Bridges

	CDOT Structural Sufficiency Rating	Number	%
Excellent	91-100	17	68%
Good	71-90	6	24%
Fair	51-70	0	0%
Poor	50 and below	<u>2</u>	<u>8%</u>
Total		<u>25</u>	<u>100.0%</u>

SAN MIGUEL COUNTY, COLORADO
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Property taxes	\$ 5,228,000	\$ 5,228,000	\$ 4,936,054	\$ (291,946)	\$ 5,024,778
Sales and miscellaneous taxes	1,711,000	1,711,000	2,103,942	392,942	2,035,475
Fees and charges	1,249,201	1,249,201	1,286,989	37,788	1,301,301
Licenses and permits	176,260	176,260	274,089	97,829	283,151
Intergovernmental	1,336,804	1,336,804	1,527,318	190,514	1,776,812
Interest earnings	125,000	125,000	466,951	341,951	192,919
Miscellaneous	154,567	154,567	182,687	28,120	264,566
Total revenues	9,980,832	9,980,832	10,778,030	797,198	10,879,002
Expenditures					
Current					
General government	5,050,098	5,066,098	4,741,659	324,439	4,494,786
Judicial	394,628	394,628	350,822	43,806	258,872
Public Safety	5,315,402	5,485,402	5,218,742	266,660	5,029,225
Auxiliary services	201,399	201,399	204,034	(2,635)	182,434
Total expenditures	10,961,527	11,147,527	10,515,257	632,270	9,965,317
Revenues over (under) expenditures	(980,695)	(1,166,695)	262,773	1,429,468	913,685
Other Financing Sources					
Transfer in (Out)	60,000	(825,000)	(600,000)	225,000	(192,080)
Sale of Assets	-	-	1,500	1,500	-
Total other financing sources	60,000	(825,000)	(598,500)	226,500	(192,080)
Revenues and other sources over expenditures	(920,695)	(1,991,695)	(335,727)	1,655,968	721,605
Fund balance, January 1	12,306,784	12,306,784	13,693,744	1,532,756	12,972,139
Fund balance, December 31	\$ 11,386,089	\$ 10,315,089	\$ 13,358,017	\$ 3,188,724	\$ 13,693,744

SAN MIGUEL COUNTY, COLORADO
ROAD AND BRIDGE FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
General property tax	\$1,563,934	\$ 1,563,934	\$ 1,515,193	\$ (48,741)	\$ 1,490,751
Specific ownership tax	55,500	55,500	75,939	20,439	64,645
Penalty and interest	3,000	3,000	3,593	593	3,946
Total	<u>1,622,434</u>	<u>1,622,434</u>	<u>1,594,725</u>	<u>(27,709)</u>	<u>1,559,342</u>
Intergovernmental					
Payment in lieu of taxes	540	540	588	48	540
Mineral leasing	30,000	30,000	14,190	(15,810)	29,630
Forest service	-	-	-	-	-
R & B services	26,000	26,000	21,946	(4,054)	-
Federal land and materials	200	200	-	(200)	-
Total	<u>56,740</u>	<u>56,740</u>	<u>36,724</u>	<u>(20,016)</u>	<u>30,170</u>
Intergovernmental - State and Local					
Highway user's - County	1,950,000	1,950,000	2,255,413	305,413	1,994,466
Grants	-	-	129,644	129,644	-
Town of Sawpit	1,200	1,200	1,822	622	1,432
Automobile registration	24,000	24,000	23,037	(963)	21,479
Total	<u>1,975,200</u>	<u>1,975,200</u>	<u>2,409,916</u>	<u>434,716</u>	<u>2,017,377</u>
Licenses and permits					
Special permits and fees	3,000	3,000	2,950	(50)	2,365
Total	<u>3,000</u>	<u>3,000</u>	<u>2,950</u>	<u>(50)</u>	<u>2,365</u>
Miscellaneous	425	425	4,680	4,255	425
Charges for services	70,000	70,000	48,390	(21,610)	9,971
Sale of assets	-	-	8,287	8,287	10,774
Total revenues	<u>3,727,799</u>	<u>3,727,799</u>	<u>4,105,672</u>	<u>377,873</u>	<u>3,630,424</u>
Expenditures					
Current					
Maintenance of conditions	3,755,503	3,755,503	2,530,350	1,225,153	2,131,260
Snow and ice removal	42,128	42,128	13,326	28,802	24,800
Administration	1,062,432	1,062,432	995,345	67,087	1,035,995
Total expenditures	<u>4,860,063</u>	<u>4,860,063</u>	<u>3,539,021</u>	<u>1,321,042</u>	<u>3,192,055</u>
Revenues over (under)					
expenditures	(1,132,264)	(1,132,264)	566,651	1,698,915	438,369
Transfers in (out)	180,000	180,000	(20,000)	(200,000)	(11,483)
Fund balance, January 1	3,166,218	3,166,218	3,396,529	230,311	3,024,128
Changes in reserve for inventory	-	-	60,388	60,388	(54,485)
Fund balance, December 31	<u>\$2,213,954</u>	<u>\$ 2,213,954</u>	<u>\$ 4,003,568</u>	<u>\$ 1,789,614</u>	<u>\$ 3,396,529</u>

SAN MIGUEL COUNTY, COLORADO
OPEN SPACE AND PARK FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
General property tax	\$ 1,234,290	\$ 1,234,290	\$ 1,196,205	\$ (38,085)	\$ 1,176,909
Specific ownership tax	37,500	37,500	59,952	22,452	51,035
Penalty and interest	2,200	2,200	2,836	636	3,116
Total	<u>1,273,990</u>	<u>1,273,990</u>	<u>1,258,993</u>	<u>(14,997)</u>	<u>1,231,060</u>
Intergovernmental					
Payment in lieu of taxes	400	400	464	64	426
Other grants	<u>20,000</u>	<u>20,000</u>	<u>-</u>	<u>(20,000)</u>	<u>11,446</u>
Total	<u>20,400</u>	<u>20,400</u>	<u>464</u>	<u>(19,936)</u>	<u>11,872</u>
Miscellaneous					
Event center fees	3,000	3,000	-	(3,000)	2,989
Fairground fees	17,500	17,500	11,396	(6,104)	8,402
Other fees	-	-	-	-	6,136
Other	<u>2,200</u>	<u>2,200</u>	<u>5,638</u>	<u>3,438</u>	<u>34,513</u>
Total	<u>22,700</u>	<u>22,700</u>	<u>17,034</u>	<u>(5,666)</u>	<u>52,040</u>
Total revenues	<u>1,317,090</u>	<u>1,317,090</u>	<u>1,276,491</u>	<u>(40,599)</u>	<u>1,294,972</u>
Expenditures					
Current					
Recreation	245,951	245,951	220,307	25,644	203,344
Open space commission	214,650	214,650	15,555	199,095	83,002
Historical preservation	80,100	80,100	63,003	17,097	19,756
Fairgrounds and regional park	441,501	441,501	213,447	228,054	226,858
Parks administration	<u>465,001</u>	<u>465,001</u>	<u>273,812</u>	<u>191,189</u>	<u>243,516</u>
Total expenditures	<u>1,447,203</u>	<u>1,447,203</u>	<u>786,124</u>	<u>661,079</u>	<u>776,476</u>
Other financing sources and (uses)					
Transfer In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total other financing sources (uses)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Revenues over (under) expenditures	(130,113)	(130,113)	490,367	620,480	518,496
Fund balance, January 1	<u>2,883,323</u>	<u>2,883,323</u>	<u>3,038,489</u>	<u>155,166</u>	<u>2,519,993</u>
Fund balance, December 31	<u>\$ 2,753,210</u>	<u>\$ 2,753,210</u>	<u>\$ 3,528,856</u>	<u>\$ 775,646</u>	<u>\$ 3,038,489</u>

SAN MIGUEL COUNTY, COLORADO
COMBINING BALANCE SHEET
NON-MAJOR GOVERNMENTAL FUNDS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Lodging					
	Tax Tourism	Sales Tax	Transit	Contingent	Welfare	Retirement
Assets						
Cash and cash equivalents	\$ 8,427	\$ 2,918,468	\$480,477	\$627,831	\$ 79,546	\$ 91,410
Property taxes receivable	-	-	-	-	127,484	324,910
Notes receivable	-	115,913	-	-	-	-
Due from other governmental units	-	-	-	-	24,717	-
Other receivables	128,898	236,131	349,615	-	-	-
Total assets	\$137,325	\$ 3,270,512	\$830,092	\$627,831	\$231,747	\$ 416,320
Liabilities and fund balances						
Liabilities						
Accounts payable	\$128,898	\$ 6,280	\$188,290	\$ -	\$ -	\$ 21,764
Accrued vacation and sick leave	-	-	-	-	-	-
Total liabilities	128,898	6,280	188,290	-	-	21,764
Deferred Inflows of Resources						
Unearned revenues	-	-	-	-	15,786	-
Deferred property tax revenue	-	-	-	-	127,484	324,910
Total deferred inflows of resources	-	-	-	-	143,270	324,910
Fund balances						
Reserved for:						
Emergencies	-	-	-	627,831	-	-
Transportation	-	-	641,802	-	-	-
Housing	-	-	-	-	-	-
Energy	-	-	-	-	-	-
Solid waste	-	-	-	-	-	-
Air quality	-	-	-	-	-	-
Capital Acquisition	-	-	-	-	-	-
Unreserved:	8,427	3,264,232	-	-	88,477	69,646
Total fund balances	8,427	3,264,232	641,802	627,831	88,477	69,646
Total liabilities and fund balances	\$137,325	\$ 3,270,512	\$830,092	\$627,831	\$231,747	\$ 416,320

Conservation Trust	Public Health	Energy	Vegetation Management	Early Childhood Care	Dependent Districts	Totals	
						2018	2017
\$ 103,501	\$46,377	\$23,419	\$ 51,567	\$ 428,532	\$1,424,726	\$6,284,281	\$5,146,015
-	-	-	-	622,898	-	1,075,292	449,357
-	-	-	-	-	-	115,913	115,913
-	-	-	-	-	-	24,717	32,985
1,477	30,667	-	6,190	-	1,582	754,560	693,351
<u>\$ 104,978</u>	<u>\$77,044</u>	<u>\$23,419</u>	<u>\$ 57,757</u>	<u>\$ 1,051,430</u>	<u>\$1,426,308</u>	<u>\$8,254,763</u>	<u>\$6,437,621</u>
\$ -	\$21,985	\$ 6,032	\$ 8,864	\$ -	\$ 8,569	\$ 390,682	\$ 411,494
-	12,217	-	-	-	-	12,217	34,085
-	34,202	6,032	8,864	-	8,569	402,899	445,579
-	15,240	-	-	-	-	31,026	9,347
-	-	-	-	622,898	-	1,075,292	449,357
-	15,240	-	-	622,898	-	1,106,318	458,704
-	-	-	-	-	-	627,831	627,831
-	-	-	-	-	-	641,802	279,500
-	-	-	-	-	1,379,937	1,379,937	1,369,868
-	-	17,387	-	-	-	17,387	24,416
-	-	-	-	-	37,802	37,802	73,258
-	65,411	-	-	-	-	65,411	65,411
-	-	-	39,396	-	-	39,396	39,396
104,978	(37,809)	-	9,497	428,532	-	3,935,980	3,053,658
104,978	27,602	17,387	48,893	428,532	1,417,739	6,745,546	5,533,338
<u>\$ 104,978</u>	<u>\$77,044</u>	<u>\$23,419</u>	<u>\$ 57,757</u>	<u>\$ 428,532</u>	<u>\$1,426,308</u>	<u>\$8,254,763</u>	<u>\$6,437,621</u>

SAN MIGUEL COUNTY, COLORADO
COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
NON-MAJOR GOVERNMENTAL FUNDS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Lodging Tax Tourism	Sales Tax	Transit Fund	Contingent	Welfare	Retirement
Revenues						
Taxes	\$ 686,313	\$ 1,398,382	\$ -	\$ -	\$ 130,096	\$ 327,338
Intergovernmental	-	-	1,174,193	-	1,052,807	-
Charges for services	-	-	-	-	-	-
Licenses and permits	-	-	-	-	-	-
Interest earnings	-	-	1,100	-	-	-
Miscellaneous	-	60,000	276,134	-	-	49,591
Total revenues	686,313	1,458,382	1,451,427	-	1,182,903	376,929
Expenditures						
Current:						
Public safety	-	-	-	-	-	-
Retirement benefits and contributions	-	-	-	-	-	448,783
Health and human services	-	-	-	-	1,224,436	-
Urban development, housing and transportation	-	-	1,674,125	-	-	-
Economic development	686,170	-	-	-	-	-
Energy programs	-	-	-	-	-	-
Vegetation management	-	-	-	-	-	-
Childcare	-	-	-	-	-	-
Capital outlay	-	449,069	-	-	-	-
Debt service payments	-	244,200	-	-	-	-
Total expenditures	686,170	693,269	1,674,125	-	1,224,436	448,783
Excess (deficiency) of revenues over expenditures	143	765,113	(222,698)	-	(41,533)	(71,854)
Other financing sources and (uses)						
Transfer In (Out)	-	(250,000)	585,000	-	30,000	100,000
Sale of assets	-	4,756	-	-	-	-
Total other financing sources (uses)	-	(245,244)	585,000	-	30,000	100,000
Net change to fund balance	143	519,869	362,302	-	(11,533)	28,146
Fund balance, January 1	8,284	2,744,363	279,500	627,831	96,190	41,500
Prior Period adjustment	-	-	-	-	3,820	-
Fund balance, December 31	\$ 8,427	\$ 3,264,232	\$ 641,802	\$ 627,831	\$ 88,477	\$ 69,646

Conservation Trust	Public Health	Energy	Vegetation Management	Early Childhood Care	Dependent Districts	Totals	
						2018	2017
\$ -	\$ -	\$ -	\$ -	\$ 633,506	\$ 46,271	\$ 3,221,906	\$ 2,373,141
28,407	200,104	-	27,259	232	-	2,483,002	1,332,980
-	39,526	-	15,765	-	300,820	356,111	347,831
-	26,784	-	-	-	-	26,784	50,344
1,947	-	-	-	-	12,266	15,313	7,308
-	7,323	-	-	-	3,997	397,045	331,904
30,354	273,737	-	43,024	633,738	363,354	6,500,161	4,443,508
-	-	-	-	-	97,722	97,722	101,179
-	-	-	-	-	-	448,783	437,372
-	460,681	-	-	-	-	1,685,117	1,604,151
-	-	-	-	-	291,019	1,965,144	553,316
-	-	-	-	-	-	686,170	614,636
-	-	7,029	-	-	-	7,029	3,326
-	-	-	128,089	-	-	128,089	148,309
-	-	-	-	205,206	-	205,206	-
-	-	-	-	-	-	449,069	449,894
-	-	-	-	-	-	244,200	244,200
-	460,681	7,029	128,089	205,206	388,741	5,916,529	4,156,383
30,354	(186,944)	(7,029)	(85,065)	428,532	(25,387)	583,632	287,125
-	75,000	-	80,000	-	-	620,000	203,563
-	-	-	-	-	-	4,756	15,679
-	75,000	-	80,000	-	-	624,756	219,242
30,354	(111,944)	(7,029)	(5,065)	428,532	(25,387)	1,208,388	506,367
74,624	139,546	24,416	53,958	-	1,443,126	5,533,338	5,026,971
-	-	-	-	-	-	3,820	-
<u>\$ 104,978</u>	<u>\$ 27,602</u>	<u>\$ 17,387</u>	<u>\$ 48,893</u>	<u>\$ 428,532</u>	<u>\$ 1,417,739</u>	<u>\$ 6,745,546</u>	<u>\$ 5,533,338</u>

SAN MIGUEL COUNTY, COLORADO
COMBINING BALANCE SHEET
NON-MAJOR GOVERNMENTAL FUNDS - DEPENDENT DISTRICTS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	San Miguel Disposal District	San Miguel County Housing Authority	Totals	
			2018	2017
Assets				
Cash and cash equivalents	\$ 46,371	\$ 1,378,355	\$ 1,424,726	\$1,449,105
Other receivables	-	1,582	1,582	-
Total assets	<u>\$ 46,371</u>	<u>\$ 1,379,937</u>	<u>\$ 1,426,308</u>	<u>\$1,449,105</u>
Liabilities and fund balances				
Liabilities				
Accounts payable	\$ 8,569	\$ -	\$ 8,569	\$ 5,979
Total liabilities	<u>8,569</u>	<u>-</u>	<u>8,569</u>	<u>5,979</u>
Fund balances				
Reserved for:				
Housing	-	1,379,937	1,379,937	1,369,868
Solid waste	37,802	-	37,802	73,258
Total fund balances	<u>37,802</u>	<u>1,379,937</u>	<u>1,417,739</u>	<u>1,443,126</u>
Total liabilities and fund balances	<u>\$ 46,371</u>	<u>\$ 1,379,937</u>	<u>\$ 1,426,308</u>	<u>\$1,449,105</u>

SAN MIGUEL COUNTY, COLORADO
COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
NON-MAJOR GOVERNMENTAL FUNDS - DEPENDENT DISTRICTS
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	San Miguel Disposal District	San Miguel County Housing Authority	Totals	
			2018	2017
Revenues				
Taxes	\$ 46,271	\$ -	\$ 46,271	\$ 46,721
Charges for services	15,936	284,884	300,820	298,775
Interest earnings	-	12,266	12,266	5,676
Miscellaneous	59	3,938	3,997	65
Total revenues	<u>62,266</u>	<u>301,088</u>	<u>363,354</u>	<u>351,237</u>
Expenditures				
Current:				
Public safety	97,722	-	97,722	101,179
Urban development, housing and transportation	-	291,019	291,019	150,060
Total expenditures	<u>97,722</u>	<u>291,019</u>	<u>388,741</u>	<u>251,239</u>
Net change to fund balance	(35,456)	10,069	(25,387)	99,998
Fund balance, January 1	<u>73,258</u>	<u>1,369,868</u>	<u>1,443,126</u>	<u>1,343,128</u>
Fund balance, December 31	<u>\$ 37,802</u>	<u>\$ 1,379,937</u>	<u>\$ 1,417,739</u>	<u>\$ 1,443,126</u>

SAN MIGUEL COUNTY, COLORADO
LODGING TAX TOURISM FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	<u>Budgeted</u>		<u>Actual</u>	<u>Variance</u>	<u>2017</u>
	<u>Original</u>	<u>Final</u>			<u>Actual</u>
Revenues					
Taxes					
Lodging tax	\$ 500,000	\$675,000	\$ 686,313	\$ 11,313	\$614,756
Total revenues	<u>500,000</u>	<u>675,000</u>	<u>686,313</u>	<u>11,313</u>	<u>614,756</u>
Expenditures					
Current					
Economic development					
Other contracted services	500,425	675,425	686,170	(10,745)	614,636
Total expenditures	<u>500,425</u>	<u>675,425</u>	<u>686,170</u>	<u>(10,745)</u>	<u>614,636</u>
Revenues over (under) expenditures	(425)	(425)	143	568	120
Fund balance, January 1	<u>7,739</u>	<u>7,739</u>	<u>8,284</u>	<u>545</u>	<u>8,164</u>
Fund balance, December 31	<u>\$ 7,314</u>	<u>\$ 7,314</u>	<u>\$ 8,427</u>	<u>\$ 1,113</u>	<u>\$ 8,284</u>

SAN MIGUEL COUNTY, COLORADO
SALES TAX CAPITAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
Sales and use tax	\$ 1,224,000	\$1,224,000	\$1,398,382	\$ 174,382	\$1,266,244
Grants	837,483	837,483	-	(837,483)	-
Miscellaneous	122,812	122,812	60,000	(62,812)	5,729
Total revenues	<u>2,184,295</u>	<u>2,184,295</u>	<u>1,458,382</u>	<u>(725,913)</u>	<u>1,271,973</u>
Expenditures					
Capital outlay	3,545,934	3,545,934	449,069	3,096,865	448,089
Debt service					
Lease payments	244,200	244,200	244,200	-	244,200
Total expenditures	<u>3,790,134</u>	<u>3,790,134</u>	<u>693,269</u>	<u>3,096,865</u>	<u>692,289</u>
Revenues over (under) expenditures	(1,605,839)	(1,605,839)	765,113	2,370,952	579,684
Other Financing Sources					
Sale of assets	-	-	4,756	4,756	15,679
Transfers In (Out)	(450,000)	(450,000)	(250,000)	200,000	(258,517)
Total other financing sources	<u>(450,000)</u>	<u>(450,000)</u>	<u>(245,244)</u>	<u>204,756</u>	<u>(242,838)</u>
Revenues and other sources over expenditures	(2,055,839)	(2,055,839)	519,869	2,575,708	336,846
Fund balance, January 1	<u>2,641,956</u>	<u>2,641,956</u>	<u>2,744,363</u>	<u>102,407</u>	<u>2,407,517</u>
Fund balance, December 31	<u>\$ 586,117</u>	<u>\$ 586,117</u>	<u>\$3,264,232</u>	<u>\$2,678,115</u>	<u>\$2,744,363</u>

SAN MIGUEL COUNTY, COLORADO
TRANSIT FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Interest	\$ 500	\$ 500	\$ 1,100	\$ 600	\$ 1,632
Grants	1,400,000	1,900,000	1,174,193	(725,807)	110,000
Other	15,000	15,000	36,908	21,908	89,374
RETA fees	120,000	120,000	239,226	119,226	196,769
Total revenues	<u>1,535,500</u>	<u>2,035,500</u>	<u>1,451,427</u>	<u>(584,073)</u>	<u>397,775</u>
Expenditures					
Current					
Other	205,600	205,600	494,215	(288,615)	102,057
Transportation contract	1,500,420	2,000,420	1,179,910	820,510	301,199
Total expenditures	<u>1,706,020</u>	<u>2,206,020</u>	<u>1,674,125</u>	<u>820,510</u>	<u>403,256</u>
Revenues over (under) expenditures	(170,520)	(170,520)	(222,698)	(52,178)	(5,481)
Other Financing Sources					
Transfers (Out)	-	-	585,000	(585,000)	-
Total other financing sources	<u>-</u>	<u>-</u>	<u>585,000</u>	<u>(585,000)</u>	<u>-</u>
Revenues and other sources over expenditures	(170,520)	(170,520)	362,302	532,822	(5,481)
Fund balance, January 1	<u>278,792</u>	<u>278,792</u>	<u>279,500</u>	<u>708</u>	<u>284,981</u>
Fund balance, December 31	<u>\$ 108,272</u>	<u>\$ 108,272</u>	<u>\$ 641,802</u>	<u>\$ 533,530</u>	<u>\$ 279,500</u>

SAN MIGUEL COUNTY, COLORADO
CONTINGENT FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes	\$ -	\$ -	\$ -	\$ -	\$ -
Total revenues	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Expenditures					
Current					
General government	-	-	-	-	-
Total expenditures	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Revenues over (under) expenditures	-	-	-	-	-
Fund balance, January 1	<u>627,831</u>	<u>627,831</u>	<u>627,831</u>	<u>-</u>	<u>627,831</u>
Fund balance, December 31	<u><u>\$ 627,831</u></u>	<u><u>\$ 627,831</u></u>	<u><u>\$ 627,831</u></u>	<u><u>\$ -</u></u>	<u><u>\$ 627,831</u></u>

SAN MIGUEL, COLORADO
PUBLIC WELFARE FUND-SOCIAL SERVICES
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL

YEAR ENDED DECEMBER 31, 2018

WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes	\$ 131,709	\$ 131,709	\$ 130,096	\$ (1,613)	\$ 125,345
County administration	78,000	78,000	70,173	(7,827)	64,066
Old age pension	50,500	50,500	36,273	(14,227)	26,604
Aid to the needy and disabled	9,600	9,600	1,559	(8,041)	1,573
Child care	58,000	58,000	62,760	4,760	59,642
Food assistance	500,000	500,000	323,598	(176,402)	370,947
Child welfare	235,000	235,000	274,482	39,482	193,711
Core services	44,800	44,800	35,220	(9,580)	13,687
Leap	50,450	50,450	34,381	(16,069)	36,877
CSBG grant	10,000	10,000	7,561	(2,439)	12,956
Colorado works	70,000	70,000	108,022	38,022	69,457
Child support	7,700	7,700	7,581	(119)	8,105
Medicaid transportation and other	16,000	16,000	22,726	6,726	13,848
Miscellaneous	75,600	75,600	68,471	(7,129)	59,112
Total revenues	1,337,359	1,337,359	1,182,903	(154,456)	1,055,930
Expenditures					
County funded grants	66,000	66,000	52,522	13,478	57,035
County administration	97,500	97,500	87,717	9,783	80,894
Old age pension	50,500	50,500	36,273	14,227	26,604
Colorado works	80,000	80,000	122,097	(42,097)	76,857
Aid to the needy and disabled	12,000	12,000	1,949	10,051	1,967
Medicaid transportation	16,000	16,000	21,984	(5,984)	18,801
Child care	68,000	68,000	78,702	(10,702)	81,688
General assistance	10,000	10,000	2,824	7,176	10,924
Leap	50,450	50,450	34,381	16,069	36,877
Child welfare	285,000	285,000	335,829	(50,829)	235,760
Core services	49,800	49,800	42,716	7,084	16,730
CSBG grant	10,000	10,000	-	10,000	12,778
Child support	10,000	10,000	9,479	521	9,497
Direct cost allocation	(8,500)	(8,500)	(7,826)	(674)	(8,147)
Food assistance	500,000	500,000	323,598	176,402	370,947
Miscellaneous	94,000	94,000	82,191	11,809	68,748
Total expenditures	1,390,750	1,390,750	1,224,436	166,314	1,097,960
Excess (deficiency) of revenues over expenditures	(53,391)	(53,391)	(41,533)	11,858	(42,030)
Transfer In	30,000	30,000	30,000	-	30,000
Fund balance, January 1	110,916	110,916	96,190	(14,726)	108,220
Prior period adjustment	-	-	3,820	3,820	-
Fund balance, December 31	\$ 87,525	\$ 87,525	\$ 88,477	\$ 952	\$ 96,190

SAN MIGUEL COUNTY, COLORADO
RETIREMENT FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
General property tax	\$ 320,915	\$ 320,915	\$310,971	\$ (9,944)	\$305,995
Delinquent tax	-	-	42	42	1
Specific ownership tax	10,000	10,000	15,588	5,588	13,269
Penalty and interest	600	600	737	137	810
Other					
Forfeitures and miscellaneous	22,500	22,500	49,591	27,091	34,440
Total revenues	<u>354,015</u>	<u>354,015</u>	<u>376,929</u>	<u>22,914</u>	<u>354,515</u>
Expenditures					
Current					
Employer's contribution	465,000	465,000	448,783	16,217	437,372
Total expenditures	<u>465,000</u>	<u>465,000</u>	<u>448,783</u>	<u>16,217</u>	<u>437,372</u>
Revenues over (under) expenditures	(110,985)	(110,985)	(71,854)	39,131	(82,857)
Other Financing Sources					
Transfers (Out)	100,000	100,000	100,000	-	85,000
Total other financing sources	<u>100,000</u>	<u>100,000</u>	<u>100,000</u>	<u>-</u>	<u>85,000</u>
Revenues and other sources over expenditures	(10,985)	(10,985)	28,146	39,131	2,143
Fund balance, January 1	<u>26,442</u>	<u>26,442</u>	<u>41,500</u>	<u>15,058</u>	<u>39,357</u>
Fund balance, December 31	<u>\$ 15,457</u>	<u>\$ 15,457</u>	<u>\$ 69,646</u>	<u>\$ 54,189</u>	<u>\$ 41,500</u>

SAN MIGUEL COUNTY, COLORADO
CONSERVATION TRUST FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Intergovernmental					
State lottery proceeds	\$ 24,000	\$ 24,000	\$ 28,407	\$ 4,407	\$ 27,421
Interest income	100	100	1,947	1,847	1,000
Total revenues	<u>24,100</u>	<u>24,100</u>	<u>30,354</u>	<u>6,254</u>	<u>28,421</u>
Expenditures					
Current					
Capital outlay	-	-	-	-	1,805
Total expenditures	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>1,805</u>
Revenues over (under) expenditures	24,100	24,100	30,354	6,254	26,616
Fund balance, January 1	<u>71,303</u>	<u>71,303</u>	<u>74,624</u>	<u>3,321</u>	<u>48,008</u>
Fund balance, December 31	<u>\$ 95,403</u>	<u>\$ 95,403</u>	<u>\$104,978</u>	<u>\$ 9,575</u>	<u>\$ 74,624</u>

SAN MIGUEL COUNTY, COLORADO
PUBLIC HEALTH FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Intergovernmental	\$ 200,925	\$ 200,925	\$ 200,104	\$ (821)	\$ 197,975
Licenses and permits	33,750	33,750	26,784	(6,966)	50,344
Charges for services	29,870	29,870	39,526	9,656	36,759
Miscellaneous	3,800	3,800	7,323	3,523	4,527
Total revenues	<u>268,345</u>	<u>268,345</u>	<u>273,737</u>	<u>5,392</u>	<u>289,605</u>
Expenditures					
Current					
Health and welfare	550,168	550,168	460,681	89,487	506,191
Total expenditures	<u>550,168</u>	<u>550,168</u>	<u>460,681</u>	<u>89,487</u>	<u>506,191</u>
Revenues over (under) expenditures	(281,823)	(281,823)	(186,944)	94,879	(216,586)
Other Financing Sources					
Transfers In or (Out)	267,080	267,080	75,000	(192,080)	267,080
Total other financing sources	<u>267,080</u>	<u>267,080</u>	<u>75,000</u>	<u>(192,080)</u>	<u>267,080</u>
Revenues and other sources over expenditures	(14,743)	(14,743)	(111,944)	(97,201)	50,494
Fund balance, January 1	<u>99,995</u>	<u>99,995</u>	<u>139,546</u>	<u>39,551</u>	<u>89,052</u>
Fund balance, December 31	<u>\$ 85,252</u>	<u>\$ 85,252</u>	<u>\$ 27,602</u>	<u>\$ (57,650)</u>	<u>\$ 139,546</u>

SAN MIGUEL COUNTY, COLORADO
ENERGY FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Miscellaneous					
Other	\$ -	\$ -	\$ -	\$ -	\$ -
Interest income	-	-	-	-	-
Total revenues	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Expenditures					
Current					
Energy programs	<u>24,275</u>	<u>24,275</u>	<u>7,029</u>	<u>17,246</u>	<u>3,326</u>
Total expenditures	<u>24,275</u>	<u>24,275</u>	<u>7,029</u>	<u>17,246</u>	<u>3,326</u>
Revenues over (under) expenditures	(24,275)	(24,275)	(7,029)	17,246	(3,326)
Fund balance, January 1	<u>24,275</u>	<u>24,275</u>	<u>24,416</u>	<u>141</u>	<u>27,742</u>
Fund balance, December 31	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ 17,387</u></u>	<u><u>\$ 17,387</u></u>	<u><u>\$ 24,416</u></u>

SAN MIGUEL COUNTY, COLORADO
VEGETATION MANAGEMENT FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
Charges for Services	\$ 15,500	\$ 15,500	\$ 15,765	\$ 265	\$ 12,297
Intergovernmental	56,406	56,406	27,259	(29,147)	66,999
Total revenues	<u>71,906</u>	<u>71,906</u>	<u>43,024</u>	<u>(28,882)</u>	<u>79,296</u>
Expenditures					
Vegetation Management	171,328	171,328	128,089	43,239	148,309
Total expenditures	<u>171,328</u>	<u>171,328</u>	<u>128,089</u>	<u>43,239</u>	<u>148,309</u>
Revenues over (under) expenditures	(99,422)	(99,422)	(85,065)	14,357	(69,013)
Other Financing Sources					
Transfers In (Out)	85,000	85,000	80,000	5,000	80,000
Total other financing sources	<u>85,000</u>	<u>85,000</u>	<u>80,000</u>	<u>5,000</u>	<u>80,000</u>
Revenues and other sources over expenditures	(14,422)	(14,422)	(5,065)	9,357	10,987
Fund balance, January 1	<u>30,195</u>	<u>30,195</u>	<u>53,958</u>	<u>23,763</u>	<u>42,971</u>
Fund balance, December 31	<u>\$ 15,773</u>	<u>\$ 15,773</u>	<u>\$ 48,893</u>	<u>\$ 33,120</u>	<u>\$ 53,958</u>

SAN MIGUEL COUNTY, COLORADO
EARLY CHILDHOOD CARE FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
General property tax	\$ 617,145	\$ 617,145	\$ 602,176	\$ (14,969)	\$ -
Specific ownership tax	-	-	29,515	29,515	-
Penalty and interest	-	-	1,815	1,815	-
Total	<u>617,145</u>	<u>617,145</u>	<u>633,506</u>	<u>16,361</u>	<u>-</u>
Intergovernmental					
Payment in lieu of taxes	-	-	232	232	-
Total	<u>-</u>	<u>-</u>	<u>232</u>	<u>232</u>	<u>-</u>
Total revenues	<u>617,145</u>	<u>617,145</u>	<u>633,738</u>	<u>16,593</u>	<u>-</u>
Expenditures					
Current					
Professional services	598,630	598,630	187,084	411,546	-
Treasurer fees	18,515	18,515	18,122	393	-
Total expenditures	<u>617,145</u>	<u>617,145</u>	<u>205,206</u>	<u>411,939</u>	<u>-</u>
Revenues over (under) expenditures	-	-	428,532	428,532	-
Fund balance, January 1	-	-	-	-	-
Fund balance, December 31	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 428,532</u>	<u>\$ 428,532</u>	<u>\$ -</u>

SAN MIGUEL COUNTY, COLORADO
SAN MIGUEL DISPOSAL DISTRICT
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2018
WITH COMPARATIVE TOTALS FOR THE YEAR ENDED DECEMBER 31, 2017

	Budgeted				2017
	Original	Final	Actual	Variance	Actual
Revenues					
Taxes					
General property tax	\$ 43,754	\$ 43,754	\$ 43,940	\$ 186	\$ 44,547
Specific ownership tax	1,400	1,400	2,126	726	1,915
Penalty and interest	75	75	205	130	259
Total taxes	<u>45,229</u>	<u>45,229</u>	<u>46,271</u>	<u>1,042</u>	<u>46,721</u>
Intergovernmental					
Other	50	50	59	9	55
Charges for services	<u>12,360</u>	<u>12,360</u>	<u>15,936</u>	<u>3,576</u>	<u>12,779</u>
Total intergovernmental	<u>12,410</u>	<u>12,410</u>	<u>15,995</u>	<u>3,585</u>	<u>12,834</u>
Total revenues	<u>57,639</u>	<u>57,639</u>	<u>62,266</u>	<u>4,627</u>	<u>59,555</u>
Expenditures					
Current					
General government					
Waste disposal	<u>98,508</u>	<u>108,508</u>	<u>97,722</u>	<u>10,786</u>	<u>101,179</u>
Total expenditures	<u>98,508</u>	<u>108,508</u>	<u>97,722</u>	<u>10,786</u>	<u>101,179</u>
Revenues over (under) expenditures	(40,869)	(50,869)	(35,456)	15,413	(41,624)
Fund balance, January 1	<u>74,851</u>	<u>74,851</u>	<u>73,258</u>	<u>(1,593)</u>	<u>114,882</u>
Fund balance, December 31	<u>\$ 33,982</u>	<u>\$ 23,982</u>	<u>\$ 37,802</u>	<u>\$ 13,820</u>	<u>\$ 73,258</u>

ANNUAL HIGHWAY FINANCE REPORT - CY18

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II - RECEIPTS FOR ROAD AND STREET PURPOSES

Please no commas or dollar signs for the input

A. Receipts from local sources

2. General Fund Appropriations:	\$ <input type="text" value="0.00"/>
3. Other local imposts: <i>from A.3. 'Total' below)</i>	\$ <input type="text" value="1,594,725.00"/>
4. Miscellaneous local receipts: <i>from A.4. 'Total' below)</i>	\$ <input type="text" value="215,580.00"/>
5. Transfers from toll facilities	\$ <input type="text" value="0.00"/>
6. Proceeds of sale of bonds and notes	
a. Bonds - Original Issues:	\$ <input type="text" value="0.00"/>
b. Bonds - Refunding Issues:	\$ <input type="text" value="0.00"/>
c. Notes:	\$ <input type="text" value="0.00"/>

SubTotal: \$

B. Private Contributions

\$

II - RECEIPTS FOR ROAD AND STREET PURPOSES (Detail)

Please no commas or dollar signs for the input

A.3. Other local imposts

a. Property Taxes and Assessments	\$ 1518786.00
b. Other Local Imposts	
1. Sales Taxes:	\$ 0.00
2. Infrastructure and Impact Fees:	\$ 0.00
3. Liens:	\$ 0.00
4. Licenses:	\$ 0.00
5. Specific Ownership and/or Other:	\$ 75939.00
Total: (a + b) carried to 'Other local imposts' above	\$ 1,594,725.00

A.4. Miscellaneous local receipts

Please no commas or dollar signs for the input

a. Interest on Investments:	\$ 0.00
b. Traffic fines & Penalties:	\$ 0.00
c. Parking Garage Fees:	\$ 0.00
d. Parking Meter Fees:	\$ 0.00
e. Sale of Surplus Property:	\$ 8287.00
f. Charges for Services:	\$ 0.00
g. Other Misc. Receipts:	\$ 207293.00
h. Other:	\$ 0.00
Total: (a through h) carried to 'Misc local receipts' above	\$ 215,580.00

C. Receipts from State Government

Please no commas or dollar signs for the input

1. Highway User Taxes:	\$ 2257234.00
3. Other State funds:	
c. Motor Vehicle Registrations:	\$ 23037.00
d. Other (Specify):	
Comments: undefined	\$ 0.00
e. Other (Specify):	
Comments: undefined	\$ 0.00
Total: (1+3c,d,e)	\$ 2,280,271.00

D. Receipts from Federal Government

Please no commas or dollar signs for the input

2. Other Federal Agencies

a. Forest Service:	\$	0.00
b. FEMA:	\$	0.00
c. HUD:	\$	0.00
d. Federal Transit Administration:	\$	0.00
e. U.S. Corp of Engineers	\$	0.00
f. Other Federal:	\$	14779.00
Total: (2a-f)		\$ 14,779.00

III - DISBURSEMENTS FOR ROAD AND STREET PURPOSES

Please no commas or dollar signs for the input

A. Local highway disbursements

1. Capital outlay: (from A.1.d. 'Total Capital Outlay' below)	\$	0.00
2. Maintenance:	\$	2484800.00
3. Road and street services		
a. Traffic control operations:	\$	0.00
b. Snow and ice removal:	\$	74009.00
c. Other:	\$	0.00
4. General administration & miscellaneous	\$	995345.00
5. Highway law enforcement and safety	\$	0.00
Total: (A.1-5)		\$ 3,554,154.00

Please no commas or dollar signs for the input

B. Debt service on local obligations

1. Bonds		
a. Interest	\$	0.00
b. Redemption	\$	0.00
2. Notes		
a. Interest	\$	0.00
b. Redemption	\$	0.00
SubTotal: (1+2)		\$ 0.00

Please no commas or dollar signs for the input

C. Payments to State for Highways:	\$	0.00
------------------------------------	----	------

D. Payments to Toll Facilities:

\$ 0.00

Total Disbursements: (A+B+C+D) \$ 3,554,154.00

Please no commas or dollar signs for the input

III - DISBURSEMENTS FOR ROAD AND STREET PURPOSES - (Detail)

Please no commas or dollar signs for the input

	A. ON NATIONAL HIGHWAY SYSTEM	B. OFF NATIONAL HIGHWAY SYSTEM	C. TOTAL
A.1. Capital Outlay			
a. Right-Of-Way Costs:	\$ 0.00	\$ 0.00	\$ 0.00
b. Engineering Costs:	\$ 0.00	\$ 0.00	\$ 0.00
c. Construction			
1. New Facilities:	\$ 0.00	\$ 0.00	\$ 0.00
2. Capacity Improvements:	\$ 0.00	\$ 0.00	\$ 0.00
3. System Preservation:	\$ 0.00	\$ 0.00	\$ 0.00
4. System Enhancement:	\$ 0.00	\$ 0.00	\$ 0.00
5. Total Construction:			\$ 0.00
d. Total Capital Outlay: (Lines A.1.a. + 1.b. + 1.c.5)			\$ 0.00

IV. LOCAL HIGHWAY DEBT STATUS

Please no commas or dollar signs for the input

	OPENING DEBT	AMOUNT ISSUED	REDEMPTIONS	CLOSING DEBT
A. Bonds (Total)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
1. Bonds (Refunding Portion)		\$ 0.00	\$ 0.00	\$ 0.00
B. Notes (Total):	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

V - LOCAL ROAD AND STREET FUND BALANCE

Please no commas or dollar signs for the input

A. Beginning Balance	B. Total Receipts	C. Total Disbursements	D. Ending Balance	E. Reconciliation
\$ 2579427.00	\$ 4,105,355.00	\$ 3,554,154.00	\$ 3130628.00	\$ 0.00

Notes & Comments:

undefined

Please enter your name: Phyllis Shaffer

Please provide a telephone number where you may be reached: (970)327-4835

Save

Print Mode

Edit Mode

Please click on the "Save" button before viewing the data in a print format.

San Miguel County, Colorado

GOVERNMENT-WIDE EXPENSES BY FUNCTION

Last Ten Fiscal Years

<u>Fiscal Year</u>	<u>General government</u>	<u>Judicial</u>	<u>Public Safety</u>	<u>Retirement Benefits</u>	<u>Health and Welfare</u>	<u>Housing and transportation</u>	<u>Economic Development</u>	<u>Recreation and Culture</u>	<u>Auxiliary Services</u>	<u>Public Works</u>	<u>Total</u>
2009	\$ 5,083,653	\$ 130,612	\$ 4,560,885	\$ 428,523	\$ 1,756,658	\$ 404,368	\$ 290,316	\$ 1,238,947	\$ 190,691	\$ 4,127,664	\$ 18,212,317
2010	\$ 4,673,634	\$ 128,063	\$ 4,034,330	\$ 429,143	\$ 2,003,674	\$ 480,870	\$ 348,363	\$ 1,206,416	\$ 132,881	\$ 4,030,244	\$ 17,467,618
2011	\$ 4,242,230	\$ 121,619	\$ 4,028,504	\$ 420,915	\$ 2,022,248	\$ 389,317	\$ 294,010	\$ 1,086,012	\$ 117,486	\$ 3,837,999	\$ 16,560,340
2012	\$ 4,567,086	\$ 119,619	\$ 4,040,607	\$ 403,211	\$ 2,060,381	\$ 536,350	\$ 305,515	\$ 1,102,765	\$ 114,119	\$ 3,583,550	\$ 16,833,203
2013	\$ 4,424,239	\$ 124,712	\$ 4,083,727	\$ 401,623	\$ 2,025,240	\$ 313,303	\$ 372,490	\$ 1,274,404	\$ 120,711	\$ 3,627,223	\$ 16,767,672
2014	\$ 3,928,358	\$ 133,348	\$ 4,441,396	\$ 390,360	\$ 1,876,662	\$ 378,015	\$ 395,109	\$ 798,410	\$ 259,809	\$ 3,390,178	\$ 15,991,645
2015	\$ 4,371,854	\$ 238,228	\$ 4,192,155	\$ 384,229	\$ 1,952,146	\$ 550,792	\$ 446,165	\$ 1,020,215	\$ 158,620	\$ 3,790,711	\$ 17,105,115
2016	\$ 4,187,293	\$ 270,428	\$ 4,450,628	\$ 424,484	\$ 1,833,772	\$ 622,422	\$ 594,449	\$ 1,002,401	\$ 165,203	\$ 3,999,769	\$ 17,550,849
2017	\$ 4,786,393	\$ 258,872	\$ 5,477,068	\$ 437,372	\$ 1,764,216	\$ 553,316	\$ 614,636	\$ 864,828	\$ 182,434	\$ 3,495,006	\$ 18,434,141
2018	\$ 4,759,315	\$ 350,822	\$ 5,553,977	\$ 448,783	\$ 2,025,454	\$ 714,236	\$ 686,170	\$ 865,356	\$ 204,034	\$ 3,566,340	\$ 19,174,487

San Miguel County, Colorado

GOVERNMENT-WIDE REVENUES

Last Ten Fiscal Years

Fiscal Year	Program Revenues			General Revenues						
	Charges for services	Operating grants	Capital grants	Property taxes	Sales tax and miscellaneous	Federal and state grants	Miscellaneous	Interest income	Sale of Assets	Total
2009	\$ 1,357,180	\$ 2,455,838	\$ 1,077,266	\$ 9,130,264	\$ 2,401,951	\$ 1,427,994	\$ 644,136	\$ 187,709	\$ -	\$ 18,682,338
2010	\$ 1,548,969	\$ 2,950,089	\$ -	\$ 10,309,060	\$ 3,232,048	\$ 1,010,217	\$ 512,174	\$ 82,300	\$ -	\$ 19,644,857
2011	\$ 1,859,050	\$ 3,010,449	\$ -	\$ 9,973,538	\$ 2,329,432	\$ 1,514,999	\$ 574,975	\$ 49,930	\$ (255,346)	\$ 19,057,027
2012	\$ 1,513,916	\$ 3,051,222	\$ -	\$ 8,783,936	\$ 2,508,816	\$ 1,950,066	\$ 753,023	\$ 43,302	\$ (150,158)	\$ 18,454,123
2013	\$ 1,668,202	\$ 3,033,927	\$ -	\$ 8,714,465	\$ 3,205,121	\$ 1,665,308	\$ 522,632	\$ 33,145	\$ (12,794)	\$ 18,830,006
2014	\$ 1,578,506	\$ 3,216,886	\$ -	\$ 7,453,929	\$ 3,159,390	\$ 2,080,301	\$ 573,417	\$ 24,222	\$ (4,173)	\$ 18,082,478
2015	\$ 2,156,505	\$ 3,247,801	\$ 242,313	\$ 7,324,406	\$ 3,531,333	\$ 2,122,359	\$ 491,025	\$ 40,810	\$ (26,682)	\$ 19,129,870
2016	\$ 1,778,123	\$ 3,038,972	\$ 230,399	\$ 8,124,543	\$ 3,750,359	\$ 2,018,185	\$ 380,096	\$ 127,033	\$ (28,701)	\$ 19,419,009
2017	\$ 2,047,003	\$ 3,075,350	\$ -	\$ 8,184,579	\$ 4,060,696	\$ 2,072,382	\$ 596,895	\$ 200,227	\$ 13,621	\$ 20,250,753
2018	\$ 2,012,347	\$ 4,512,642	\$ 129,644	\$ 8,753,333	\$ 4,385,324	\$ 1,792,101	\$ 584,412	\$ 482,264	\$ (74,680)	\$ 22,577,387

San Miguel County
Net (Expenses) Revenues and Changes in Net Position
2009-2018

	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
Net (expense) revenue										
Governmental activities	\$ (13,322,033)	\$ (12,968,560)	\$ (11,690,841)	\$ (12,268,065)	\$ (12,065,543)	\$ (11,196,253)	\$ (11,458,496)	\$ (12,503,355)	\$ (13,311,788)	\$ (12,519,854)
Total primary government net (expense) revenue	<u>\$ (13,322,033)</u>	<u>\$ (12,968,560)</u>	<u>\$ (11,690,841)</u>	<u>\$ (12,268,065)</u>	<u>\$ (12,065,543)</u>	<u>\$ (11,196,253)</u>	<u>\$ (11,458,496)</u>	<u>\$ (12,503,355)</u>	<u>\$ (13,311,788)</u>	<u>\$ (12,519,854)</u>
General Revenues and Other Changes in Net Position										
Governmental activities										
Taxes										
Property taxes	\$ 9,130,264	\$ 10,309,060	\$ 9,973,538	\$ 8,783,936	\$ 8,714,465	\$ 7,453,929	\$ 7,324,406	\$ 8,124,543	\$ 8,184,579	\$ 8,753,333
Sales tax and miscellaneous	\$ 2,401,951	\$ 3,232,048	\$ 2,329,432	\$ 2,508,816	\$ 3,205,121	\$ 3,159,390	\$ 3,531,333	\$ 3,750,359	\$ 4,060,696	\$ 4,385,324
Federal and State Grants	\$ 1,427,994	\$ 1,010,217	\$ 1,514,999	\$ 1,950,066	\$ 1,665,308	\$ 2,080,301	\$ 2,122,359	\$ 2,018,185	\$ 2,072,382	\$ 1,792,101
Miscellaneous	\$ 644,136	\$ 512,174	\$ 574,975	\$ 753,023	\$ 522,632	\$ 573,417	\$ 491,025	\$ 380,962	\$ 596,895	\$ 584,412
Interest Income	\$ 187,709	\$ 82,300	\$ 49,930	\$ 43,302	\$ 33,145	\$ 24,222	\$ 40,810	\$ 127,033	\$ 200,227	\$ 482,264
Sales of assets	\$ -	\$ -	\$ (255,346)	\$ (150,158)	\$ (12,794)	\$ (4,173)	\$ (26,682)	\$ (28,701)	\$ 13,621	\$ (74,680)
Total governmental activities	<u>\$ 13,792,054</u>	<u>\$ 15,145,799</u>	<u>\$ 14,187,528</u>	<u>\$ 13,888,985</u>	<u>\$ 14,127,877</u>	<u>\$ 13,287,086</u>	<u>\$ 13,483,251</u>	<u>\$ 14,372,381</u>	<u>\$ 15,128,400</u>	<u>\$ 15,922,754</u>
Change in Net Position	\$ 470,021	\$ 2,177,239	\$ 2,496,687	\$ 1,620,920	\$ 2,062,334	\$ 2,090,833	\$ 2,024,755	\$ 1,869,026	\$ 1,816,612	\$ 3,402,900
Net Position January 1	\$ 39,729,218	\$ 40,205,527	\$ 90,133,235	\$ 92,637,359	\$ 94,261,782	\$ 96,329,952	\$ 98,424,939	\$ 100,449,694	\$ 102,318,720	\$ 104,135,332
Infrastructure Net Position ²										
Prior Period Adjustment	\$ 6,288	\$ 3,771	\$ 7,437	\$ 3,503	\$ 5,836	\$ 4,154	\$ -			\$ 3,820
Net Position December 31	<u>\$ 40,205,527</u>	<u>\$ 42,386,537</u>	<u>\$ 92,637,359</u>	<u>\$ 94,261,782</u>	<u>\$ 96,329,952</u>	<u>\$ 98,424,939</u>	<u>\$ 100,449,694</u>	<u>\$ 102,318,720</u>	<u>\$ 104,135,332</u>	<u>\$ 107,542,052</u>

San Miguel County
NET POSITION BY COMPONENT
Last Ten Fiscal years

	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
Governmental Activities										
Investment in capital assets	\$ 27,081,038	\$ 76,305,671	\$ 76,119,126	\$ 76,355,696	\$ 76,204,845	\$ 76,617,494	\$ 77,934,777	\$ 79,533,970	\$ 79,215,574	\$ 80,612,652
Restricted	3,228,269	2,959,555	2,928,043	2,813,880	2,640,937	2,539,793	2,449,708	2,321,694	2,416,211	2,753,126
Unrestricted	9,896,220	10,868,009	13,590,190	15,092,206	17,848,170	19,267,652	20,065,209	20,463,056	22,503,547	24,176,274
Total Net Assets	\$ 40,205,527	\$ 90,133,235	\$ 92,637,359	\$ 94,261,782	\$ 96,693,952	\$ 98,424,939	\$ 100,449,694	\$ 102,318,720	\$ 104,135,332	\$ 107,542,052

Governmental Activities										
Investment in capital assets	67%	85%	82%	81%	79%	78%	78%	78%	76%	75%
Restricted	8%	3%	3%	3%	3%	3%	2%	2%	2%	3%
Unrestricted	25%	12%	15%	16%	18%	20%	20%	20%	22%	22%
Total Net Assets	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%

SAN MIGUEL COUNTY
PROPERTY TAXES LEVIES AND COLLECTIONS
Last Ten Fiscal Years

<u>Tax Year</u>	Fiscal (collection) <u>Year</u>	Taxes Levied for the Fiscal Year				Amount Collected in Year Due County funds	
		County <u>Funds</u>	Towns	Other <u>Services District</u>	<u>Total</u>	<u>Amount</u>	<u>% of Levy</u>
2009	2010	\$ 10,319,349	\$ 5,419,896	\$ 5,949,079	\$ 21,688,324	\$ 10,253,880	99.37%
2010	2011	\$ 9,767,507	\$ 5,489,628	\$ 6,137,258	\$ 21,394,393	\$ 9,916,369	101.52%
2011	2012	\$ 8,723,813	\$ 4,765,364	\$ 5,890,209	\$ 19,379,386	\$ 8,729,842	100.07%
2012	2013	\$ 8,665,620	\$ 4,811,015	\$ 5,920,928	\$ 19,397,563	\$ 8,661,517	99.95%
2013	2014	\$ 7,373,365	\$ 4,143,449	\$ 5,085,696	\$ 16,602,510	\$ 7,409,577	100.49%
2014	2015	\$ 7,299,421	\$ 4,160,617	\$ 5,065,027	\$ 16,525,065	\$ 7,282,059	99.76%
2015	2016	\$ 8,102,640	\$ 4,537,158	\$ 5,569,731	\$ 18,209,529	\$ 8,080,621	99.73%
2016	2017	\$ 8,005,231	\$ 4,554,823	\$ 6,547,195	\$ 19,107,249	\$ 8,140,032	101.68%
2017	2018	\$ 8,962,398	\$ 4,655,986	\$ 6,772,576	\$ 20,390,960	\$ 8,709,393	97.18%
2018	2019	\$ 9,347,713	\$ 4,612,025	\$ 7,613,253	\$ 21,572,991	\$ 9,347,713	100.00%

Note 2018 taxes collected in 2019 are estimated.

SAN MIGUEL COUNTY
DIRECT AND OVERLAPPING PROPERTY TAX RATES
Last Ten Fiscal Year

	Fiscal Year									
	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
County Direct Rates										
County General	6.175	6.175	6.175	6.175	6.175	6.175	6.175	6.175	6.175	6.373
Road and Bridge	1.900	1.900	1.900	1.900	1.900	1.900	1.900	1.900	1.900	1.959
Public Welfare	0.155	0.155	0.155	0.155	0.155	0.155	0.155	0.155	0.155	0.159
Retirement	0.390	0.390	0.390	0.390	0.390	0.390	0.390	0.390	0.390	0.404
Public Health										0.750
Early Childhood									0.750	0.774
Open Space	1.500	1.500	1.500	1.500	1.500	1.500	1.500	1.500	1.500	1.549
Total County Direct Rates	10.120	10.120	10.120	10.120	10.120	10.120	10.120	10.120	10.870	11.968
Town Rates										
Mountain Village	13.448	13.604	15.129	13.479	13.485	13.460	13.447	13.589	13.717	13.660
Telluride	6.724	5.812	12.165	6.128	6.221	5.578	5.183	4.866	4.651	7.157
Ophir	12.165	12.165	6.128	24.601	30.437	28.976	27.665	27.665	27.665	27.665
Norwood	15.129	15.129	13.691	15.129	15.129	15.129	15.129	15.129	15.129	15.129
School District Rate	36.403	42.706	44.756	41.741	43.537	47.708	47.694	51.638	52.550	53.792
Special District Rate	3.519	3.973	4.238	4.611	4.534	4.581	4.931	5.142	4.425	4.528

Notes:

Tax rates expressed in rate per \$1,000 of assessed value

1 Tax rates for Special Districts are shown as an average. Current year individual Special District rates range from .036 to 22.135

Rates will vary depending on which district(s) the property resides in.

Limitations: Colorado constitution requires voters approval to increase property tax rates of all governmental units

Source: San Miguel County Assessor, Abstract of Assessment documents

SAN MIGUEL COUNTY
ASSESSED AND ACTUAL VALUE OF TAXABLE PROPERTY
Last Ten Fiscal Years

	Fiscal Years									
	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
	Amounts									
Vacant Property	\$ 253,580,560	\$ 245,391,020	\$ 230,561,250	\$ 215,774,060	\$ 167,579,700	\$ 163,176,610	\$ 170,278,350	\$ 168,621,210	\$ 176,133,850	\$ 170,617,470
Residential Property	522,459,540	537,203,510	475,194,610	480,681,170	401,069,940	405,822,500	467,186,980	472,873,550	491,957,900	479,652,070
Commercial Property	150,066,900	125,536,060	107,036,410	105,641,920	102,430,930	101,888,320	102,163,660	105,572,420	112,275,620	116,398,400
Industrial Property	4,320,080	5,205,340	3,964,850	3,965,620	3,865,930	3,376,880	3,355,020	2,975,470	3,264,720	3,187,730
Agricultural Property	7,548,220	8,017,130	8,020,130	7,666,920	7,869,040	7,885,300	8,192,480	8,294,170	8,658,590	8,746,570
Natural Resources	3,681,340	3,773,100	3,279,340	2,733,060	2,385,660	2,474,220	3,308,420	3,316,120	2,928,890	1,992,450
Prod. Mines	400	-	-	-	-	-	-	-	-	-
Oil and Gas	85,651,300	26,180,490	19,603,620	25,437,910	21,227,030	14,285,240	23,178,620	10,236,080	774,150	6,797,960
State Assessed	14,512,300	14,608,500	14,610,500	15,128,600	22,554,400	22,447,100	22,879,100	23,398,900	21,616,900	20,592,070
Total Taxable Assessed	\$ 1,041,820,640	\$ 965,915,150	\$ 862,270,710	\$ 857,029,260	\$ 728,982,630	\$ 721,356,170	\$ 800,542,630	\$ 795,287,920	\$ 817,610,620	\$ 807,984,720
Total direct tax rate *	10.12	10.12	10.12	10.12	10.12	10.12	10.12	10.12	10.87	11.968
Vacant Property	24.34%	25.41%	26.74%	25.18%	22.99%	22.62%	21.27%	21.20%	21.54%	21.12%
Residential Property	50.15%	55.62%	55.11%	56.09%	55.02%	56.26%	58.36%	59.46%	60.17%	59.36%
Commercial Property	14.40%	13.00%	12.41%	12.33%	14.05%	14.12%	12.76%	13.27%	13.73%	14.41%
Industrial Property	0.41%	0.54%	0.46%	0.46%	0.53%	0.47%	0.42%	0.37%	0.40%	0.39%
Agricultural Property	0.72%	0.83%	0.93%	0.89%	1.08%	1.09%	1.02%	1.04%	1.06%	1.08%
Natural Resources	0.35%	0.39%	0.38%	0.32%	0.33%	0.34%	0.41%	0.42%	0.36%	0.25%
Prod. Mines	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Oil and Gas	8.22%	2.71%	2.27%	2.97%	2.91%	1.98%	2.90%	1.29%	0.09%	0.84%
State Assessed	1.39%	1.51%	1.69%	1.77%	3.09%	3.11%	2.86%	2.94%	2.64%	2.55%
Total taxable assed value	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%
* Tax rates expressed in rate per \$1,000 of assessed value										
Source:										
San Miguel County Assessor										
(970) 728-3174										
333 W. Colorado Ave., 2nd Fl										
PO Box 506										
Telluride, CO 81435-0506										

Top Ten Assessed Properties in San Miguel County by Owner

Assessed in 2018- payable in 2019				Assessed in 2009 - Payable in 2010			
Taxpayer	Assessed Value	% of Total County Assessed Value	Rank	OWNER NAME	Assessed Value	% of Total County Assessed Value	Rank
TSG ASSET HOLDINGS LLC A DE LLC	6,841,150	0.8%	1	TSG SKI AND GOLF LLC A DE LLC	2,699,670	0.3%	1
TSG SKI AND GOLF LLC A DE LLC	5,891,510	0.7%	2	IRONHORSE LAND COMPANY LLC	870,000	0.1%	2
TSG SKI AND GOLF LLC A DE LLC	4,721,370	0.6%	3	ASPEN HALL CCL A CO LLC	822,840	0.1%	3
TELLURIDE AJAX INVESTMENT PARTNERS LI	4,719,930	0.6%	4	NECTAR KITTY LLC A CO LLC	815,340	0.1%	4
TSG SKI AND GOLF LLC A DE LLC	3,006,280	0.4%	5	EBERSOL SAINT JAMES FAMILY TRST 11 1	746,770	0.1%	5
TELLURIDE RESORT PARTNERS LLC A DE LLC	2,632,900	0.3%	6	WCF SUPPORT FOUNDATION A KS	713,400	0.1%	6
YELLOW BRICK ROAD CO LLC A CO LLC	2,537,500	0.3%	7	TWO TRAILS LLC A CO LLC	625,830	0.1%	7
AMMV INVESTMENTS LLC	2,431,600	0.3%	8	POWELL EDWARD ANGUS JR TRUST	561,230	0.1%	8
TDS ASSET HOLDINGS LLC A DE LLC	2,233,340	0.3%	9	STONEGATE SAN JOAQUIN PARTNERS	520,980	0.1%	9
TELLURIDE KNOT VENTURE LLC A CO LLC	2,227,200	0.3%	10	JCL EAGLES REST LLC A TX LLC	494,070	0.0%	10
Total Principal Taxpayers	37,242,780			Total Principal Taxpayers	8,870,130		
Total Taxable Assessed Value	807,984,720			Total Taxable Assessed Value	1,041,820,640		

Note These lists contain both real property and personal property within San Miguel County.

Source:

San Miguel County Assessor
(970) 728-3174
333 W. Colorado Ave., 2nd Fl
PO Box 506
Telluride, CO 81435-0506

SAN MIGUEL COUNTY
RATIOS OF OUTSTANDING DEBT BY TYPE
Last Ten Fiscal Years

	Fiscal Year									
	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
Governmental Activities										
Capital leases	\$ 4,739,345	\$ 2,818,892	\$ 2,721,729	\$ 2,619,389	\$ 2,511,594	\$ 2,318,419	\$ 2,121,021	\$ 1,919,521	\$ 1,713,773	\$ 1,503,738
Total Primary Government	4,739,345	2,818,892	2,721,729	2,619,389	2,511,594	2,318,419	2,121,021	1,919,521	1,713,773	1,503,738

Notes:

Details regarding the County's outstanding debt can be found in the notes to the financial statements.

Property value data can be found on the Assessed and Estimated Actual value of Taxable Property Schedule.

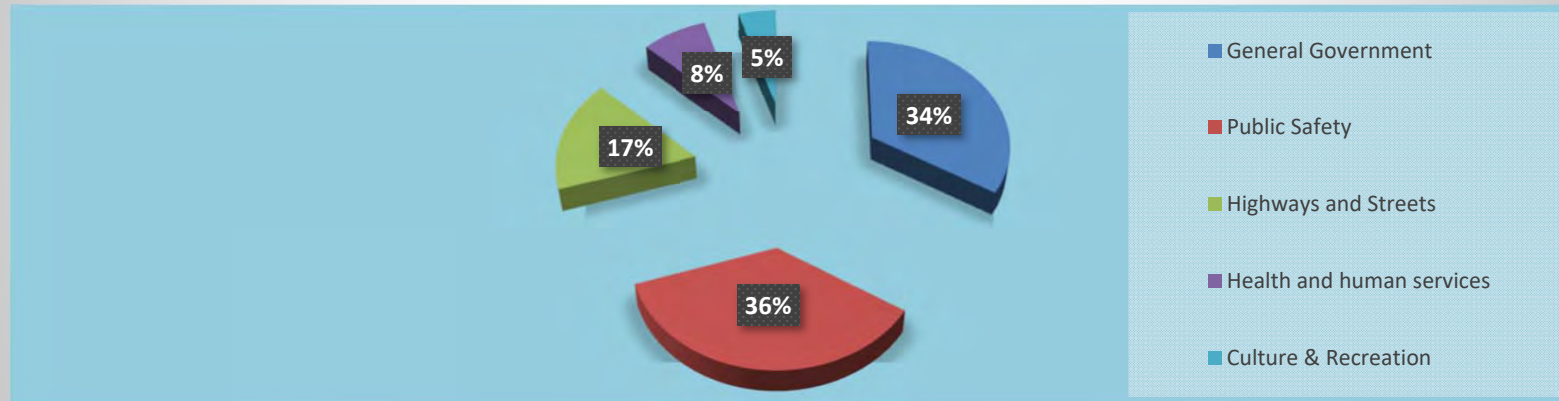
Source: San Miguel County Finance Department

BUDGETED FULL-TIME EQUIVALENT COUNTY GOVERNMENT EMPLOYEES BY FUNCTION (Unaudited)
SAN MIGUEL COUNTY
Last Ten Fiscal Years

	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018
General Government	42.15	42.15	42.15	42.15	42.15	39.15	37.65	39.25	41.00	41.00
Public Safety	43.63	42.35	42.35	41.48	41.48	39.63	41.63	42.75	43.75	43.75
Highways and Streets	23.60	21.60	21.60	21.60	21.60	18.60	19.60	19.60	20.60	20.60
Health and human services	10.60	9.10	8.25	8.25	8.00	8.00	8.00	8.00	9.00	10.00
Culture & Recreation	5.78	5.45	5.63	5.63	5.63	5.63	5.75	5.75	5.75	5.75
Total County Employees	125.76	120.65	119.98	119.11	118.86	111.01	112.63	115.35	120.10	121.10

Source: San Miguel County Finance Office

2018 BUDGETED COUNTY EMPLOYEES



SAN MIGUEL COUNTY
DEMOGRAPHIC AND ECONOMIC STATISTICS (Unaudited)
Last Ten Fiscal Years

Year	Population ¹	Per Capita	Personal income	Public School	School Enrollment	Median	<u>Annual Unemployment Rate ⁵</u>		
		Personal Income	(in Thousands) ²	Enrollment ³	% of Population	Age ⁴	San Miguel	State of	United
							County	Colorado	States
2009	*	*	411,421	901	*	46.6	*	8.1%	9%
2010	7357	54,558	401,382	908	12.3%	46.8	*	9.0%	10%
2011	7486	52,461	392,726	948	12.7%	47.6	*	8.5%	9%
2012	7581	54,330	411,876	982	13.0%	48.2	*	7.8%	8%
2013	7622	55,830	425,536	1005	13.2%	48.8	*	6.8%	7%
2014	7740	56,280	435,606	1070	13.8%	49.0	*	5.0%	6%
2015	7840	58,778	460,823	1092	13.9%	48.9	*	3.9%	5%
2016	8023	60,803	487,824	1084	13.5%	48.9	*	3.3%	5%
2017	8047	63,759	513,070	1073	13.3%	48.8	*	3%	4%
2018	8191	*	*	1054	12.9%		*	*	*

¹ Colorado State Demographer, estimated

² US Department of Commerce, Bureau of Economic Analysis, estimated

³ Colorado Department of Education

⁴ Colorado Department of Labor Affairs

⁵ US Department of Labor, Bureau of Labor Statistics

* information not available



AGENDA ITEM - 5.b.

TITLE:

10:05 a.m. Update with Colorado Communities for Climate Action.

Presented by: Jacob Smith, Ext Director

Time needed: 20 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Approved by Kris for 20 mins.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

CC4CA Top Priorities

CC4CA major Climate wins

Upload Date

9/16/2019

9/16/2019

Colorado Communities for Climate Action 2019-2020 Policy Agenda: Top Priorities

Adopted by the CC4CA Steering Committee on June 27, 2019

1. Carbon Pollution Campaign

Ensure adoption of appropriately scaled and effective regulations for reducing carbon pollution tied to the implementation of Colorado's new statewide emissions goals and regulatory obligations (primarily referring to HB-1261, the emissions reduction authorities included in SB-96, and SB-181). This is likely to largely be a rulemaking-oriented effort focused on the Air Quality Control Commission (AQCC), with additional engagement with agency staff. It could involve legislative efforts in the 2020 session as well.

2. Community Transition Campaign

Ensure that the state effectively implements the provisions of HB-1314 in establishing the new workforce transition office and developing other policies, resources, and programs to help these communities.

3. Electric Vehicles Campaign

Secure adoption of the Zero Emission Vehicle (ZEV) standards and actively engage in implementation of electric vehicle (EV) programs by the state (some of which resulted from legislation adopted in 2019) and the electric utilities serving CC4CA member jurisdictions. This is likely to involve a mix of AQCC rulemaking work, direct engagement with the state agencies administering EV related programs, and potentially engaging at the Public Utilities Commission (PUC) on proposed utility investments in charging infrastructure.

4. Greenhouse Gas Inventory Campaign

Secure adoption and implementation of effective regulations governing the Colorado Department of Public Health and Environment's (CDPHE) implementation of its new inventory requirements (resulting from the CC4CA-led legislative effort on SB-96). We anticipate that the AQCC will undertake this rulemaking sometime in 2020.



CC4CA Celebrates Major Climate Wins During the 2019 Legislative Session May 15, 2019

CC4CA actively supported thirteen bills tackling carbon pollution in the 2019 legislative session. All of them passed either as stand-alone bills or incorporated into other bills, including both of CC4CA's priority bills, and CC4CA helped defeat the one bill it actively opposed.

The successful legislation covered a broad sweep of climate-related policy:

CC4CA's Top Priorities

Colorado's Landmark Climate Action Bill ([HB19-1261](#))

One of CC4CA's highest priority bills, 1261 establishes statewide carbon pollution targets (at least 26% reduction by 2025, at least 50% by 2030, and at least 90% by 2050) and directs the Air Quality Control Commission to adopt new rules for achieving these targets. Sponsored by Rep. Becker, Rep. Jackson, Senator Winter, and Senator Williams

Collecting Long-Term Climate Data ([SB19-096](#))

CC4CA's other top priority bill requires the Colorado Department of Public Health and Environment to regularly and accurately assess carbon emissions across the state. By conducting credible inventories and forecasting, we can effectively evaluate what climate efforts are working well and which ones aren't, and then make strategic decisions about how best to achieve the state's carbon pollution goals. Sponsored by Senator Donovan and Rep. Hansen.

Electricity

PUC Sunset Review ([SB19-236](#))

This full review of the Public Utilities Commission, which ultimately incorporated provisions from two other important bills (HB19-1037 and HB19-1313), has a range of implications. It requires the PUC to consider the full cost of carbon pollution when evaluating plans submitted by electric utilities (the so-called "social cost of carbon"), it codifies Xcel's proposed reduction targets of 80% by 2030 and 100% carbon free by 2050, it clearly establishes that the PUC has oversight responsibilities with Tri-State (which will help protect the customers of Colorado's numerous rural electric cooperatives), it makes it easier for electric utilities to retire coal plants as they become more expensive to operate, and it directs the PUC to study a number of potentially substantial opportunities to further reduce both the cost and carbon pollution of

generating electricity. Sponsored by Senator Garcia, Senator Fenberg, Rep. Hansen, and Rep. Becker.

Solar Gardens ([HB19-1003](#))

Increases the maximum size of community solar gardens and eliminates the restriction that solar garden subscribers must live in or adjacent to the county housing the solar panels. Both of these changes should help expand solar garden access and opportunities. Sponsored by Rep. Hansen, Rep. A. Valdez, Rep. Foote, and Senator Story.

Just Transition ([HB19-1314](#))

Creates a new Just Transition Office designed to help communities that have depended on coal-related jobs transition as those coal jobs continue declining. Sponsored by Rep. Becker, Rep. Galindo, Senator Winter, and Senator Donovan.

Energy Codes for Buildings ([HB19-1260](#))

Requires that as local jurisdictions update their building codes they incorporate one of the three most recent versions of the International Energy Conservation Code. Sponsored by Rep. Kipp, Rep. A. Valdez, Senator Winter, and Senator Priola.

CPACE for Housing Authorities ([HB19-1272](#))

Clarifies that Housing Authorities can utilize Commercial PACE programs (a powerful financing mechanism for solar and energy efficiency). Sponsored by Rep. Bird, Senator Winter, and Senator Priola.

Electric Vehicles

Utility Investments in Electric Vehicles ([SB19-077](#))

Allows the PUC to authorize investments in electric vehicle charging stations by investor-owned utilities like Xcel, which should help ensure that more of Colorado benefits from the expansion of EVs. Sponsored by Senator Priola, Senator Williams, and Rep. Hansen.

EV Tax Credit Extension ([HB19-1159](#))

Extends the current Colorado EV tax credits through the 2025 tax year, which is when EVs and internal combustion engine vehicles are expected to cost the same. Sponsored by Rep. Jaquez Lewis, Rep. Gray, and Senator Danielson.

EV Grant Fund ([HB19-1198](#))

Expands the flexibility of this existing grant fund so that grant dollars can more easily be used to support charging stations. Sponsored by Rep. A. Valdez, Rep. D. Valdez, Senator Bridges, and Senator Priola.

Methane and VOC Emissions

Oil and Gas Reform ([SB19-181](#))

Of particular interest to CC4CA is the direction to the Air Quality Control Commission to improve monitoring and emissions controls for methane and VOCs tied to drilling activities.

The bill also shifts the mission of the Colorado Oil and Gas Conservation Commission to protect public health and the environment, expands the COGCC to include more non-industry representatives, and gives local governments more ability to regulate drilling activities within their borders. Sponsored by Senator Fenberg, Rep. Foote, Rep. Becker, and Rep. Caraveo.

CC4CA opposed – successfully – one bill.

Weakening Vehicle Standards [\(SB19-053\)](#)

Would have prohibited Colorado from adopting low emission vehicle (LEV) and zero emission vehicle (ZEV) standards. Sponsored by Senator Cooke.



AGENDA ITEM - 5.c.

TITLE:

10:30 am Update on the new GIS programs.

Presented by: Heather Widlund, County GIS Coordinator

Time needed: 20 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 5.d.

TITLE:

10:50 am Update on the Transfer Station.

Presented by: Nina Kothe, Administrative Assistant

Time needed: 20 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Update on the Transfer Station

Upload Date

9/12/2019

Norwood Trash & Recycling Transfer Center								
Bruin Waste Management Monthly Contract Invoices								
2018	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
Prior to fee based operations	\$ 5,400	\$ 5,922	\$ 4,386	\$ 5,658	\$ 5,474	\$ 5,076	\$ 6,100	\$ 6,200
2019	2019 months prior to fees					Fee based program began		
Months with public trash fees	\$ 3,978	\$ 3,778	\$ 4,394	\$ 6,178	\$ 6,243	\$ 2,410	\$ 4,116	\$ 5,569
						County has only 3 months of d		
Rounded Estimate for the NTS	\$ 50,000							
Other Expenses SWDD								
Norwood Spring Cleanup	\$ 2,127							
Egnar Spring Dumpsters	\$ 2,337							
2019 Hazardous Waste Event	\$ 18,838							
E-Waste Contributions	\$ 1,900							
Holiday tree chipping	\$ 4,000							
Other recycling services	\$ 1,987	(post office recycling)						
Operational Expenses	\$ 2,800	(phone, electric, porta-john)						
Treasurer Fees	\$ 2,700							
	\$ 86,689	Total estimated SWDD Expenses						
Revenue	Mill Levy	\$ 90,417	2019 budget-not actual					
CDPHE Rebate	\$ 5,000							
Other Govt Contributions	\$ 8,500	2019 budget-not actual						
Event fees	\$ 2,500	2019 budget-not actual						
	\$ 106,417	Total estimated SWDD Revenues						
Potential balance	\$ 19,728							
	\$ 43,670	Add projected fund balance from the end of 2018						
	\$ 63,398	Estimated End of 2019 Fund Balance						

[illegible]

				ANNUAL REVISED BUDGET	ENCUMBERED	ACT MTD POSTED AND IN PROCESS	ACT YTD POSTED AND IN PROCESS	REMAINING BALANCE	PCT		
SOURCE-JE-ID	VENDOR/CUSTOMER/EXPLANATION	REF/REC/CHK	INVOICE			P.O. F 9	AMOUNT	DESCRIPTION		FIL	
226	SMC DISPOSAL DISTRICT										
0120	OTHER ADMINISTRATION										
10	ADMINISTRATION										
5012	PROFESSIONAL SERVICES	23,000.00	0.00			0.00	21,759.15	1,240.85	94	-----	
D-063019-345	002066 BRUIN WASTE MANAGEMENT	090717	705900/553850	M			827.97	HAZARDOUS CLEANUP		A	
D-063019-385	002066 BRUIN WASTE MANAGEMENT	090793	1374600/551407	M			1,875.44	NORWOOD SPRING CLEANUP		A	
D-063019-397	003493 CLEAN HARBORS ENV SERVIC	090872	1002877095	N			3,797.93	MOBILIZATION		A	
D-063019-397	003493 CLEAN HARBORS ENV SERVIC	090872	1002877095	N			13,805.02	TRANSPORTATION/DISPOSAL		A	
D-063019-397	003493 CLEAN HARBORS ENV SERVIC	090872	1002877095	N			224.85	BIG GREEN BOX RECYCLING		A	
D-073119-400	002097 WASTE MANAGEMENT OF COLO	091005	22-20274-13009	N			1,152.94	EGNAR SPRING CLEANUP		A	
D-073119-400	007295 COYOTE ENTERPRISES, LLC	090941	SMC2519B	M			75.00	WASH STATION/HAZMAT TRSH		A	
6012	RECYCLING	7,500.00	0.00			0.00	7,261.84	238.16	96	-----	
D-013119-112	001283 SCOTTS PRINTING INC	089649	164610	N			190.03	TREE DISPOSAL SIGNS (5)		A	
D-013119-128	002097 WASTE MANAGEMENT OF COLO	089731	1-62100-04007	N			137.18	MONTHLY SERVICE		A	
D-022819-165	002066 BRUIN WASTE MANAGEMENT	089801	423500/530441	M			23.21	TRASH REMOVAL		A	
D-022819-179	000264 ARBORIST SERVICES	089884	436	N			3,415.75	TREE WORK/CHIP DEBRIS		A	
D-022819-179	002097 WASTE MANAGEMENT OF COLO	089943	1-62100-04007	N			141.30	MONTHLY SERVICE		A	
D-033119-208	002097 WASTE MANAGEMENT OF COLO	090088	1-62100-04007	N			138.73	MONTHLY SERVICE		A	
D-033119-224	002066 BRUIN WASTE MANAGEMENT	090019	423500/537434	M			23.21	TRASH REMOVAL		A	
D-043019-258	008107 CORRECYCLING, INC	090259	4/4/19	M			1,000.00	E-WASTE RECYCLING EVENT		A	
D-043019-258	002097 WASTE MANAGEMENT OF COLO	090339	1-62100-04007	N			139.25	MONTHLY SERVICE		A	
D-043019-279	002066 BRUIN WASTE MANAGEMENT	090248	423500/541775	M			23.21	TRASH REMOVAL/RECYCLE		A	
D-053119-304	000264 ARBORIST SERVICES	090480	454	N			198.75	TREE WORK/CHIP DEBRIS		A	
D-053119-304	002097 WASTE MANAGEMENT OF COLO	090568	1-62100-04007	N			140.04	MONTHLY SERVICE		A	
D-053119-318	002066 BRUIN WASTE MANAGEMENT	090486	423500/546196	M			23.21	TRASH REMOVAL		A	
D-053119-337	007503 ECOACTION PARTNERS	090650	493	N			900.00	ELECTRONICS RECYCLING		A	
D-063019-380	002066 BRUIN WASTE MANAGEMENT	090717	423500/551134	M			23.21	TRASH REMOVAL		A	
D-063019-385	002097 WASTE MANAGEMENT OF COLO	090857	1-62100-04007	N			140.12	MONTHLY SERVICE		A	
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	423500/558664	M			23.21	TRASH REMOVAL		A	
D-073119-423	002097 WASTE MANAGEMENT OF COLO	091065	1-62100-04007	N			40.66	MONTHLY SERVICE		A	
D-073119-423	002097 WASTE MANAGEMENT OF COLO	091065	1-62100-04007	N			482.80	DUMPSTER REMOVAL (2)		A	
D-073119-423	002097 WASTE MANAGEMENT OF COLO	091065	1-62100-04007	N			72.40	RECYCLE CREDIT		A	
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	423500/560992	M			24.60	TRASH REMOVAL		A	
D-083119-479	002097 WASTE MANAGEMENT OF COLO	091338	1-62100-04007	N			40.66	MONTHLY SERVICE		A	
D-093019-503	002097 WASTE MANAGEMENT OF COLO	091482	1-62100-04007	N			40.51	MONTHLY SERVICE		D	
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	423500/566821	M			24.60	TRASH REMOVAL		D	
6013	NORWOOD TRANSFER STATION	65,000.00	0.00			0.00	36,719.96	28,280.04	56	-----	
D-022819-165	002066 BRUIN WASTE MANAGEMENT	089801	184400/536134	M			3,978.00	TRASH REMOVAL		A	
D-033119-224	002066 BRUIN WASTE MANAGEMENT	090019	184400/540498	M			3,778.00	TRASH REMOVAL		A	
D-043019-279	002066 BRUIN WASTE MANAGEMENT	090248	184400/544885	M			4,394.40	TRASH REMOVAL		A	
D-053119-318	002066 BRUIN WASTE MANAGEMENT	090486	184400/549456	M			6,178.00	TRASH REMOVAL		A	
D-063019-380	002066 BRUIN WASTE MANAGEMENT	090717	184400/553838	M			6,243.06	TRASH REMOVAL		A	

			ANNUAL		ACT MTD POSTED	ACT YTD POSTED	REMAINING		
			REVISED BUDGET	ENCUMBERED	AND IN PROCESS	AND IN PROCESS	BALANCE	PCT	
SOURCE-JE-ID	VENDOR/CUSTOMER/EXPLANATION	REF/REC/CHK	INVOICE	P.O. F 9	AMOUNT	DESCRIPTION	FIL		
226	SMC DISPOSAL DISTRICT								
0120	OTHER ADMINISTRATION								
10	ADMINISTRATION								
6013	NORWOOD TRANSFER STATION								
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	184400/559520	M	1,500.00	MANAGEMENT FEE	A		
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	184400/559520	M	110.25	TRANSFER STATION BAGS	A		
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	184400/559520	M	400.00	CARDBOARD ROLLOFF	A		
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	184400/559520	M	400.00	COMINGLE ROLLOFF	A		
D-073119-409	002066 BRUIN WASTE MANAGEMENT	090930	184400/559520	M	19.00	METAL REBATE	A		
M-073119-436	004098 CARD SERVICES	190726	BLACK/0015	N	70.80	VISTAPRINT/OVAL STICKERS	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	1,500.00	MANAGEMENT FEE	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/565972	M	141.75	TRANSFER STATION BAGS	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	1,000.00	CARDBOARD ROLLOFF	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	500.00	COMINGLE ROLLOFF	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	19.00	METAL REBATE	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	6.05	ACCT ADJ	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	500.00	JUNE METAL ROLLOFF	A		
D-083119-466	002066 BRUIN WASTE MANAGEMENT	091169	184400/564595	M	500.00	JUNE CARDBOARD ROLLOFF	A		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	1,500.00	MANAGEMENT FEE	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	183.75	TRANS STATION BAGS (35)	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	1,000.00	COMINGLE ROLLOFF (2)	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	25.05	JULY METAL REBATE	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	88.95	ACCT ADJ	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	2,000.00	CARDBOARD ROLLOFF (4)	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	500.00	20YD PAPER GABLE	D		
D-093019-514	002066 BRUIN WASTE MANAGEMENT	091405	184400/569962	M	500.00	30YD METAL	D		
6020	CONTRACT LABOR	1,100.00	0.00	0.00	652.50	447.50 59 -----			
D-033119-208	007295 COYOTE ENTERPRISES, LLC	090031	SMC2119	M	87.00	CLEAN UNITS	A		
D-043019-258	007295 COYOTE ENTERPRISES, LLC	090261	SMC2219	M	87.00	FEB/CLEAN 2 UNITS	A		
D-043019-287	007295 COYOTE ENTERPRISES, LLC	090437	SMC2319	M	87.00	MAR/CLEAN UNITS	A		
D-053119-337	007295 COYOTE ENTERPRISES, LLC	090647	SMC2419	M	87.00	APRIL/CLEAN UNITS	A		
D-073119-400	007295 COYOTE ENTERPRISES, LLC	090941	SMC2519	M	87.00	MAY/CLEAN 2 UNITS	A		
D-083119-452	007295 COYOTE ENTERPRISES, LLC	091183	SMC2619	M	87.00	CLEAN UNITS	A		
D-093019-503	007295 COYOTE ENTERPRISES, LLC	091414	SMC2719	M	130.50	CLEAN UNITS	D		
7015	TELEPHONE	725.00	0.00	0.00	449.14	275.86 61 -----			
D-022819-196	002280 CENTURYLINK	089893	300902046	N	54.05	MONTHLY SERVICE	A		
D-022819-196	002280 CENTURYLINK	089893	300902046	N	55.06	MONTHLY SERVICE	A		
D-043019-285	002280 CENTURYLINK	090359	300902046	N	55.07	MONTHLY SERVICE	A		
D-043019-287	002280 CENTURYLINK	090431	300902046	N	62.96	MONTHLY SERVICE	A		
D-053119-337	002280 CENTURYLINK	090641	300902046	N	54.97	MONTHLY SERVICE	A		
D-063019-397	002280 CENTURYLINK	090869	300902046	N	55.17	MONTHLY SERVICE	A		
D-073119-440	002280 CENTURYLINK	091093	300902046	N	55.95	MONTHLY SERVICE	A		
D-083119-486	002280 CENTURYLINK	091350	300902046	N	55.91	MONTHLY SERVICE	A		

Exp. Guideline with Detail
FOR THE PERIOD(S) JAN 01, 2019 THROUGH DEC 31, 2019

			ANNUAL		ACT MTD POSTED	ACT YTD POSTED	REMAINING		
			REVISED BUDGET	ENCUMBERED	AND IN PROCESS	AND IN PROCESS	BALANCE	PCT	
SOURCE-JE-ID	VENDOR/CUSTOMER/EXPLANATION	REF/REC/CHK	INVOICE	P.O. F 9	AMOUNT	DESCRIPTION	FIL		
226	SMC DISPOSAL DISTRICT								
0120	OTHER ADMINISTRATION								
10	ADMINISTRATION								
7020	ADVERTISING	0.00	0.00	0.00	10.20	10.20-9999	-----!!!!		
D-043019-258	004759 THIRTEENTH STREET MEDIA,	090325 1058/100712		N	5.10	LEGALS/SMCEHP	A		
D-043019-258	004759 THIRTEENTH STREET MEDIA,	090325 1058/100712		N	5.10	LEGALS/SMCEHP	A		
8001	OPERATING SUPPLIES	0.00	0.00	0.00	309.68	309.68-9999	-----!!!!		
D-063019-397	000218 ULINE	090911 109396238		N	81.76	TRASH BAGS/BLUE	A		
D-063019-397	000218 ULINE	090911 109702040		N	227.92	TRASH BAGS/YELLOW	A		
8110	ELECTRICITY	660.00	0.00	0.00	309.00	351.00 46 ----			
D-022819-147	000066 SAN MIGUEL POWER ASSOCIA	089855 #190016612		N	53.00	1100 CR W35-NRW TRANSFER	A		
D-033119-220	000066 SAN MIGUEL POWER ASSOCIA	090072 #190016612		N	51.00	1100 CR W35-NRW TRANSFER	A		
D-043019-260	000066 SAN MIGUEL POWER ASSOCIA	090312 #190016612		N	45.00	1100 CR W35-NRW TRANSFER	A		
D-053119-305	000066 SAN MIGUEL POWER ASSOCIA	090549 #190016612		N	44.00	1100 CR W35-NRW TRANSFER	A		
D-063019-347	000066 SAN MIGUEL POWER ASSOCIA	090764 #190016612		N	32.00	1100 CR W35-NRW TRANSFER	A		
D-073119-401	000066 SAN MIGUEL POWER ASSOCIA	090986 #190016612		N	32.00	1100 CR W35-NRW TRANSFER	A		
D-083119-453	000066 SAN MIGUEL POWER ASSOCIA	091238 #190016612		N	26.00	1100 CR W35-NRW TRANSFER	A		
D-093019-502	000066 SAN MIGUEL POWER ASSOCIA	091464 #190016612		N	26.00	1100 CR W35-NRW TRANSFER	D		
9532	TREASURER FEES	2,700.00	0.00	0.00	2,700.62	0.62- 100	-----		
R-013119-325		002641			42.63	JANUARY FEES	D		
R-022819-324		002646			851.58	FEBRUARY FEE	D		
R-033119-335		002651			265.54	MARCH FEE	D		
R-043019-336		002655			791.95	APRIL FEE	D		
R-053119-386		002659			177.61	MAY FEE	D		
R-063019-422		002663			342.54	JUNE FEE	D		
R-073119-459		002679			109.03	JULY FEE	D		
R-083119-509		002683			53.32	AUGUST FEE	D		
R-083119-510		002687			53.32	AUGUST FEE	D		
R-083119-511		002706			13.10	AUGUST FEE	D		
TOTAL: ADMINISTRATION		100,685.00	0.00	0.00	70,172.09	30,512.91 69	-----		
TOTAL: OTHER ADMINISTRATION		100,685.00	0.00	0.00	70,172.09	30,512.91 69	-----		
TOTAL: SMC DISPOSAL DISTRICT		100,685.00	0.00	0.00	70,172.09	30,512.91 69	-----		

SOURCE-JE-ID	VENDOR/CUSTOMER/EXPLANATION	REF/REC/CHK	ANNUAL REVISED BUDGET	ENCUMBERED	ACT MTD POSTED AND IN PROCESS	ACT YTD POSTED AND IN PROCESS	REMAINING BALANCE	PCT	
				INVOICE	P.O. F 9	AMOUNT	DESCRIPTION		FIL
	GRAND TOTAL		100,685.00	0.00	0.00	70,172.09	30,512.91	69	-----
	TOTAL NUMBER OF RECORDS PRINTED		104						



AGENDA ITEM - 5.e.

TITLE:

11:10 am Consideration of Chair's signature approving the First Amendment to the San Miguel Authority for Regional Transportation Intergovernmental agreement accepting the inclusion of the Town of Rico as a member with all rights and duties of a member. /MOTION

Presented by: David Averill, SMART; Amy Markwell, County Attorney

Time needed: 10 mins

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

I have reviewed and made some slight modifications to the draft Resolution for the BOCC to approve the inclusion of Rico and approval of a First Amendment to the SMART IGA, upon SMART Board approval of including Rico into SMART, in the event the majority of electors of the Town of Rico vote to be included in the SMART district boundaries. It is attached for final review for inclusion on the BOCC agenda on 9/18 and incorporates the draft First Amendment within the document.

Amy

Amy T. Markwell

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Draft Resolution

Upload Date

9/13/2019

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL
COUNTY, COLORADO APPROVING THE FIRST AMENDMENT TO THE SAN
MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION
INTERGOVERNMENTAL AGREEMENT
ACCEPTING THE INCLUSION OF THE TOWN OF RICO
AS A MEMBER WITH ALL RIGHTS AND DUTIES
OF A MEMBER**

RESOLUTION #2019 - ____

WHEREAS, the San Miguel Authority for Regional Transportation (“SMART”) was created pursuant to the San Miguel Authority for Regional Transportation Intergovernmental Agreement dated as of November 9, 2016 (the “SMART IGA”) (capitalized terms used but not defined in this Resolution have the meanings assigned to them in the SMART IGA); and

WHEREAS, SMART was formed for the purpose of financing, constructing, operating and maintaining an efficient and sustainable regional multi-modal transportation system; and

WHEREAS, the SMART IGA may be amended by resolution of the Board of the SMART pursuant to Article XI of the SMART IGA; and

WHEREAS, this Resolution is being adopted to accommodate the inclusion of the Town of Rico as a new member to SMART if a majority of the electors of the Town of Rico approve a Ballot Question at the Town of Rico General Election to be held on November 5, 2019 approving the Town of Rico to join SMART;

WHEREAS, Section 8.03 of the SMART IGA states:

“Section 8.03. Additional Members. Any County or Municipality or portion thereof, which is not an Initial Member of the Authority, may become a Member (for purposes of this Section, a “new Member”) effective upon:

- (a) The adoption of a resolution of the Board in accordance with Section 3.09 herein, the effectiveness of which may be conditioned by agreement and compliance of such new Member with any conditions which the Board, in its sole discretion, sees fit to impose;
- (b) Unless the new Member is the State, approval of such new Member’s participation in the Authority by the electors residing within the territory of the new Member that is to be included in the Boundaries of the Authority; and
- (c) Compliance with any other conditions to the admission of such new Member as a Member or its execution of the amended Agreement imposed under the Act, the Intergovernmental Relations Statute or any other applicable law.”

WHEREAS, the Board of County Commissioners San Miguel County, Colorado desires to approve the admission of the Town of Rico as a Member of SMART and the inclusion of the Town of Rico within the boundaries of SMART if a majority of the electors of the Town of Rico approve a Ballot Question at the Town of Rico General Election to be held on November 5, 2019 approving the Town of Rico to join SMART, generally as provided in the First Amendment to the SMART IGA, a copy of which is attached hereto and made a part hereof; and

NOW, THEREFORE, be it resolved by the Board of County Commissioners of San Miguel County, Colorado as follows:

Section 1. The First Amendment to the SMART IGA providing for the inclusion of the Town of Rico as a Member of SMART, the inclusion of the boundaries of the Town of Rico into the boundaries of SMART and an increase in the number of Directors for the appointment of one director by the Town of Rico is hereby approved, substantially in the form attached hereto and the final form for which shall be subject to the approval as to form by counsel for the respective parties.

Section 2. The County Manager and the officers of the County are hereby authorized and directed to take such actions and sign such documents necessary and appropriate to effectuate the purposes of this resolution

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado at a regular meeting held in Telluride, Colorado, on September 18, 2019.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

Kris Holstrom, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

Carmen L. Warfield, Chief Deputy Clerk

ATTACHMENT

DRAFT 9/5/2019

FIRST AMENDMENT TO THE FORMATION INTERGOVERNMENTAL AGREEMENT OF THE SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION (SMART) TO INCLUDE THE TOWN OF RICO AS A MEMBER

This First Amendment to the formation Intergovernmental Agreement for the San Miguel Authority for Regional Transportation (“First Amendment”) is entered into as of the 10th day of November, 2019, by and among the TOWN OF TELLURIDE, COLORADO, the TOWN OF MOUNTAIN VILLAGE, COLORADO, the UNINCORPORATED AREA ENCOMPASSED WITHIN THE BOUNDARIES OF THE TELLURIDE R-1 SCHOOL DISTRICT OF SAN MIGUEL COUNTY, COLORADO (Initial Signatories), the TOWN OF RICO, COLORADO, AND the SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION.

WHEREAS, the San Miguel Authority for Regional Transportation (“SMART”) was created pursuant to the San Miguel Authority for Regional Transportation Intergovernmental Agreement dated as of November 9, 2016 (the “SMART IGA”) by and between the Town of Telluride, the Town of Mountain Village and San Miguel County, as the Initial Signatories; and

WHEREAS, capitalized terms used but not defined in this First Amendment have the meanings assigned to them in the SMART IGA; and

WHEREAS, SMART was formed for the purpose of financing, constructing, operating and maintaining an efficient and sustainable regional multi-modal transportation system; and

WHEREAS, the SMART IGA may be amended by resolution of the Board of the Authority pursuant to Article XI of the SMART IGA; and

WHEREAS, the Original Signatories, the Town of Rico and SMART desire to enter into this First Amendment for the purpose of adding the Town of Rico as a Member of SMART and including the boundaries of the Town of Rico within SMART; and

[WHEREAS, on November 5, 2019, the majority of the electors in the Town of Rico approved a Ballot Question allowing the Town of Rico to join SMART; and]

WHEREAS, Section 8.03 of the SMART IGA states:

“Section 8.03. Additional Members. Any County or Municipality or portion thereof, which is not an Initial Member of the Authority, may become a Member (for purposes of this Section, a “new Member”) effective upon:

(a) The adoption of a resolution of the Board in accordance with Section 3.09 herein, the effectiveness of which may be conditioned by agreement and compliance of such new Member with any conditions which the Board, in its sole discretion, sees fit to impose;

(b) Unless the new Member is the State, approval of such new Member's participation in the Authority by the electors residing within the territory of the new Member that is to be included in the Boundaries of the Authority; and

(c) Compliance with any other conditions to the admission of such new Member as a Member or its execution of the amended Agreement imposed under the Act, the Intergovernmental Relations Statute or any other applicable law."

WHEREAS, pursuant to Section 43-4-605, Colorado Revised Statutes, a Notice of Hearing concerning the proposed inclusion was published within the boundaries of SMART in the Telluride Daily Planet and the Notice of Hearing and was mailed to the Colorado Division of Local Government (Department of Local Affairs), the Colorado Transportation Commission (Colorado Department of Transportation) and owners of real property to the last known address described in the real estate records of the County of Delores in which the property is located and, pursuant to the Notice, the SMART Board held a hearing to consider the objections to the proposed inclusion, which hearing date was not less than 20 days after the mailing and publication of the Notice; and

WHEREAS, SMART and the Town of Rico entered into an Intergovernmental Agreement effective as of January 10, 2019, (the "Rico IGA"), which provided for a ballot question on the November 5, 2019 Town of Rico Ballot seeking formal acceptance by the Town of Rico electors to be included in SMART and which Ballot Question was approved by the electors of the Town of Rico; and

WHEREAS, the Initial Signatories and the SMART Board desire to amend Section 3.02 of the SMART IGA to provide for an additional Member of the SMART Board of Directors to be appointed by the Town of Rico.

NOW, THEREFORE, for and in consideration of the mutual covenants set forth below the Initial Signatories, the Town of Rico and the Board of SMART hereby agree that the SMART IGA shall be amended as follows:

1. The text of Article II of the SMART IGA shall be amended to add a new section 2.06 to read as follows:

Section 2.06. Appendix A to the SMART IGA shall be amended to include the following:

All territory within the Town of Rico and all territory subsequently annexed into the Town of Rico.

2. The text of Article II of the SMART IGA shall be amended to add a new section 2.07 to read as follows:

Section 2.07. Town of Rico Voter Approval. Appendix C to the SMART IGA shall be amended to reflect the Ballot Question passed by the electors of the Town of Rico on November 5, 2019, approving inclusion of the Town of Rico and all territory subsequently annexed into the Town of Rico into SMART.

3. The text of Section 3.02 of the SMART IGA shall be amended to add an additional Member to the Board of Directors of SMART to provide for a Director to be appointed by the Town of Rico, such amended Section 3.02 to read as follows:

Section 3.02. Directors. The Board shall be composed of two regular Directors appointed by each Member from the Town of Telluride, the Town of Mountain Village and San Miguel County and one regular Director appointed from the Town of Rico.

4. Pursuant to Section 8.03 of the SMART IGA, the Town of Rico is hereby deemed to be a new Member of SMART and the Town of Rico agrees to be bound by the SMART IGA as amended by this First Amendment.

5. The SMART Executive Director is hereby authorized and directed to file with the Director of the Division of Local Affairs, who shall cause this First Amendment and the SMART Resolution approving the First Amendment to be recorded in the real estate records of each county having territory included in the boundaries of the Authority pursuant to Section 43-4-605(2)(b)(II), Colorado Revised Statutes.

ATTEST:

SAN MIGUEL AUTHORITY FOR REGIONAL
TRANSPORTATION

Secretary to the Board

By: _____
Todd Brown,
Chairman, Board of Directors

Date: _____

ATTEST:

THE TOWN OF TELLURIDE, COLORADO

Telluride Town Clerk

By: _____

Printed Name: _____

Title: _____

ATTEST:

THE TOWN OF MOUNTAIN VILLAGE, COLORADO

Mountain Village Town Clerk

By: _____

Printed Name: _____

Title: _____

ATTEST:

SAN MIGUEL COUNTY, COLORADO

San Miguel County
Clerk to the Board

By: _____

Printed Name: _____

Title: _____

ATTEST:

THE TOWN OF RICO, COLORADO

Rico Town Clerk

By: _____

Printed Name: _____

Title: _____



AGENDA ITEM - 5.f.

TITLE:

11:20 am Presentation of Health Insurance Costs./MOTION

Presented by: Kristl Howard, Human Resources Director

Time needed: 20 mins

PREPARED BY:

Kristl Howard

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Backup to follow.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 6.a.

TITLE:

Approval of Chair's signature on Social Services Department Balance Sheet July 2019, Earned Revenue and Expenditures July 2019, Expenditures through Electronic Benefit Transfers August 2019, Check Register for the Month of August 2019, County Allocation/MOE Report JUL-2019, and 2019 Caseload Report/MOTION

Presented by: Carol Friedrich, County Social Services Director

Time needed: 15 mins

PREPARED BY:

Carol Friedrich

RECOMMENDED ACTION/MOTION:

Approval of Chair's signature on Social Services Department Balance Sheet July 2019, Earned Revenue and Expenditures July 2019, Expenditures through Electronic Benefit Transfers August 2019, Check Register for the Month of August 2019, County Allocation/MOE Report JUL-2019, and 2019 Caseload Report

INTRODUCTION/BACKGROUND:

Director's Update

SFY 19 Closeout Update

Mental Health Advisory Panel Update

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
2019-098	8/21/2019		Social Services
Description:			

ATTACHMENTS:

Description

Upload Date

DEPARTMENT OF SOCIAL SERVICES

SAN MIGUEL COUNTY
PO BOX 96
TELLURIDE, CO 81435
phone (970) 728-4411
fax (970) 728-4412

I, Carol Friedrich, Director of Social Services of San Miguel County, Colorado, hereby present the attached financial reports:

Balance Sheet, July 2019
Earned Revenue and Expenditures, July 2019
Expenditures through Electronic Benefit Transfers, August 2019
Check Register for the Month of August 2019
County Allocation / MOE Report, JUL-19

2019 Caseload Report

and certify that detailed, additional financial reports are available for inspection.



Carol Friedrich, September 18, 2019

I, _____, Chair of San Miguel County Board of Commissioners, hereby certify that the payments that are listed and set forth on the attached reports have been approved, and the payments issued from the Social Services fund.

Chair, September 18, 2019

SAN MIGUEL COUNTY DEPT OF SOCIAL SERVICES
BALANCE SHEET
JULY 2019

ASSETS:

CASH:

101.1000	CASH - GENERAL	53,406.66	
101.2000	CASH - IV-E RESERVES	0.00	
101.3000	CASH - PARENTAL FEES	6,792.09	
101.4000	CASH - CSBG	0.00	
101.5000	CASH - PETTY	50.00	
101.4381	CASH - CBMS	0.00	
115.1000	A/R - TANF	15,916.57	
115.2000	A/R - AND	687.00	
115.3000	A/R - OAP	571.50	
115.4000	A/R - CC	0.00	
115.5000	A/R - LEAP	0.00	
115.6000	A/R - MEDICAID	0.00	
115.7000	A/R - FOOD ASSISTANCE	18,138.54	
115.8000	A/R - CHILD SUPPORT	125,549.19	
115.9000	A/R - ERRONEOUS DISBURSEMENTS	0.00	
	TOTAL CASH		221,111.55

DUE TO DUE FROM

132.4200	DTDF - TANF	877.94	
132.2300	DTDF - CHILD CARE	(442.39)	
132.2500	DTDF - CORE	0.00	
132.1210	DTDF - CHILD WELFARE	12,517.50	
132.M100	DTDF - MEDICAID	9,683.14	
132.7000	DTDF - ADMIN	4,592.63	
132.4011	DTDF - NON ALLOCATED ADMIN	(62.82)	
132.1010	DTDF - ADULT PROTECTION	478.17	
132.8000	DTDF - CHILD SUPPORT	278.01	
132.6300	DTDT - FA JOB SEARCH	0.00	
132.5000	DTDF - LEAP	0.00	
132.4800	DTDF - AND	0.00	
132.4600	DTDF - HOME CARE ALLOWANCE	0.00	
132.4050	DTDF - OAP ADMIN	271.88	
132.9700	DTDF - TANF WORK PARTICIPATION	0.00	
132.8500	DTDF - TANF COLLECTIONS	26.96	
132.1296	DTDF - FA COLLECTIONS	0.00	
132.9800	DTDT - COST ALLOCATION	129.76	
132.9430	DTDF - STATE INCENTIVES	138.05	
132.9450	DTDF - FEDERAL INCENTIVES	196.24	
132.0000	DTDF - ADVANCES	4,000.00	
132.0310	DTDF - IV-E SANCTIONS	0.00	
132.1296	DTDF - CW DISCRETIONARY GRANT	0.00	
132.1590	DTDF - PARENTAL FEE	0.00	
132.9820	DTDF - CW SUB ADOPT	(70.86)	
	TOTAL DUE TO DUE FROM		32,614.21

FIXED ASSETS

		18,749.00	
	TOTAL ASSETS		18,749.00
			<u>272,474.76</u>

LIABILITIES:

215.1000	A/R CONTRA - TANF	(15,916.57)
215.2000	A/R CONTRA - AND	(687.00)
215.3000	A/R CONTRA - OAP	(571.50)
215.4000	A/R CONTRA - CC	0.00
215.5000	A/R CONTRA - LEAP	0.00
215.6000	A/R CONTRA - MEDICAID	0.00
215.7000	A/R CONTRA - FOOD ASSISTANCE	(18,138.54)
215.8000	A/R CONTRA - CHILD SUPPORT	(125,549.19)
215.9000	A/R CONTRA - ERRONEOUS DISBURSEMENTS	0.00
220.4000	DEFERRED REVENUE - IV-E	0.00
220.5000	DEFERRED REVENUE - PARENTAL	(6,792.09)
220.6000	DEFERRED REVENUE - CSBG	0.00
220.4381	DEFERRED REVENUE - CBMS	0.00
220.7000	A/P - INDIRECT COST ALLOCATION	0.00
220.8200	DEFERRED REVENUE IV-D FED INC	0.00
221.1000	SUSPENSE - MISC	(2,424.16)
221.2000	SUSPENSE - MT	0.00
221.4000	SUSPENSE - TEFAP	0.00
		<hr/>
TOTAL LIABILITIES		(170,079.05)

RESERVE:

FUND BALANCE AS OF 12/31/18	(83,646.71)
	<hr/> (18,749.00)
TOTAL RESERVE	<hr/> (102,395.71)
TOTAL LIABILITIES AND RESERVE	<hr/> (272,474.76)

SAN MIGUEL COUNTY DSS
EARNED REVENUE YTD 100%
JULY 2019

	REVISED BUDGET	YTD REVENUES EARNED	% OF REVENUES COLLECTED
CURRENT PROPERTY TAX	127,600.00	120,697.54	95%
SPECIFIC OWNERSHIP	4,000.00	3,353.93	84%
DELINQUENT & INTEREST	700.00	644.67	92%
 COLORADO WORKS			
ADMIN	35,000.00	39,708.97	113%
GRANTS	35,000.00	8,758.53	25%
 CHILD CARE			
ADMIN	10,000.00	5,639.48	56%
CLIENT BENEFITS	48,000.00	55,824.68	116%
 CHILD WELFARE			
CHILD WELFARE 80/20	207,000.00	154,230.38	75%
CHILD WELFARE 100%	35,000.00	23,815.77	68%
IV-E SANCTIONS		0.00	
CW - DISCRETIONARY GRANT		0.00	
 COUNTY ADMINISTRATION	75,000.00	41,936.45	56%
HCPF - MEDICAID	54,000.00	35,147.53	65%
ADULT PROTECTION	12,000.00	4,113.28	34%
ADULT PROTECTION CLIENT	1,600.00	0.00	0%
 CW CORE SERVICES 80/20	20,000.00	4,075.10	20%
CW CORE DAY TREATMENT 100%	24,800.00	4,906.15	20%
 CHILD SUPPORT	7,700.00	5,042.09	65%
 LEAP			
ADMIN/OUTREACH	450.00	442.00	98%
BASIC	50,000.00	23,437.37	47%
 OAP			
HOME CARE ALLOWANCE		0.00	
ADMIN	5,500.00	3,205.63	58%
GRANTS	40,000.00	19,199.20	48%
 AID TO NEEDY DISABLED	9,600.00	492.80	5%
 MEDICAID TRANSPORTATION	20,000.00	6,308.54	32%
FS JOB SEARCH/EMPLOYMENT 1ST		0.00	
FOOD ASSISTANCE BENEFITS	500,000.00	162,107.30	32%
GRANTS/INCENTIVES	8,000.00	1,353.77	17%
RETAINED COLLECTIONS	500.00	386.07	77%
COUNTY BACKFILL	30,000.00	0.00	0%
 TOTAL BUDGETED REVENUES	1,361,450.00	724,827.23	53%

SAN MIGUEL COUNTY DSS
EXPENDITURES YTD 100%
JULY 2019

	REVISED BUDGET	EXPENDITURES YTD	% OF BUDGET EXPENDITURES SPENT
TANF			
ADMIN	40,000.00	47,580.61	119%
GRANTS	40,000.00	13,025.24	33%
CHILD CARE			
ADMIN	10,000.00	5,639.48	56%
CLIENT BENEFITS	58,000.00	61,042.59	105%
CHILD WELFARE			
CHILD WELFARE 80/20%	250,000.00	197,159.52	79%
CHILD WELFARE 100%	35,000.00	23,815.77	68%
CW - DISCRETIONARY GRANT	0.00	0.00	
PSSF		0.00	
COUNTY ADMINISTRATION	97,500.00	53,083.14	54%
HCPF - MEDICAID	71,000.00	39,459.04	
NON ALLOCATED ADMIN		433.68	
ADULT PROTECTION	15,000.00	5,141.60	34%
ADULT PROTECTION CLIENT	2,000.00	0.00	0%
CW CORE SERVICES 80/20	25,000.00	5,847.82	23%
CW CORE DAY TREATMENT 100%	24,800.00	4,906.15	0%
CHILD SUPPORT	10,000.00	6,422.01	64%
LEAP			
LEAP ADMIN/OUTREACH	450.00	442.00	98%
LEAP BASIC BENEFITS	50,000.00	23,437.37	47%
OAP			
OAP HOME CARE ALLOWANCE		0.00	
OAP ADMIN	5,500.00	3,205.63	58%
OAP GRANTS	40,000.00	19,199.20	48%
AID TO NEEDY DISABLED	12,000.00	616.00	5%
FS JOB SEARCH/EMPLOYMENT 1ST		0.00	
GENERAL ASSISTANCE	10,000.00	3,380.30	34%
MEDICAID TRANSPORTATION	20,000.00	7,977.14	40%
FA REFUNDS		0.00	
FOOD ASSISTANCE BENEFITS	500,000.00	162,107.30	32%
DIRECT COST ALLOCATION	(8,500.00)	(4,586.14)	54%
COUNTY FUNDED GRANTS	53,500.00	43,412.94	81%
PROGRAM EXPENDITURES (NOT IDENTIFIED)			
TOTAL BUDGETED EXPENDITURES	1,361,250.00	722,748.39	53%

SAN MIGUEL COUNTY DEPT OF SOCIAL SERVICES
CHECK REGISTER
AUGUST 2019

Warrant No.	Date	To	WARRANT AMOUNT
	2-Aug	PAYROLL	14,546.06
	2-Aug	CCOERA	719.47
DR	11-Aug	CHP	7,625.25
DR	11-Aug	LINCOLN FINANCIAL	132.57
DR	9-Aug	CENTURY LINK	87.68
	16-Aug	PAYROLL	14,546.52
	16-Aug	COOERA	738.36
30812	19-Aug	NORTHWOODS	21,275.00
30813	19-Aug	MONTROSE COUNTY CSEU	800.00
30814	19-Aug	FLORADORA SALOON	1,800.00
30815	19-Aug	MONTROSE COUNTY CSEU	108.69
30816	19-Aug	CASA FOR CHILDREN	1,000.00
30817	19-Aug	UVLA	1,000.00
30818	19-Aug	XEROX	169.42
30819	19-Aug	JILL BETZ	348.60
30820	19-Aug	PROWERS COUNTY	293.25
30821	19-Aug	BAKED IN TELLURIDE	600.00
30822	19-Aug	VOID	0.00
30823	19-Aug	ISTONISH	252.60
30824	19-Aug	QUILL CORP	77.99
30825	19-Aug	SAN MIGUEL COUNTY FINANCE OFFICE	300.00
30826	19-Aug	NEMT	798.60
30827	19-Aug	NEMT	256.08
30828	19-Aug	NEMT	25.08
30829	19-Aug	NEMT	164.12
30830	19-Aug	NEMT	111.76
30831	19-Aug	NEMT	157.52
30832	19-Aug	CARD SERVICES	801.81
30833	20-Aug	NEMT	224.30
30834	24-Aug	SAN MIGUEL COUNTY DSS	1,737.46
	24-Aug	LESS NEMT DEPOSITED	-1,737.46
30835	24-Aug	CLARK'S MARKET	400.00
30836	24-Aug	SOCIAL SECURITY REFUND	1,176.00
	30-Aug	PAYROLL	14,995.74
	30-Aug	CCOERA	738.36
TOTAL			<u>86,270.83</u>

SAN MIGUEL COUNTY DSS
EXPENDITURES THROUGH ELECTRONIC BENEFIT TRANSFER
AUGUST 2019

	CASES	TOTAL COST
TANF(Temporary Aid to Needy Families)	5	2,055.42
OAP(Old Age Pension)	8	1,835.00
AND(Aid to Needy Disabled)	0	0.00
CHILD CARE	24	9,525.54
CHILD WELFARE	6	8,911.88
CORE SERVICES	0	0.00
FOOD ASSISTANCE	130	22,843.46
LEAP(Low-income Energy Assistance Program)	0	0.00
TOTALS	173	45,171.30

San Miguel County Allocation / MOE Report

Period: JUL-20 Currency: USD

CTY=113 (San Miguel)

	FY BUDGET BALANCES	FY ACTUAL YTD ACTUALS	FUNDS AVAILABLE	BUDGET VS ACTUALS FY VARIANCE
COLORADO WORKS BLOCK GRANT	0.00	4,248.44	(4,248.44)	n/m
NET COLORADO WORKS MOE	1,195.08	1,195.08	0.00	(100.00)
CHILD CARE ALLOCATION				
CHILD CARE DIRECT	0.00	8,694.19	(8,694.19)	n/m
CHILD CARE ADMINISTRATION	0.00	737.61	(737.61)	n/m
TOTAL CHILD CARE ALLOCATION	0.00	9,431.80	(9,431.80)	n/m
NET CHILD CARE COUNTY MOE	867.00	867.00	0.00	(100.00)
CHILD CARE TANF TRANSFER	0.00	0.00	0.00	n/m
CHILD WELFARE ALLOCATION:				
CHILD WELFARE 80/20 ALLOCATION ITEMS:				
CHILD WELFARE OUT-OF-HOME ALLOCATION	0.00	8,033.75	(8,033.75)	n/m
CHILD WELFARE ADMIN 80/20	0.00	17,989.61	(17,989.61)	n/m
CHILD WELFARE CASE SERVICES	0.00	270.00	(270.00)	n/m
CHILD WELFARE RELATED CHILD CARE	0.00	1,174.45	(1,174.45)	n/m
TOTAL CHILD WELFARE 80/20 ALLOCATION	0.00	27,467.81	(27,467.81)	n/m
CHILD WELFARE 100% ADMINISTRATION *	0.00	39.82	(39.82)	n/m
TOTAL CHILD WELFARE 80/20 AND 100% ALLOCATION	0.00	27,507.63	(27,507.63)	n/m
CHILD WELFARE TRCCF ALLOCATION	0.00	0.00	0.00	n/m
CHILD WELFARE CHRP ALLOCATION *	0.00	0.00	0.00	n/m
CHILD WELFARE PRTF - FFS *	0.00	0.00	0.00	n/m
TOTAL CHILD WELFARE ALLOCATION	0.00	27,507.63	(27,507.63)	n/m

CDHS ADMINISTRATION ALLOCATION	0.00	6,403.29	(6,403.29)	n/m
TOTAL CDHS ADMINISTRATION ALLOCATION	0.00	6,403.29	(6,403.29)	n/m
HCPF REGULAR ADMINISTRATION ALLOCATION	0.00	2,201.13	(2,201.13)	n/m
HCPF ENHANCED ADMINISTRATION ALLOCATION	0.00	2,622.97	(2,622.97)	n/m
ADULT PROTECTION ADMINISTRATION ALLOCATION	18,252.23	597.71	17,654.52	3.27
ADULT PROTECTION CLIENT NEEDS ALLOCATION	2,000.00	0.00	2,000.00	0.00
CORE SERVICES ALLOCATION:				
CORE SERVICES MENTAL HEALTH 100%	0.00	0.00	0.00	n/m
CORE SERVICE ADAD 100%	0.00	0.00	0.00	n/m
CORE SERVICES SPECIAL ECONOMIC ASSIST 100%	0.00	0.00	0.00	n/m
CORE SERVICES OTHER 100%	0.00	0.00	0.00	n/m
CORE SERVICES 80/20	0.00	0.00	0.00	n/m
TOTAL CORE SERVICES ALLOCATION	0.00	0.00	0.00	n/m
EMPLOYMENT FIRST 80/20 PARTICIPANT REIMB	0.00	0.00	0.00	n/m
EMPLOYMENT FIRST 100%	0.00	0.00	0.00	n/m
FEDERAL FISCAL YEAR PROGRAMS (ENDING SEPT 30): **				
PROMOTING SAFE & STABLE FAMILIES (IV-B SUB-PT 2)	0.00	0.00	0.00	n/m
CHAFEE FOSTER CARE GRANT (ALIVE/E)	0.00	0.00	0.00	n/m
LEAP ADMINISTRATION ALLOCATION	0.00	0.00	0.00	n/m
LEAP OUTREACH ALLOCATION	0.00	0.00	0.00	n/m
NON-FISCAL YEAR PROGRAMS: **				
* NOTE: Allocations for Child Welfare 100%, CHRP, PRTF - Care Policy & Financing in addition to those allocated fr				

SAN MIGUEL COUNTY BOARD OF SOCIAL SERVICES
CASELOAD REPORT 2019

	TANF	DIVER- SION	O.A.P + HCA	AND,SSI +SSA	HCBS	MED	LEAP	CHILD CARE	FS	GA	TOTAL
September 2018	4	0	8	96	16	727	0	24	147	2	1024
October 2018	4	0	6	93	17	711	0	24	142	1	998
November 2018	3	1	7	89	18	686	21	24	145	3	997
December 2018	1	0	8	88	18	679	24	25	150	0	993
January 2019	2	0	8	93	17	687	34	25	143	0	1009
February 2019	3	0	9	99	15	695	40	25	140	3	1029
March 2019	4	0	9	90	15	693	42	24	135	0	1012
April 2019	4	0	9	88	16	673	45	24	131	1	991
May 2019	3	0	9	88	16	690	0	23	143	0	972
June 2019	3	0	9	88	17	655	0	23	140	3	938
July 2019	3	0	8	87	15	657	0	24	138	2	934
August 2019	2	0	8	80	15	656	0	24	137	2	924
TANF	Temporary Need to Aid to Needy Families (Colorado Works)					LEAP		Low Income Energy Assistance Program			
DIVERSION	Colorado Works Diversion Program					CHILD CARE		Child Care Assistance Program			
OAP + HCA	Old Age Pension + Home Care Allowance					FS		Supplemental Nutrition Assistance Program			
AND, SSI, SSA	Aid to Needy Disabled, Social Security							(AKA Food Stamps)			
HCBS	Home Care Based Services					EF		Employment First			
MED	Medicaid					GA		General Assistance			



AGENDA ITEM - 6.b.

TITLE:

Lunch - 12:00 p.m. - 12:30 p.m.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 7.a.

TITLE:

Moment to Honor Lynn Black for her years of service.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			



AGENDA ITEM - 7.b.

TITLE:

Gunnison Sage Grouse Worksession - Update from County Departments

Presented by: Lynn Padgett, Ryan Righetti, Janet Kask, Amy Markwell, Kaye Simonson

Time needed: 45 mins

PREPARED BY:

Lynn Padgett, Ryan Righetti, Janet Kask, Amy Markwell, Kaye Simonson

RECOMMENDED ACTION/MOTION:

Review, discussion, and direction.

INTRODUCTION/BACKGROUND:

The Board of County Commissioners (BOCC) requested that staff prepare updates of county activities intended to be beneficial to Gunnison Sage-Grouse populations and critical habitat.

Materials compiled by each department are being placed in the County Wide (W:) drive in the directory GUNNISON_SAGE_GROUSE. Due to the very large file sizes and numbers of files compiled to provide a record and history of county actions, it is not possible to attach them to Novus Agenda.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			



AGENDA ITEM - 7.c.

TITLE:

Discussion of U.S. Fish and Wildlife Data Request staff submittal dated July 22, 2019

Presented by: Lynn Padgett, Ryan Righetti, Janet Kask, Amy Markwell, Kaye Simonson

Time needed: 10 mins

PREPARED BY:

Lynn Padgett, Ryan Righetti, Janet Kask, Lynn Black

RECOMMENDED ACTION/MOTION:

Discussion of the July 22, 2019 staff submittal to Allison Vendramel of the U.S. Fish and Wildlife Agency as part of a USFWS data request for their efforts to draft a Gunnison Sage-Grouse Recovery Plan and Implementation Plan.

INTRODUCTION/BACKGROUND:

Attached is a spreadsheet in Excel and pdf formats provided by staff at the direction of the County Administrator to USFWS. The Board of County Commissioners requested a presentation and discussion of this document.

Links to official Gunnison Sage-Grouse documents published by USFWS are available at:

<https://ecos.fws.gov/ecp0/profile/speciesProfile?sId=6040>

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			

ATTACHMENTS:

Description

Upload Date

Spreadsheet provided July 22, 2019 in pdf format
Spreadsheet provided July 22, 2019 in Excel format

9/11/2019
9/11/2019

RP Action #	Action as in Draft RP	Action Summary	Action components measured	Cost	unit	Time frame to implement	Whose estimate?	Sub-Action Annual Cost	Total ANNUAL Cost of Action	Likely duration of action
2e	Conserve existing habitats (Criteria 1 and 2) by: county LAND USE PLANS AND regulations to avoid, minimize, and mitigate disturbances to GUSG and their habitat. Areas of priority concern include occupied and suitable habitat and within 4 miles of currently active leks (where suitable/potential habitat exists). Following avoidance, minimization, and mitigation near active leks, inactive and historic leks can be prioritized if potential for habitat improvement exists. Disturbances include: oil and gas development (AND TRAFFIC/NOISE) in Dry Creek Basin San Miguel Basin population, PREDATORS, RECREATIONAL OHV, LOCATABLE AND URANIUM MINERAL EXPLORATION AND MINING (25% OF THE BLM SURFACE CAN BE DISTURBED W/O A PLAN OF OPERATIONS), ADDITIONAL OVERHEAD ROW, PJ ENCROACHMENT, livestock grazing, and road developments. URBANIZATION IS FREQUENTLY CITED AS A THREAT, BUT ACTUAL POPULATION GROWTH BY CENSUS TRACT AND LOOKING AT ACTUAL BUILDING PERMITS PULLED IN LAST 20 YEARS SHOULD BE ANALYZED.	COUNTY land use planning AND ROAD/TRAVEL REGULATIONS (Dry Creek Basin - San Miguel Basin)			229.7017115		SMC (20% PLANNING DEPT. + 10% POS DEPT. + 20% RSUPER + 5% ATTORNEY + 5% ADMIN + BOCC)	\$124,503.00		5 YEARS?
2f	Conserve existing habitats (Criteria 1 and 2) by: county LAND USE PLANS AND regulations to avoid, minimize, and mitigate disturbances to GUSG and their habitat. Areas of priority concern include occupied and suitable habitat and within 4 miles of currently active leks (where suitable/potential habitat exists). Following avoidance, minimization, and mitigation near active leks, inactive and historic leks can be prioritized if potential for habitat improvement exists. Disturbances include: oil and gas development (AND TRAFFIC/NOISE) in MESAS AND MEADOWS SUBPOPULATION San Miguel Basin population, PREDATORS, RECREATIONAL OHV, LOCATABLE AND COAL MINERAL EXPLORATION AND MINING (25% OF THE BLM SURFACE CAN BE DISTURBED W/O A PLAN OF OPERATIONS), WEST-WIDE ENERGY CORRIDOR, PJ ENCROACHMENT, ADDITIONAL OVERHEAD ROWS, MAINTENANCE OF EXISTING ROWS, livestock grazing, and road developments. URBANIZATION IS FREQUENTLY CITED AS A THREAT, BUT ACTUAL POPULATION GROWTH BY CENSUS TRACT AND LOOKING AT ACTUAL BUILDING PERMITS PULLED IN LAST 20 YEARS SHOULD BE ANALYZED.	COUNTY land use planning AND ROAD/TRAVEL REGULATIONS (Mesas and Meadows - San Miguel Basin)			18576727		SMC (10% PLANNING DEPT. + 20% POS DEPT. + 10% RSUPER + 5% ATTORNEY + 5% ADMIN + BOCC)	\$104,503.00		5 YEARS?
2g	REVIEW FEDERAL PUBLIC LANDS PLANS AND ACTIONS FOR GUSG IMPACTS; COMMENT; PROTEST; COOPERATE; COLLABORATE; COORDINATE; CONSULT (60% FEDERAL LAND; 71% FEDERAL MINERAL ESTATE) WITH GMUG; BLM TRFO; BLM UFO; CPW; USFWS & GUSG WORKING GROUP.	COUNTY - FEDERAL LANDS PLANNING AND ACTION COORDINATION AND REVIEW			1376.35971		SMC (50% GANR DEPT FOR GUSG ISSUES)	\$89,198.00	\$89,198.00	25 YEARS?
4b	Improve habitat quality and quantity (Criteria 1 and 2) by: Treating and removing phase I and II pinyon-juniper encroachment levels. Areas with a high quality understory and adjacent to existing, occupied habitat should be prioritized, especially in the Crawford, Dove Creek, San Miguel Basin, CSCSM, and Pinyon Mesa populations.	Lop and scatter/maintain PJ treatment areas					SMC - no idea how many acres of PJ encroachment will be treated collaboratively by CPW/Stakeholder Working Group/etc. However, SMC contributes about \$15K/year to the stakeholder group for their facilitation and grant match needs.	\$15,000.00	\$15,000.00	20 YEARS?
4f	Improve habitat quality and quantity (Criteria 1 and 2) by: Collaborating with county weed control programs to target treatments in GUSG habitat.		Cost of increasing treatments				SMC-ONLY ESTIMATE:		\$75,000.00	20 YEARS?
4g	UNDERGROUND UTILITY ROWS IN HABITAT AND 4-MILE ACTIVE LEK BUFFERS IN MESAS AND MEADOWS SUBPOPULATION - SAN MIGUEL BASIN	UNDERGROUND ROWS	ESTIMATE \$1M PER MILE OF EXISTING OVERHEAD UTILITIES?				THIS ESTIMATE SHOULD COME FROM UTILITY COMPANIES	SMC doesn't have good GIS for this calculation at this time. It should probably come from utilities. Tri-State has 4 miles of overhead line in Dry Creek Basin near Hwy 145 that intersects habitat and a 4-mile lek buffer.	TOTAL GUESS: \$1 million/mile and 15-25 years for NEPA per target.	15-25 YEARS
5d	County seasonal road closures of up to 154 miles of county roads (roads within 4 miles of active lek) (in Mesas and Meadows subpopulation) of San Miguel Basin	SMC COUNTY seasonal timing restrictions	County staff time to open/close, gates, locks + time to enact an ordinance				SMC-ONLY ESTIMATE:	Estimated cost to seasonally close up to 154 miles of county roads would include examination of alternate routes for residents and public lands; NEPA; gates and locks with keys and key agreements. Would need to conduct traffic counts to prioritize and understand impact to travelling public. \$1 million.	\$250,000.00	4 years?

[illegible]

In the right-most column, please provide any recommendations to improve draft recovery actions (third column) for clarity, specificity, or if a broad-level action is missing. "Actions" are broad measures that clearly describe what needs to be done to accomplish the goal of long-term viability. Please provide any time/cost estimates for projects you have been directly involved with or have a deep understanding of. Additionally, please provide activities you imagine necessary in populations you help manage or conserve. "Activities" are the detailed, on-the-ground tactical steps needed to implement the higher-level recovery actions, these activities will be used to develop the Recovery Implementation Strategy (RIS).

Action #	Action Summary	Action as in Draft RP	Assumptions	Measureable Components	Description of annual time and cost, duration
1	Translocations	<p>Translocate GUSG from the Gunnison Basin populaiton into the Pinyon Mesa, San Miguel Basin, Crawford, and Monticello populations (Criteria 1). Translocations will be prioritized into populations with sufficient existing habitat to support more birds and regulatory mechanisms that ensure threats to birds and habitat are ameliorated. High priority translocations will also be in emergency situations to prevent extirpation while waiting for habitat quantity and quality improvements.</p> <p>a) Pinyon Mesa and San Miguel Basin have existing habitat that could support more than the current number of birds, therefore translocations should begin there and be concurrent with habitat improvement actions.</p> <p>b) Translocations to Monticello and Crawford may be used to prevent extirpation because current HMCs are very low. However, prior to a greater population augmentation effort, significant habitat improvements need to be completed to provide sufficient suitable habitat to reach target HMCs.</p>	<p>>Translocations occur twice/year, in Spring and Fall.</p> <p>>Maximum number of birds translocated at one effort is 30 (therefore 60/year)</p>	<p>1. Field crews including: trappers, drivers, monitoring</p> <p>2. GPS/telemetry transmitters (per bird)</p>	<p>Lynn Padgett – San Miguel County: San Miguel Basin should be thoughtfully considered as two subparts: lower elevation west end and moderate elevations mesas and meadows west of Telluride. ranslocations should only occur where birds are translocated to quality habitat. Translocations should wait until low or poor quality habitat (drought-stressed, predator-rich) is improved. The habitat in Dry Creek Basin and Egnar is drought-stressed and DCB has an abundance of predators. The last counted male disappeared during the 2019 lek count and a raptor was observed overhead near the time of disappearance. CPW has invested compensatory mitigation funds from the Tri-State project to purchase and protect 505 private acres in the Miramonte Meadows area, where higher quality habitat and active leks exist.</p>
2a	Conserve existing habitats	Ensuring regulatory compliance for potential wind energy developments in the Monticello population through outreach and ensuring all partners are aware of recovery goals and regulations.	> Increased wind energy development near Monticello would likely cause take, regulatory compliance therefore, could be in the form of a Habitat Conservation Plan (HCP) and incidental take permit.	<p>1. Analysis of take associated with project.</p> <p>2. Development and implementation of avoidance, minimization, and mitigation measures (could include re-siting project, protecting and improving other lands/habitat)</p>	
2b	Conserve existing habitats	Improving public awareness, incentives, and resources for conservation easements and fee-title acquisitions on private lands in all satellite populations and near leks in the Gunnison Basin.	> One way to estimate time/cost could be to look at all parcels near known leks that are not yet in a CE and estimate cost of purchasing? cost of implementing CE?	<p>1. Analysis of parcels with important GUSG habitat</p> <p>2. Cost of Conservation Easement or Fee-title Acquisition</p> <p>3. Annual monitoring</p>	

2c	Conserve existing habitats	Improving federal resource management plans and county regulations to avoid, minimize, and mitigate disturbances to GUSG and their habitat. Areas of priority concern include occupied and suitable habitat and within 4 miles of currently active leks (where suitable/potential habitat exists). Following avoidance, minimization, and mitigation near active leks, inactive and historic leks can be prioritized if potential for habitat improvement exists. Disturbances include: oil and gas development in Dove Creek and San Miguel Basin populations, livestock grazing, and road developments.	> Normal cost associated with land use management plan update/amendment?	1. Analysis of areas/habitat that could be improved with changed management. 2. Implementation.	
3	Habitat quantification tools	Identify and develop tools to improve habitat data collection, quantify existing seasonal habitat availability, and monitor changes over time in all populations (Criteria 2).	> Cost of creating and implementing tool similar to Gunnison County's habitat prioritization tool > Use and maintenance of USGS/USFWS Conservation Efforts Database	1. Initial research/ mapping of priority GUSG habitat. 2. Annual GIS maintenance costs. 3. Initial database set up (CED) 4. Annual QA/QC and reporting	
4a	Improve habitat quality and quantity	Restoring and developing mesic and summer habitats in the Gunnison Basin, Pinyon Mesa, San Miguel Basin, Crawford, Monticello, Dove Creek, and CSCSM populations.	> 30-50 structures per year for 1-15+ years. > Annual maintenance for 2-3 years following for each structure > Staff time for up to 4 full days in planning for	1. Analysis of sites including site visits, regulatory compliance 2. Materials/logistics (rock, machinery, tools) 3. People/volunteers to build structures	
4b	Improve habitat quality and quantity	Treating and removing phase I and II pinyon-juniper encroachment levels. Areas with a high quality understory and adjacent to existing, occupied habitat should be prioritized, especially in the Crawford, Dove Creek, San Miguel Basin, CSCSM, and Pinyon Mesa populations.		1. Site selection, analysis, and regulatory compliance 2. Implementation (hydroax, lop and scatter, mastication)	

4c	Improve habitat quality and quantity	Modifications to the CRP program in Monticello and Dove Creek populations to maximize conservation for GUSG by working with NRCS to increase CRP acreage caps in San Juan and Dolores Counties, working with NRCS to prioritize criteria for arnking enrollment to include GUSG, working with NRCS to lengthen the terms of CRP contracts to at least 10 years, and encouraging range maintenance practices that are more conducive to GUSG habitat needs.	>Continuation and expansion of CRP or other NRCS programs in Dolores County, CO and San Juan County, UT	1. Development of new standards for GUSG habitat protection 2. Cost of landowner payouts 3. Monitoring	
4d	Improve habitat quality and quantity	Targeting habitat improvement projects that improve the understory in all populations.	> Projects include reseeding, which would mostly only occur with some level of brush removal (to open overstory)	1. Site selection, analysis, and regulatory compliance 2. Implementation (brush removal, seeding) 3. Monitoring	
4e	Improve habitat quality and quantity	Collaborating with Federal land managers and landowners to modify management of cattle grazing in the CSCSM population, and sheep grazing in the Crawford population to improve sagebrush cover and understory.		1. Analyze alternatives to improve habitat conditions with grazing 2. Implement 3. Monitoring	
4f	Improve habitat quality and quantity	Collaborating with county weed control programs to target treatments in GUSG habitat.		1. Site selection, analysis, and regulatory compliance 2. Implementation (spraying, targeted grazing, bio-control) 3. Monitoring	

4g	Improve habitat quality and quantity	Assessing new and existing utilities (oil and gas, transmission line, renewable energy, etc.) for areas that may cause greatest effects to GUSG. Actions to avoid or minimize effects from utilities include rerouting new utilities to avoid GUSG habitat, burying new or existing lines where feasible, or retrofitting utilities with perch deterrents. This is of greatest concern in the Monticello, San Miguel Basin, CSCSM, and Gunnison Basin populations.		1. Assessment of existing or potential utilities affecting GUSG habitat and alternatives to avoid and minimize 2. Possibly rerouting or burying where applicable and if likely beneficial to GUSG	
5	Roads	Continue to implement road closures, road decommissioning, seasonal timing restrictions, and siting of roads to eliminate or minimize disturbances to GUSG and their habitat in all populations (Criteria 1 and 2). Road closures and decommissioning should be focused on federal system lands where roads are no longer used or are duplicative. Seasonal timing restrictions for non-residential traffic and siting of roads should be maintaing on federal lands, as well as county road systems, as appropriate.		1. Site selection, analysis, and regulatory compliance 2. Implementation (closing roads, restricting access, planting, seasonal restrictions) 3. Monitor and annual maintenance	
6	Predation	Assess areas of occupied habitat for high pressures from predators, then develop and implement strategic and collaborative predator management. Techniques include and are not limited to minimizing subsidies (roadkill, livestock mortalities, dumps, etc.), minimizing predator habitat, and/or predator control.	> This may not happen in all populations, or in all populations at the same time. What is cost in one population?	1. Assess areas of high predation pressure 2. Implement collaborative approach to predator management 3. Monitoring	

Action Number	Action	Sub-Action	Costs (\$1,000s) and time frames (years)						Total
			1-5	6-10	11-15	16-20	20-30	30-50	
1	population augmentation		660	660	660	660	1320	2640	6600
2	Conserve existing habitat	wind energy development in Monticello							0
		conservation easements and fee-title acquisitions							0
		land use planning	750	750	750	750	1500	3000	7500
3	improve habitat data collection tools		120	100	100	100	200	400	1020
4	Improve habitat quality and quantity	restore and develop mesic habitats	271	271		271	336	336	1485
		Pinyon-juniper removal	278	278		278	475	475	1784
		Increase/maintain CRP	12,500	12,500		12,500	25,000	25,000	87500
		Improve understory	175	175	175	175	350	350	1400
		Improve livestock grazing practices			660				660
		Increase weed treatments							0
		Avoid and minimize effects from transmission lines							0
5	Reduce effects from roads								0
6	Predator management		567	567	567	567	1,134	1,134	4536



AGENDA ITEM - 7.d.

TITLE:

Request for BOCC to provide comments to PUC.

Presented by: Lynn Padgett, Government Affairs/Natural Resource Director

Time needed: 10 mins

PREPARED BY:

Lynn Padgett

RECOMMENDED ACTION/MOTION:

Staff direction.

INTRODUCTION/BACKGROUND:

GANR and Commissioner Holstrom received a citizen request to consider sending comments to the PUC for their rulemaking process to ask that Tri-State submit and follow an Energy Resource Plan that accounts for all of the costs of the energy resources Tri-State plans to use. Please see attachments.

GANR is requesting direction from the Board of County Commissioners to determine if comments are desired, and if so, general content direction so the BOCC could take action on a comment document at the October 3, 2019 Regular Meeting. Information provided by Joan May is attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			

ATTACHMENTS:

Description

Instructions for Filing

Upload Date

9/16/2019

Proposed of Rulemaking
Comments Request

9/16/2019
9/16/2019

Public Comment Guidance for Tri-State Rulemaking 19R-0408E

TIPS: Please be sure to include the following items when submitting your public comment to the Public Utilities Commission (PUC):

- The rulemaking docket number: 19R-0408E
- If you know it: The name of the electric coop you belong to, e.g., United Power

ASKS: As part of the ongoing rulemaking (which takes place now through October 15th), energy consumers are asking the PUC to:

1. Require that Tri-State evaluate the cost of existing resources during its ERP to ensure that Tri-State is appropriately calculating the risks and costs of its expensive coal fleet.
2. Require that Tri-State utilize the Social Cost of Carbon in its ERP to account for the health and environmental impacts of carbon emissions from its power plants that cause climate change and negatively impact Colorado communities
3. Require that Tri-State consult with impacted workers to submit a workforce transition plan when proposing the retirement of an electric generating facility.

TALKING POINTS:

1) Clean energy is more affordable than coal. That's why we need the PUC to require an evaluation of existing resources in Tri-State's planning.

In order to fulfill its obligation to ensure that rates are just and reasonable, the PUC must evaluate the economics of, and the need for, a utility's existing electricity resources, such as an existing coal plant. As the energy market continues to shift towards more affordable renewable energy generation, it is essential to ensure that Colorado ratepayers who depend on affordable, reliable electricity are getting the best deal. Technological advancements in solar and wind are reinventing power and energy, where traditional resources such as coal are no longer the safest, healthiest or cheapest options.

- In 2019, a report by Strategen found that Tri-State's [Craig 3 and Craig 2 are the #1 and #3 most expensive coal units](#) in the state of Colorado.
- In 2018, a report by Rocky Mountain Institute found that Tri-State could [save its co-op members \\$600 million](#) by shifting from coal to low-cost renewable energy.
- In 2018, Vibrant Clean Energy found that retiring all of the remaining coal units in Colorado by 2025 would [reduce system-wide costs by approximately \\$2.5 billion through 2040](#).

2) Climate action is needed to protect rural communities. That's why we need Tri-State to utilize the Social Cost of Carbon in its planning.

The Social Cost of Carbon provides a monetary estimate of damages wrought by the greenhouse gases that cause climate change. Colorado businesses, families, and communities are already bearing the costs of climate change, through increased wildfires, hail storms, droughts, and other damages. A few examples of the costs that the state of Colorado and regular Coloradans are paying due to damage from climate change include:

- In 2018, [wildfire suppression cost \\$130 million in Colorado](#), which excludes the [12,000 homes that were damaged, the 600,000 displaced people](#), and other expenses associated with the climate-induced disasters.
- The [hailstorm that hammered West metro Denver](#) on May 8, 2017 cost \$1.4 billion in damages, making it Colorado's costliest natural disaster. We can't afford more hailstorms like this to be exacerbated by climate change.
- [Boulder County estimates that by 2050, mitigating potential effects of climate change would conservatively cost anywhere from \\$96 to \\$157 million](#), which includes infrastructure, human, and natural sectors.

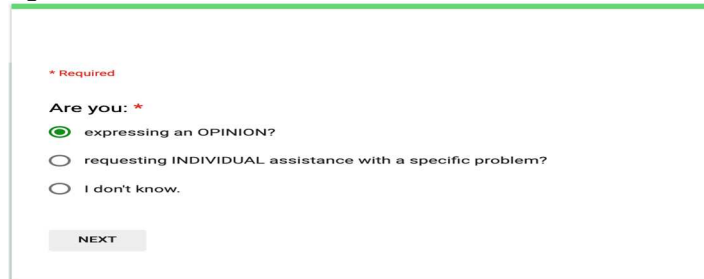
3) Colorado needs a just transition for impacted workers and communities, That's why we need the PUC to require Tri-State to submit workforce transition plans.

As we move towards a clean energy economy, it is essential that we honor the hard work of generations of Coloradans working in the electric sector by ensuring a just transition away from fossil fuels for workers and communities. In May 2019, Governor Polis signed Senate Bill 236, which includes language that requires utilities to submit a workforce transition plan along with any filing that includes a proposal to retire an electric generating unit, like a coal or gas plant. Tri-State should have to submit a workforce transition plan when it chooses to retire coal units.

Want to Write a Public Comment? Here's How:

1. Visit the PUC's Google Form for Filing a Comment: <https://bit.ly/2P51aby>

2. Select: "expressing an OPINION"



* Required

Are you: *

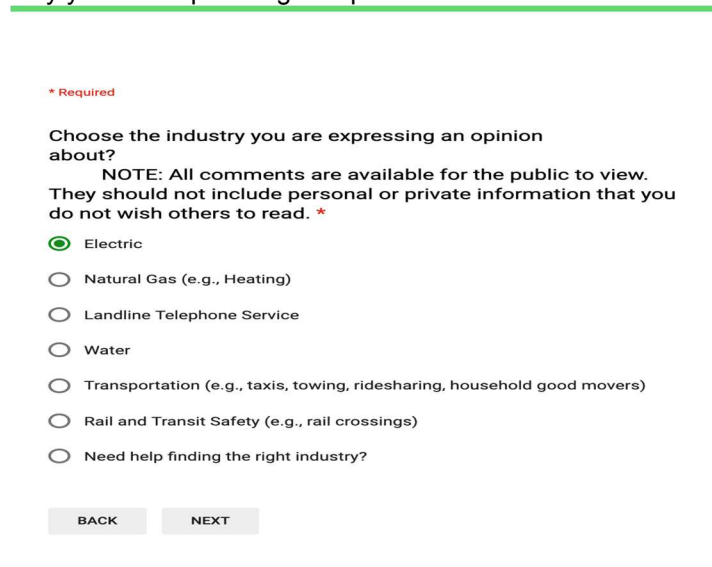
☒ expressing an OPINION?

☐ requesting INDIVIDUAL assistance with a specific problem?

☐ I don't know.

NEXT

3. Choose the industry you are expressing an opinion about: Select "Electric"



* Required

Choose the industry you are expressing an opinion about?

NOTE: All comments are available for the public to view. They should not include personal or private information that you do not wish others to read. *

☒ Electric

☐ Natural Gas (e.g., Heating)

☐ Landline Telephone Service

☐ Water

☐ Transportation (e.g., taxis, towing, ridesharing, household good movers)

☐ Rail and Transit Safety (e.g., rail crossings)

☐ Need help finding the right industry?

BACK NEXT

4. Follow the directions on the next page that say, "Please continue by clicking on the following link:

www.dora.state.co.us/pls/efi/EFI_COMMENT_GUI.Electric

Please continue by clicking on the following link:
https://www.dora.state.co.us/pls/efi/EFL_COMMENT_GUI.Electric

BACK NEXT



5. Select: "Rulemaking and Investigations Initiated by Colorado Public Utilities Commission":

Companies in current Electric Cases
 Select the company from the list below regarding your comment

<input type="radio"/> Black Hills Colorado Electric, LLC
<input type="radio"/> Delta-Montrose Electric Association
<input type="radio"/> Public Service Company of Colorado (or Xcel Energy)
<input checked="" type="radio"/> Rulemaking and Investigations Initiated by Colorado Public Utilities Commission
<input type="radio"/> TRI-STATE GENERATION AND TRANSMISSION ASSOCIATION, INC.
<input type="radio"/> Other - Company Not Listed

6. Select "19R-0408E - Proposed Rules Implementing ERP for Wholesale Coops"

Cases For Rulemaking and Investigations Initiated by Colorado Public Utilities Commission
 Select the case from the list below regarding your comment

<input type="radio"/> 17M-0204E - Repository Proceeding to Receive Data and Information Related to the Residential Demand Time-Differentiate-Rate Pilot and the Residential Energy Time-of-Use Trial
<input type="radio"/> 19R-0096E - Rulemaking Proceeding Regarding Proposed Amendments to the Electric Rules relating to Electric Resource Planning, the Renewable Energy Standard, Net Metering, Community Solar Gardens, Qualifying Facilities, and Interconnection Procedures and Standards
<input checked="" type="radio"/> 19R-0408E - Proposed Rules Implementing ERP for Wholesale Coops
<input type="radio"/> Other - Case Not Listed

7. Enter personal information in required fields

8. Write comment in text box, and attach any relevant attachments

Click Submit

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19R-0408E

IN THE MATTER OF THE PROPOSED RULES IMPLEMENTING SENATE BILL 19-236
REGARDING INTEGRATED OR ELECTRIC RESOURCE PLANS FOR WHOLESALE
ELECTRIC COOPERATIVES.

NOTICE OF PROPOSED RULEMAKING

Mailed Date: July 31, 2019
Adopted Date: July 25, 2019

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I. BY THE COMMISSION**A. Statement**

1. The Colorado Public Utilities Commission issues this Notice of Proposed Rulemaking (NOPR) to amend the Commission's Rules Regulating Electric Utilities, 4 *Code of Colorado Regulations* (CCR) 723-3 (Electric Rules). The proposed amendments revise certain provisions in the rules governing Electric Resource Planning (ERP Rules) at 4 CCR 723-3-3600, *et seq.*, as they apply to wholesale electric cooperatives.

2. The purpose of this NOPR is to fulfill the requirement in Senate Bill (SB) 19-236, codified at § 40-2-134, C.R.S. (Section 134), that requires the Commission to adopt rules that address application filings from wholesale electric cooperatives for Commission approval of their integrated or electric resource plans (ERPs). It is the intention of the Commission to proceed deliberatively and swiftly to conduct this rule-making.

3. Interested persons will have opportunities to submit written comments on the proposed rules and to provide oral comments at the scheduled hearing. The Commission welcomes the submission of alternative proposed rules, including both consensus proposals joined by multiple stakeholders and individual proposals. Participants are encouraged to provide redlined rules if possible.

B. Overview

4. The proposed rules attached to this Decision reflect the Commission's decade-long examination of the resource planning of Tri-State Generation and Transmission Association, Inc. (Tri-State) and the culmination of those efforts upon the enactment of Section 134.¹ The proposed rules that will govern Tri-State build substantively on the

¹ Decision No. C09-0092, issued January 30, 2009, Proceeding No. 09I-041E.

stakeholder process already applicable to Tri-State by formalizing requirements for the presentation, disclosure, and transparency of information regarding Tri-State's resource planning.² The proposed rule also takes into account the differences between Tri-State and Colorado's investor-owned electric utilities as required by Section 134, including its multi-state operations, its cooperative ownership structure, and its immediate efforts to secure full rate regulation at the federal level.

5. The proposed ERP Rules include a Phase I process that provides interested stakeholders, such as Tri-State's member rural electric cooperatives and advocates for Colorado's energy policies, access to relevant information and opportunities to examine carefully the resource options available to Tri-State in a formal application process overseen by the Commission. The proposed filing requirements for Phase I also safeguard a role for competitive bidding which has served to bring cost-effective resources to Colorado through market forces, including renewable energy resources and, most recently, new energy storage technologies.³ The proposed rules for a Phase II process will result in the structured presentation of obtainable resource options, including their relative costs and their impacts on the environment and Colorado communities.

6. The full set proposed ERP Rules is intended to shine more light into Tri-State's existing generation resources and the underpinnings of its plans to transition to a cleaner energy portfolio. They are also expected to ensure accountability of Tri-State's staff, board, and

² Decision No. C10-0101, issued February 4, 2010, Proceeding No. 09I-041E.

³ Decision No. C18-0761, issued September 10, 2018, Proceeding No. 16A-0396E.

leadership in the areas of cost-effective resource acquisition and compliance with new Colorado laws mandating a significant reduction in carbon dioxide emissions.⁴

7. This rulemaking proceeding focuses exclusively on ERP Rules for wholesale electric cooperatives consistent with Tri-State's stated commitment to work with the Commission on resource planning and its request to engage with stakeholders as it moves from the previously applicable resource planning regulatory framework to the new rules to be promulgated in this Proceeding.

C. Background

1. SB 19-236

8. On May 30, 2019, Governor Jared Polis signed into law SB 19-236. Section 134 as enacted by that statute, directs the Commission to promulgate new rules that require wholesale electric cooperatives to submit an application for approval of an integrated or ERP. In developing such rules, the Commission must consider, among other factors determined by the Commission, whether wholesale electric cooperatives: serve a multistate operational jurisdiction; have a not-for-profit ownership structure; and have a resource plan that meets the energy policy goals of Colorado.

9. On July 3, 2019, a letter from members of the Colorado General Assembly addressed to Duane Highly, Chief Executive Officer of Tri-State, and Rick Gordon, Chairman of the Board of Tri-State, was submitted to the Commission for its files.⁵ The letter states that the General Assembly worked closely with Tri-State and other stakeholders on SB 19-236 and describes the legislation as "a collaborative process meant to ensure the Colorado Public Utilities

⁴ House Bill 19-1261 "Concerning the Reduction of Greenhouse Gas Pollution, and, in Connection Therewith, Establishing Statewide Greenhouse Gas Pollution Reduction Goals."

⁵ See Proceeding No. 19V-0311E.

Commission (PUC) oversight of key aspects of Tri-State’s resource planning.”⁶ The letter further states: “Tri-State did not inform us that during these discussions it was simultaneously planning to implement changes that would transition regulatory authority to [the Federal Energy Regulatory Commission (FERC)], thereby potentially undermining critical parts of the very resource planning oversight it was negotiating.”⁷

2. 19R-0096E: ERP/RES Rulemaking

10. On February 27, 2019, the Commission issued a Notice of Proposed Rulemaking through Decision No. C19-0197 in Proceeding No. 19R-0096E to amend the Electric Rules in six areas: (1) the ERP Rules; (2) the Renewable Energy Standard (RES) Rules at 4 CCR 723-3-3650, *et seq.*; (3) the Net Metering Rules presently in 4 CCR 723-3-3664; (4) the rules governing Community Solar Gardens presently in 4 CCR 723-3-3665; (5) the provisions for utility purchases from Qualifying Facilities presently at 4 CCR 723-3-3900, *et seq.*; and (6) the Interconnections Standards and Procedures presently in 4 CCR 723-3-3667. Hearings were conducted on April 29, 2019 through May 3, 2019, and post-hearing comments were submitted on May 31, 2019. A decision adopting revised Electric Rules is pending.

11. Although Decision No. C19-0197 included no proposed revisions to the language in Rule 3605 addressing “Cooperative Electric Generation and Transmission Association Reporting Requirements,” changes to other rules cross-referenced in Rule 3605 were proposed in legislative format, including Rules 3603, 3606, 3607, and 3610. Notably, with respect to Rule 3603, Decision No. C19-0197 addressed the potential need for the Commission to take into account statutory changes enacted by the 2019 General Assembly and signed into law.

⁶ Letter at p. 1.

⁷ *Id.*

12. In addition to the ERP Rules, the attachments to Decision No. C19-0197 included other provisions in the Commission's Electric Rules that apply to wholesale electric cooperatives, because the rulemaking in Proceeding No. 19R-0096 is not limited to changes in the Commission's ERP Rules. For example, the attachments include: Rule 3000(c) listing the provisions in the Electric Rules that are applicable to wholesale electric cooperatives as well as the provisions in RES Rules that apply to a "Qualifying wholesale utility" and to its member cooperatives that are "Qualifying retail utilities." Decision No. C19-0197 also described the "Stakeholder Outreach Proceeding" that preceded the issuance of the NOPR and lists Tri-State as one of the Colorado electric utilities that participated in that proceeding. Tri-State is a Colorado wholesale electric cooperative

13. Several comments filed in Proceeding No. 19R-0096E directly address the applicability of a Commission-driven ERP process for Tri-State. Certain commenters advocated for bringing Commission regulatory oversight to resource planning aspects of Tri-State to provide rural parts of Colorado an opportunity to more fully participate in clean energy economic benefits. Some commenters observed that Tri-State is not currently subject to the same regulations as other electric utilities in Colorado, while others requested that the Commission move Tri-State toward increasing its use of renewably-generated electricity and decreasing the cost of power in Colorado. The San Juan County Commissioners, for example, recommended that the Commission require Tri-State to follow the same ERP Rules as required by other electric utilities.

14. The hearings to take oral comment in Proceeding No. 19R-0096 coincided with the final days of the 2019 General Assembly when SB 19-236 was debated and passed. At the beginning of the first day of hearings on April 29, 2019, Chairman Ackermann noted that

legislative changes could affect comments or proposed rule changes and accordingly solicited additional written comments through the end of May 31, 2019.⁸ In addition, oral comments at the hearing directly addressed ERP Rules applicable to Tri-State. For instance, a member of the city council of Northglenn, Colorado spoke on behalf of the Colorado Communities for Climate Action, expressing support for expanding Commission oversight over Tri-State to achieve a less expensive and less carbon-intensive generation portfolio.⁹ A representative of Western Resource Advocates (WRA) later cited the public comment filed in the rulemaking proceeding from individuals requesting the Commission to require Tri-State to undergo a more thorough and robust resource planning process. She suggested that the Commission use the rulemaking, consistent with those public comments, to evaluate the ERP process that governs Tri-State.¹⁰

15. A representative for Tri-State was given an opportunity by Commissioner Koncilja and others at the April 29, 2019 hearing in Proceeding No. 19R-0096E to respond to the written and oral comments addressing ERP processes for Tri-State. He admitted that comments had been filed by members of the public calling for the Commission to apply the same rules to Tri-State that presently apply to Colorado's investor-owned utilities. He stated "if the Commission was inclined to head in that direction, at a minimum, that would require a rulemaking, and extending the [Commission's] resource planning jurisdiction to a generation and transmission cooperative" also would require a new rulemaking "because the present rules just don't fit."¹¹ He welcomed the opportunity to provide written comment on the need for resource planning rules for Tri-State, but warned that such written comments would indicate that Tri-State

⁸ Transcript April 29, 2019, pp. 5-7.

⁹ Transcript April 29, 2019, pp. 13-14.

¹⁰ Transcript April 29, 2019, p. 268 and pp. 270-271.

¹¹ Transcript April 29, 2019, pp. 275-276.

supports no change to the current procedures it is using for resource planning.¹² He summarizes those procedures as follows:

Under the present framework, the Commission...requires Tri-State, after filing, to make itself available to the Commission to come in and answer questions and provide information, whatever it is that the Commission chooses. The only thing that doesn't happen is a final Commission decision approving the resource plan, as the Commission does for Public Service and Black Hills. There's certainly nothing that precludes the Commission in asking Tri-State to come in, make the presentation, walk through it, answer questions, and, then, say, we disagree. We highly recommend you to go back and try again.¹³

16. Post-hearing written comments were filed in Proceeding No. 19R-0096E by the Colorado Energy Office (CEO), WRA, the Colorado Independent Energy Association (CIEA), and Interwest Energy Alliance (Interwest).

17. CEO suggested that Proceeding No. 19R-0096E provides the proper and appropriate venue to develop and promulgate ERP Rules for Tri-State. As a general response to the new statutes enacted by the 2019 General Assembly, CEO posited that the Commission could waive current ERP filing requirements for Tri-State and allow it to file its next ERP Plan after the Commission adopts new ERP Rules.

18. WRA asserted that SB 19-236 removed any ambiguity about the Commission's jurisdiction to regulate Tri-State's resource planning process. WRA argued that the ongoing rulemaking proceeding was ideal for addressing the new rules governing the ERP process for Tri-State, because the Commission will "undoubtedly touch on 'the energy policy goals of the state.'" ¹⁴

¹² Transcript April 29, 2019, p. 284.

¹³ Transcript April 29, 2019, p. 291.

¹⁴ WRA Final Comments, p. 9 in Proceeding No. 19R-0096E.

19. CIEA argued that the proposed rules in the current rulemaking proceeding adequately accommodate Tri-State “on a substantive basis” with some relatively modest clarifications and additions. CIEA suggested that the Commission should direct Tri-State to discontinue its current effort for the 2019 ERP and order Tri-State to bring a new ERP before the Commission immediately but no later than February 1, 2020.

20. Interwest argued that Tri-State should be required to act quickly to prepare a new compliant ERP pursuant to Commission rules and House Bill 19-1261 setting statewide emissions reduction goals. Echoing CIEA, Interwest argued that the new rules for Tri-State should require a plan filing no later than February 1, 2020 to help reduce costs for Tri-State’s members from the Production Tax Credits (PTCs) for wind projects and the Investment Tax Credits (ITCs) for solar projects.

21. Tri-State’s post hearing comments explained that it continues to support the current regulatory framework applicable to its ERP work. Recognizing the enactment of Section 134, however, Tri-State argued that the proper and most efficient means to develop and promulgate new ERP Rules applicable to Tri-State is in a new rulemaking proceeding. For its written comments, Tri-State incorporated the reasoning set forth in its petition filed in Proceeding No. 19V-0311E.

3. 19V-0311E: Tri-State Petition

22. In a letter addressed to Commission Director Doug Dean dated March 1, 2019, Tri-State announced the start of its stakeholder outreach in preparation of the filing of an ERP no later than October 31, 2019 (2019 ERP) in accordance with Rule 3605.

23. On May 31, 2019, Tri-State filed a Petition for Approval of a Variance to Extend the Filing of its Next Electric Resource Plan and Request for Pre-Rulemaking Proceeding (Petition) in Proceeding No. 19V-0311E.

24. Requests for intervention and substantive responses to the Petition were timely filed by Sierra Club, WRA, CEO, CIEA, and Interwest. Each objected to Tri-State's requests as set forth in its Petition, with the exception of the waiver from filing its next ERP on or before October 31, 2019.

a. Tri-State's Requests

25. Tri-State sought a variance from the timing requirements of Rules 3603 and 3605 and an extension of the deadline for filing its next resource plan from October 31, 2019 to December 31, 2020.

26. Tri-State argued that an extension from October 31, 2019 to December 31, 2020 will allow sufficient time for: (1) both it and the Commission to engage with stakeholders; (2) the Commission to conduct a rulemaking proceeding focused on resource planning rules applicable only to Tri-State; (3) Tri-State to obtain and consider stakeholder input in connection with development of its next resource plan; and (4) Tri-State to develop and file its resource plan pursuant to the new rules.

27. Tri-State further argued that it would be inequitable and would constitute a hardship to require Tri-State to develop and file by October 31, 2019, a new resource plan "consistent with any new rules promulgated pursuant to Section 134."¹⁵ Tri-State added that it also would be inequitable and would constitute a hardship to require Tri-State to complete the

¹⁵ Petition at p. 6.

preparation of its 2019 resource plan under the existing rules and then require it to prepare and file shortly thereafter a different resource plan under new rules.

28. In addition to the waiver from Rule 3605, Tri-State requested that the Commission open a miscellaneous proceeding for the purpose of soliciting input and information concerning resource planning rules for Tri-State consistent with Section 134. Tri-State warned against simply applying to Tri-State the existing ERP Rules or the new proposed ERP Rules currently under review in Proceeding No. 19R-0096E, and then requiring Tri-State to seek a waiver or variance of the rules it argues should not apply to Tri-State. Tri-State suggested that a more prudent approach would be for the Commission to identify those ERP Rules that make sense “in the context of a multi-state, not-for-profit, wholesale electric utility that does not have a certificated service territory.”¹⁶ Tri-State also states that its proposed approach is consistent with the statutory considerations required in § 40-2-134, C.R.S.

b. Responses to the Petition

29. Sierra Club argued that a pre-rulemaking proceeding, as requested by Tri-State, was unnecessary. Sierra Club alleged that Tri-State has long made the misleading claim that it is so different from other utilities that it should be regulated differently, if at all. Sierra Club noted that many other utilities operate an electric generation and transmission system spanning multiple states yet, without exception, these multi-state utilities comply with the same resource planning rules as other utilities. Sierra Club suggested that implementing the mandate in Section 134 to issue rules for Tri-State’s resource planning should be straightforward and that the burden should be on Tri-State to provide a compelling justification for not applying any of the existing or proposed ERP Rules to Tri-State.

¹⁶ *Id.* at p. 7.

30. WRA opposes a December 31, 2020 deadline for Tri-State's filing of its next ERP and suggested that, because Tri-State has a robust stakeholder framework in place as was being used for its 2019 ERP, and because Tri-State is already familiar with the Commission's current ERP process and rules, a more reasonable deadline for filing Tri-State's ERP under the new rules promulgated pursuant to Section 134 would be April 30, 2020. WRA further recommended the Commission deny Tri-State's request for a pre-rulemaking proceeding. WRA instead suggested that the Commission promulgate the new ERP Rules for Tri-State in the ongoing comprehensive rulemaking in Proceeding No. 19R-0096E rather than open a new pre-rulemaking proceeding.

31. CEO argued that the rulemaking in Proceeding No. 19R-0096E provided the proper venue to develop and promulgate ERP Rules for Tri-State. CEO stated that opening a new proceeding may result in duplicative filings and discussions and that a new proceeding solely to address ERP Rules for Tri-State "would create timing issues for the Commission's final decision on ERP rules," implying that the issues raised with respect to the investor-owned utilities would need to be decided concurrently as they relate to Tri-State.

32. CIEA wanted Tri-State to file an ERP in early 2020, arguing that the promulgation of new ERP rules for Tri-State pursuant to Section 134 could be done quickly without much complication. CIEA asserted that Tri-State is now required to bring forward ERP applications "in order to acquire new generation resources."¹⁷ Notwithstanding this change, CIEA surmises that "existing ERP rules are easily adaptable to Tri-State"¹⁸ and that except for a relatively minor issue regarding Tri-State's use of its members' load data to determine resource need, the existing ERP Rules are "well positioned" to apply to Tri-State. CIEA

¹⁷ CIEA Intervention in Proceeding No. 19V-0311E at p. 2.

¹⁸ *Id.* at p. 5

suggested that a February 1, 2020 filing date leaves “ample time to finalize the rules for Tri-State.”¹⁹ CIEA wanted Tri-State to benefit from federal ITCs for solar and PTCs for wind. CIEA argued that an extended delay in Tri-State’s next ERP filing “means that ratepayers may not get to enjoy the lower costs that stem from projects that can take advantage of those benefits.”²⁰

33. Like CIEA, Interwest advocated for an ERP filing from Tri-State in early 2020 and shared the view that adoption of ERP Rules for Tri-State pursuant to Section 134 could be done expeditiously. For example, Interwest concluded that most of the existing ERP Rules “will continue to apply to Tri-State”²¹ and that only a limited rulemaking is needed to “identify which of the existing resource planning rules do not apply to Tri-State in full”²² and “determine the filing deadline for the ERP.”²³ Interwest argued that a delay in Tri-State’s next ERP filing could:

result in a corresponding delay in emissions reductions to be brought by early analysis and actions based on the economics and environmental performance of Tri-State’s existing fleet, as well as new acquisitions which may help reduce greenhouse gas emissions and reach Colorado’s public policy goals, including the 100% clean goal by 2050 and 80% reduction in carbon emissions by 2030 from 2005 levels.²⁴

Interwest expected that required rulemaking could be completed within approximately six months and that Tri-State’s next ERP could be filed on February 1, 2020 but no later than April 1, 2020. According to Interwest, these filing deadlines would result in additional savings for Tri-State and its members, including the favorable impacts of the ITCs and PTCs.

¹⁹ *Id.* at p. 7.

²⁰ *Id.* at p. 8.

²¹ Interwest Response in Proceeding No. 19V-0311E at p. 2.

²² *Id.*

²³ *Id.*

²⁴ *Id.*

c. Ruling on Petition

34. By Decision No. C19-0629, issued July 24, 2019, the Commission found good cause to grant Tri-State's request to waive the requirement that it file its next ERP on or before October 31, 2019. The Commission recognized that Section 134 requires the promulgation of new rules for application filings from Tri-State for approval of its ERPs, which is a significant change from Tri-State's reporting requirements in the existing ERP Rules.

35. The Commission denied Tri-State's request to establish a new deadline of December 31, 2020 for its next ERP filing. Instead, the Commission determined that a filing deadline for Tri-State's first application filing for approval of its ERP will be established in the course of the promulgation of rules applicable to Tri-State's ERPs pursuant to Section 134.

36. The Commission also denied Tri-State's request that the Commission open a miscellaneous proceeding for the purpose of soliciting input and information concerning resource planning rules for Tri-State consistent with Section 134. The Commission agreed with Sierra Club, WRA, and CEO that it is unnecessary to engage in any further stakeholder outreach prior to initiating a rulemaking proceeding to promulgate the new ERP Rules applicable to Tri-State pursuant to Section 134. The Commission concluded that Tri-State's Petition, the responses submitted to the Petition, and the numerous comments filed in the ongoing rulemaking in Proceeding No. 19R-0096E suffice for pre-rulemaking outreach prior to the Commission's issuance of a NOPR pursuant to Section 134.

37. In addition, the Commission observed that Tri-State was moving quickly in its efforts both to develop its next ERP filing pursuant to the yet-to-be adopted ERP Rules for Tri-State and to secure full rate regulation from the FERC. The Commission thus directed Tri-State to file in Proceeding No. 19V-0311E: (1) a copy of any filing submitted to the FERC

related to Tri-State's Board of Directors' actions to place Tri-State under wholesale rate regulation by the FERC under the Federal Power Act, including any wholesale rate tariff filing; (2) a notice regarding the addition of new members to Tri-State that causes the elimination of Tri-State's previous exception from FERC rate regulations under the Federal Power Act; and (3) any additional information germane to Tri-State's compliance with resource planning, renewable energy, and environmental provisions under Colorado law. The filings were intended to ensure that the Commission receive notice from Tri-State regarding its efforts to secure FERC rate regulations during the pendency of this NOPR to promulgate the ERP Rules for Tri-State pursuant to Section 134.

38. During the Commission's weekly meeting on July 17, 2019, when Decision No. C19-0629 was discussed and adopted, Tri-State issued a press release announcing that it is pursuing an "aggressive Responsible Energy Plan to transition to a cleaner energy portfolio, while ensuring reliability, increasing member flexibility and with a goal to lower wholesale rates."²⁵ The press release explains how the plan will set goals and pathways to comply with aggressive carbon reduction, renewable energy, and resource planning requirements. The press release further states: "A key part of Tri-State's approach is an engagement with former Colorado Governor Bill Ritter and the Center for the New Energy Economy (CNEE) at Colorado State University to facilitate a collaborative stakeholder process for Tri-State that will contribute to and help define the Responsible Energy Plan."²⁶ A copy of the press release was added to the administrative record for this Proceeding.

²⁵ Press Release in Proceeding No. 19V-0311E at p. 1

²⁶ *Id.* at p. 2.

D. Discussion**1. Questions and Legal Briefing**

39. Section 134 requires the Commission to consider, among other factors, whether Tri-State: serves a multistate operational jurisdiction; has a not-for-profit ownership structure; and has a resource plan that meets the energy policy goals of the state.

40. To that end, we solicit responses from Tri-State and other interested persons to the following series of questions. If Tri-State takes the position that it is not subject to some or all of the obligations listed below, Tri-State should provide a complete legal analysis of why they are not subject to these statutory requirements. As required, we encourage all the participants to provide legal briefing.

- How do Tri-State's multistate operations affect its members in Colorado? How will that factor be reflected in an ERP for Tri-State?
- How will Tri-State's cooperative ownership structure be reflected in an ERP for Tri-State?
- In addition to Tri-State's multistate operations and its cooperative ownership, what additional factors should the Commission consider in evaluating an ERP for Tri-State?
- How does Tri-State currently allocate revenues and costs, both direct and indirect to its members, including any protocols, formulas, and or cost allocation manuals?
- Has that methodology changed in the last five years?
- Will that methodology change as the result of FERC regulation?
- How does Tri-State currently allocate among its members the generation of its renewable generation, coal generation, and other resources? Does any of that allocation process adhere to state boundaries?
- Will that methodology change as the result of FERC regulation?
- What are the specific Colorado energy policy goals applicable to Tri-State? Where are these goals set forth in the statute? How will Tri-State demonstrate that it is meeting those energy policy goals in its ERP filings?

- Is Tri-State Generation and Transmission Association, Inc. a not-for-profit organization? If so, in what respects and how is the not-for-profit status distinct from its co-operative ownership structure?
- How does Tri-State meet its financial requirements? How will that factor be reflected in an ERP for Tri-State?
- How will the implementation of House Bill 19-1261 “Concerning the Reduction of Greenhouse Gas Pollution, and, in Connection Therewith, Establishing Statewide Greenhouse Gas Pollution Reduction Goals” affect the development of future ERP application filings by Tri-State pursuant to Section 134?
- How will the implementation of SB 19-236 affect the development of Tri-State’s ERP with respect to the “best value regarding employment of Colorado labor... and positive impacts on the long-term viability of Colorado communities” pursuant to § 40-2-129, C.R.S.?
- How will Tri-State’s potential participation in an Energy Imbalance Market, Regional Transmission Organization, Power Pool, or Joint Tariff pursuant to § 40-2.3-102, C.R.S., affect Tri-State’s future ERP application filings?
- How will the ERP Rules promulgated in this Proceeding affect Tri-State’s operations and future generation portfolio?
- Does the Commission have the authority to require Tri-State to conduct competitive bidding in its resource acquisition?
- How will Tri-State demonstrate compliance with a Phase I decision as defined in subparagraph 3605(g)(III)? How will a Phase I decision be enforced by the Commission?
- How will Tri-State demonstrate compliance with a Phase II decision as defined in subparagraph 3605(h)(II)? How will a Phase II decision be enforced by the Commission?
- Will a Commission decision denying or altering Tri-State’s ERP be binding on Tri-State and its Board?
- What are the regulatory consequences for Tri-State if it implements a resource acquisition outside of an approved ERP? Similarly, what are the regulatory consequences for Tri-State if it fails to implement a resource acquisition pursuant to an approved ERP?
- Is it necessary for the Commission to promulgate additional rules applicable to Tri-State beyond the ERP Rules in order to address fully the connection between Tri-State’s rates and charges and its resource planning?
- Is it necessary and or advisable for the General Assembly to enact additional legislative changes with respect to Tri-State in order to implement the statutory

policies of the State of Colorado as they relate to reduced emissions and increased generation through renewable resources?

2. Proposed Rule Changes

41. The Commission proposes modifying the Electric Rules as outlined in Attachments A (in legislative format) and B (without redlining).

42. In light of the ongoing rulemaking in Proceeding No. 19R-0096E, the proposed rules implementing SB 19-236 with respect to wholesale electric cooperatives such as Tri-State are developed primarily within Existing Rule 3605 contained within the Commission's ERP Rules, 4 CCR 723-3-3600, *et seq.* Certain provisions in the ERP Rules will also apply to Tri-State as contained in: Existing/Proposed Rule 3601. Overview and Purpose; Existing/Proposed Rule 3602. Definitions; Proposed Rule 3612/Existing Rule 3614. Confidential Information Regarding Electric Generation Facilities; Proposed Rule 3613. Best Value Employment Metrics; Existing Rule 3618/Proposed Rule 3616. Annual Reports; and Existing Rule 3619/Proposed Rule 3617. Amendment of an Approved Electric Resource Plan. In addition, Existing Rule 3000. Scope and Applicability; Existing Rule 3001. Definitions; and Existing Rule 3002. Applications will also apply to Tri-State. With the exception of Existing/Proposed Rule 3605, all of these rules are subject to review and revisions in certain generally applicable rules in the Rules Regulating Electric Utilities under review in the ongoing rulemaking in Proceeding No. 19R-0096E.

43. The proposed rules for a wholesale electric cooperative such as Tri-State mirror the two-phase ERP process currently in place for Colorado's investor-owned utilities. Accordingly, Proposed Rule 3605 includes the following paragraphs:

- 3605(a). Resource plan filing requirements;
- 3605(b). Electric energy and demand forecasts;

- 3605(c). Assessment of existing resources;
- 3605(d). Transmission resources;
- 3605(e). Planning reserve margins and contingency plans;
- 3605(f). Assessment of need for additional resources;
- 3605(g). Phase I; and
- 3605(h). Phase II.

The provisions included in these paragraphs reflect an initial proposal for the existing and proposed ERP Rules for Colorado's investor-owned electric utilities applicable to a wholesale electric cooperative that serves a multistate operational jurisdiction and has a cooperative ownership structure.

44. Because Proposed Rule 3605 includes the paragraphs listed above, the following ERP Rules being reviewed in Proceeding No. 19R-0096E are not intended to apply to a wholesale electric cooperative such as Tri-State: Existing/Proposed Rule 3603. Electric Resource Plan Filing Requirements; Existing/Proposed Rule 3604. Contents of the Electric Resource Plan; Existing/Proposed Rule 3606. Electric Energy and Demand Forecasts; Existing/Proposed Rule 3607. Assessment of Existing Resources; Existing/Proposed Rule 3608 Transmission Resources; Existing/Proposed Rule 3609 Planning Reserve Margins and Contingency Plans; Existing/Proposed Rule 3610. Assessment of Need for Resources: Proposed Existing Rule 3615/Proposed Rule 3611. Exemptions and Exclusions; Proposed Rule 3614. Phase I; and Proposed Rule 3615. Phase II.

45. Finally, SB 19-236 requires the Commission to consider the cost of carbon dioxide emissions, calculated in accordance with the most recent assessment of the social cost of carbon dioxide developed by the federal government, in various proceedings including application proceedings for the approval of an ERP. Because other types of electric utility proceedings are also required by SB 19-236 to also use a specific cost of carbon dioxide

emissions, new provisions to the Commission's Electric Rules are required to implement the newly enacted § 40-3.2-106, C.R.S. The proposed revisions to Rule 3605 are based on the assumption that such new provisions in the Commission's Electric Rules will be adopted in Proceeding No. 19R-0096E (*e.g.*, Proposed Rule 3605(a)(III)(H) depends on the Commission's calculation of the cost of carbon based on the most recent assessment of the social cost of carbon developed by the federal government).

E. Conclusion

46. The statutory authority for the rules proposed here is found at §§ 24-4-101 *et seq.*, 40-2-108, 40-2-123, 40-2-124, 40-2-127, 40-2-134, and 40-2-129, C.R.S.

47. Prior to our issuance of this NOPR, consistent with § 24-4-103(2), C.R.S., representative groups of participants with an interest in the subject matter of this rulemaking submitted views and participated in related proceedings. These participants are included on the list of persons who receive notification of the NOPR.²⁷

48. The proposed rules in legislative (*i.e.*, strikeout/underline) format (Attachment A) and final format (Attachment B) are available through the Commission's Electronic Filings (E-Filings) System at:

https://www.dora.state.co.us/pls/efi/EFI.Show_Docket?p_session_id=&p_docket_id=19R-0408E

49. The Commission will conduct a hearing *en banc* on the proposed rules and related issues on October 15, 2019.

50. The Commission encourages interested persons to submit written comments before the hearing scheduled in this matter. In the event interested persons wish to

²⁷ Service of this NOPR will be provided to parties in Proceeding No. 19V-0311E and to the interested persons submitting comments in the related rulemaking in Proceeding No. 19R-0096E.

file comments before the hearing, the Commission requests that comments be filed no later than September 11, 2019, that any pre-filed comments responsive to the initial comments be submitted no later than September 25, 2019, and that any changes are proposed in legislative redline format. The Commission prefers that comments be filed using its E-Filings System at <https://www.dora.state.co.us/pls/efi/EFI.homepage> in this proceeding. The Commission will consider all submissions, whether oral or written.

51. Interested persons may provide oral comments at the public hearing unless the Commission deems oral presentations unnecessary.

II. ORDER

A. The Commission Orders That:

1. This Notice of Proposed Rulemaking including Attachments A and B shall be filed with the Colorado Secretary of State for publication in the August 10, 2019, edition of *The Colorado Register*.

2. A hearing on the proposed rules and related matters shall be held as follows:

DATE: October 15, 2019

TIME: 9:00 a.m. until not later than 5:00 p.m.

PLACE: Commission Hearing Room
1560 Broadway, Suite 250
Denver, Colorado

3. At the time set for hearing in this matter, interested persons may submit written comments and may present these orally unless the Commission deems oral presentation unnecessary. The Commission prefers and encourages interested persons to pre-file comments in this proceeding (19R-0408E) through its E-Filings System at:

<https://www.dora.state.co.us/pls/efi/EFI.homepage>.

4. The Commission requests that initial pre-filed comments be submitted no later than September 11, 2019, and that any pre-filed comments responsive to the initial comments be submitted no later than September 25, 2019. The Commission will consider all submissions, whether oral or written.

5. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
July 25, 2019.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

FRANCES A. KONCILJA

JOHN GAVAN

Commissioners

PUC/Rulemaking comments



Joan May <joan@joanmay.org>

9/9/2019 11:39 AM



To: Lynn Padgett; Kris Holstrom

[Save all attachments](#)



Instructions for Filing PUC...
1.17 MB



Notice of Proposed...
324.66 KB

Hi Lynn and Kris,

I've spoken briefly with both of you on this.

I'm working with the Sierra Club's *Beyond Coal* campaign to encourage community leaders in Tri-State territory submit comments to the Colorado Public Utilities Commission as part of the PUC's Rulemaking about Energy Resource Planning as it relates to Tri-State.

Comments are needed to support the new Senate Bill 19-236 requiring that Tri-State submit and follow an Energy Resource Plan that meets the goals outlined in HB 19-1261: to reduce 2025 greenhouse gas emissions by at least 26%, 2030 greenhouse gas emissions by at least 50%, and 2050 greenhouse gas emissions by at least 90% of the levels of greenhouse gas emissions that existed in 2005.

I hope you will submit comments to the PUC that will demand that Tri-State submit and follow an Energy Resource Plan that takes into account *all costs* of the resources they plan to use.

The deadline is October 15th, but it would be best to get comments in early while the PUC gathers all their evidence. It's safe to assume that Tri-State is lining up comments arguing against the PUC's proposed, progressive Rulemaking. It would be absolutely best to have your comments on SMC letterhead, submitted as an attachment.

(Note that San Juan County is quoted in the NOPR... comments from Counties have a big impact at the PUC!)

Some points you might want to consider stating in your comments:

SMC can't meet its carbon neutral goals while Tri-State is still reliant on coal.

SMC's constituents want cheaper, cleaner energy options like other Coloradans.

SMPA is working hard to move toward renewable, affordable, local energy, but Tri-State's 5% cap is hindering efforts. (SMPA is one of the Tri-State coops that has reached its cap.)

SMPA voted at their August board meeting to pursue a power supply study, similar to what LPEA and DMEA —our neighbors to the north and south—have done. Both of those coops found that they can pursue energy that is cheaper and cleaner, if they negotiate an exit from Tri-State. DMEA has already negotiated that exit. Now SMPA is looking into that, too.

Tri-State should be held responsible for helping Nucla transition to clean energy because many SMC residents are impacted by the loss of coal jobs in Nucla.

PUC should require that Tri-State evaluate the cost of existing resources during its ERP to ensure that Tri-State is appropriately calculating the risks and costs of its expensive coal fleet.

PUC should require that Tri-State utilize the Social Cost of Carbon in its ERP to account for the health and environmental impacts of carbon emissions from its power plants that cause climate change and negatively impact Colorado communities.

PUC should require that Tri-State consult with impacted workers to submit a workforce transition plan when proposing the retirement of an electric generating facility.

Attached are guidelines and 8-step instructions for filing. Also attached is the Notice of Proposed Rulemaking.

This is an excellent article that outlines many of the issues we'd like the PUC to address: <https://westernresourceadvocates.org/blog/tri-states-shift-towards-a-cleaner-low-cost-energy-future/>

Thanks! Please let me know what you need from me—I have a ton of information but I don't want to bombard you— or if you'd like me to come in and chat with you, I'd be happy to do that.

Finally, if/when you submit a comment, would you send that to me?

Thanks!!



AGENDA ITEM - 7.e.

TITLE:

Update and Comments concerning the West Wide Energy Corridor.

Presented by: Lynn Padgett, Government Affairs/Natural Resource Director

Time needed: 15 mins

PREPARED BY:

Lynn Padgett

RECOMMENDED ACTION/MOTION:

Discussion and potential action on comments regarding the Region 2 West Wide Energy Corridor 130-274 recommendations in the BLM and DOE report.

INTRODUCTION/BACKGROUND:

San Miguel County has been a party to the West Wide Energy Corridor review process. The BLM and DOE released a report for Region 2 and Corridor 130-274 which currently runs north-south through San Miguel County and impacts private land conserved for Gunnison Sage-Grouse, State lands including State Wildlife Areas having Gunnison Sage-Grouse functional and/or critical habitat, and the Miramonte area before reaching the GMUG National Forest lands and Uncompahgre Field Office BLM lands in the northern portion of the county. Comments must be submitted before September 23, 2019 using the web input form at <http://corridoreis.anl.gov/>.

A draft comment document will be provided as late backup prior to the September 18, 2019 BOCC meeting. Staff plans to attend and incorporate information gathered on a September 17, 2019 conference call.

Notice of Availability:

Regions 2 and 3 Report Released

The U.S. Bureau of Land Management (BLM), the U.S. Forest Service (USFS), and the U.S. Department of Energy (DOE) have released the Regions 2 and 3 Report and are requesting stakeholder input regarding energy placement on Federal lands across Colorado, New Mexico, Utah, northern and eastern Arizona, and eastern Nevada. Comments must be received prior to September 23, 2019. The report is available on the [Regions 2 and 3 Regional Review](#) page of the West-wide Energy Corridor website. Please submit comments using the [input form](#) on the West-wide Energy Corridor Information Center website.

For More Information

Additional information and background is available on the West-wide Energy Corridor Information Center website at <http://corridoreis.anl.gov>. If you have questions, contact the West-wide Energy Corridor project team at Corridors@anl.gov

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Government Services- Natural Resources
Description:			

ATTACHMENTS:

Description

Exerpt of BLM and DOE Region 2 Report referencing the Corridor 130-274

Upload Date

9/11/2019

Corridor 130-274/130-274(E) (San Juan/San Miguel Corridor)

Agency Jurisdictions

Bureau of Land Management

Tres Rios Field Office
Uncompahgre Field Office

Forest Service

Grand Mesa, Uncompahgre, and Gunnison National Forests
San Juan National Forest

Colorado Counties

Dolores County
Montezuma County
San Miguel County

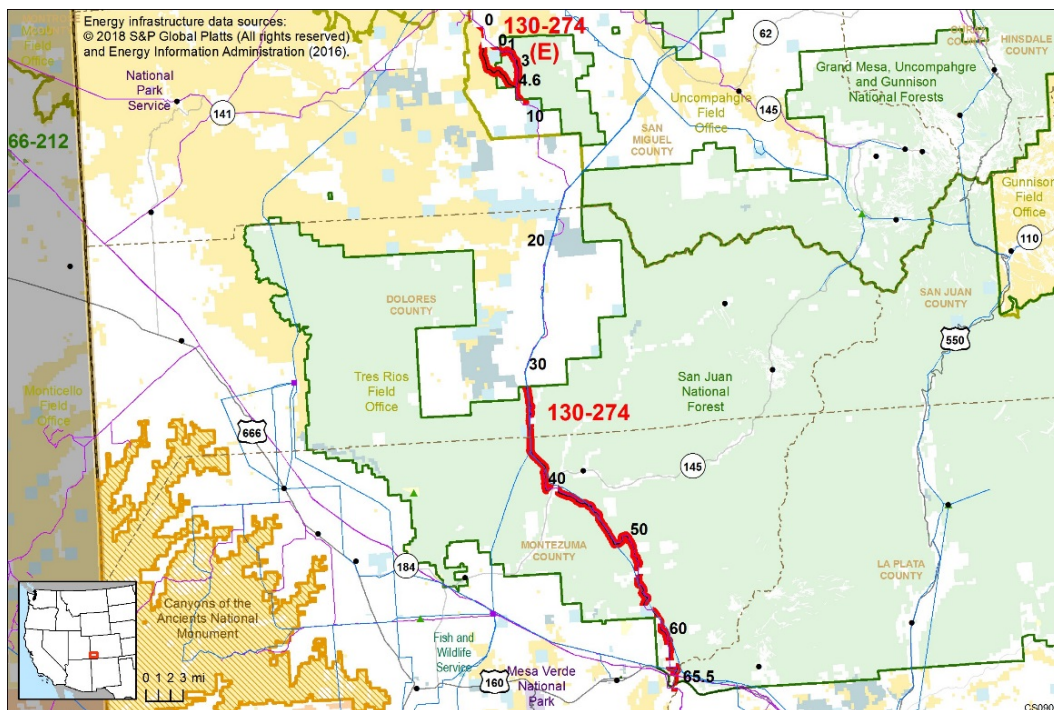


Figure 3.5-38a. Corridor 130-274/130-274(E) and nearby electric transmission lines and pipelines (subject corridor in red).

Land and Resource Management Plans

Tres Rios RMP (BLM 2015f)
Uncompahgre Basin RMP (BLM 1989)
Grand Mesa, Uncompahgre, and Gunnison National Forest Amended LMP (USFS 1991)
San Juan National Forest and Proposed Tres Rios Field Office LMP (BLM and USFS 2013)

Corridor width: 3,500 ft.

Designated use: Corridor 130-274-multi-modal for electric transmission and pipelines; Corridor 130-274(E)-underground-only.

Potential Corridor Modifications Summary and Rationale

- Partially delete Corridor 130-274 (MP 0 to MP 10). This corridor portion does not contain existing infrastructure and has not served as a preferred pathway to support electrical transmission infrastructure over the past 10 years.
- Delete Corridor 130-274 (E) (Figures 3.5-38b and c).
- Add a new corridor west of Corridor 130-274 following the 230-kV electric transmission line and county road (see *San Miguel/Dolores Corridor Addition Summary*).
- Implement minor adjustments as appropriate to improve corridor alignment to better follow existing infrastructure and allow maximum future build-out capacity (see Chapter 3, Section 3.2).
- Develop a specific Energy Corridor Management Plan and incorporate into Agency land use plans to provide applicable guidance, current policy and technical standards for improved management (see Chapter 3, Section 3.3).

The potential corridor revisions listed above would address corridor of concern issues and promote efficient use of the landscape by maintaining a north-south energy pathway in western Colorado. The potential corridor deletion for Corridor 130-274 would minimize potential impacts on conservation easements on private land to protect GUSG and would also minimize potential impacts on scenery values in this area. Without Corridor 130-274, Corridor 130-274 (E) is an isolated parcel that does not promote efficient use of the landscape or maximize utility. However, the potential corridor addition would maximize utility by providing future capacity (mile-wide corridor) and encouraging the collocation of future infrastructure. The route for the potential corridor addition promotes efficient use of the landscape through the inclusion of more Federal land which follows pre-disturbed areas (230-kV and substantial county road).

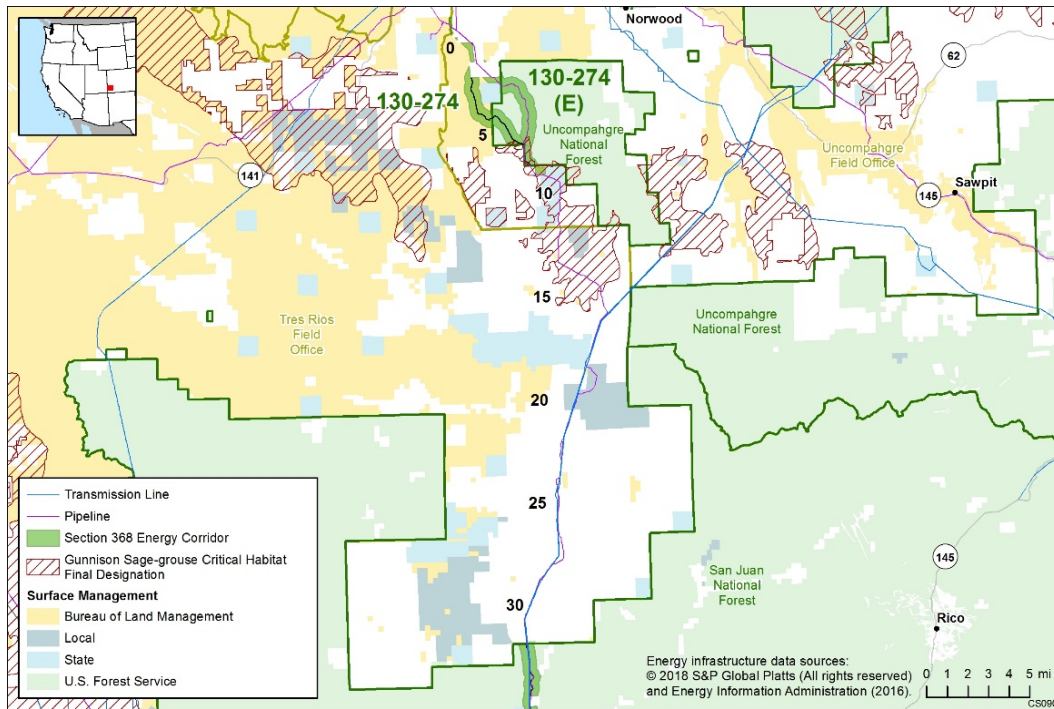


Figure 3.5-38b. Corridor 130-274 and Corridor 130-274(E), as designated.

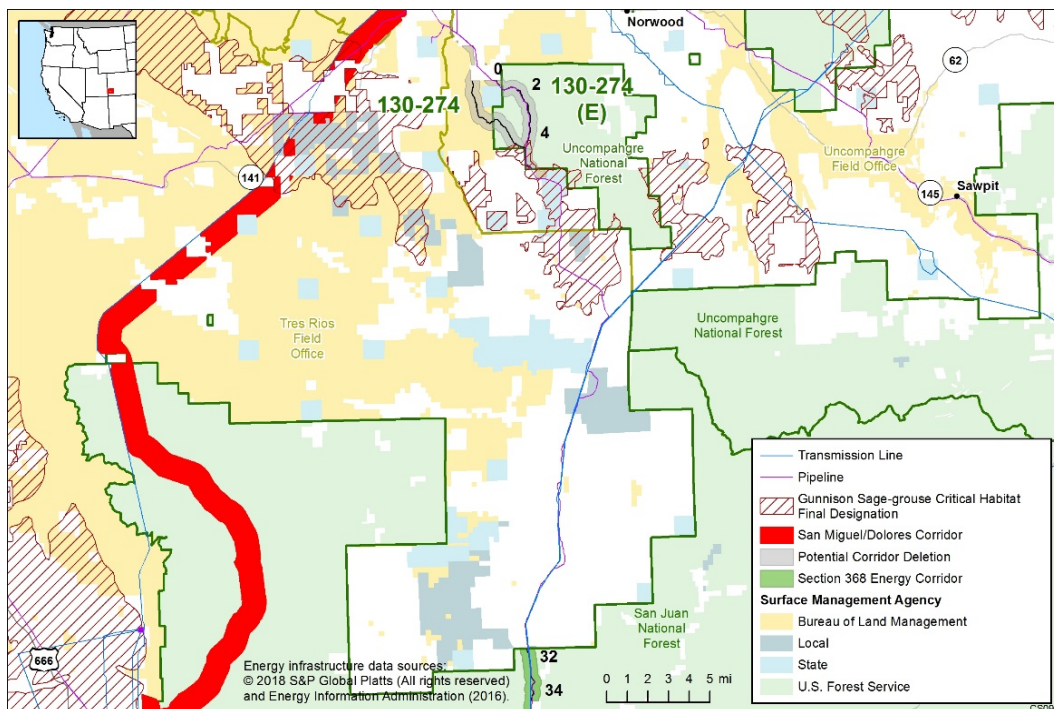


Figure 3.5-38c. Potential Revision to Corridor 130-274 and Corridor 130-274(E).

Interagency Operating Procedures (IOPs)

Revisions, deletions, and additions to IOPs are discussed in Chapter 3, Section 3.4. For Corridor 130-274/130-274(E), specific issues that would be addressed through potential IOP revisions or additions include:

- The Old Spanish NHT intersects the corridor. There is an opportunity to consider a new IOP for NSTs and NHTs as well as adding an IOP related to visual resources to ensure appropriate consideration occurs for future development within the energy corridor.
- There is an opportunity for the Agencies to consider IOPs for IRAs, lands with wilderness characteristics, and visual resources to ensure appropriate consideration occurs within the review process for future use or development(s) within the energy corridor.

Corridor Abstract

Comprehensive background information and the Agencies' review and analysis of the existing corridor can be located in Corridor Abstract 130-274/130-274(e) which is available on the West-wide Energy Corridor Information Center project website at <http://www.corridoreis.anl.gov>.

Corridor 131-134 (Montrose-Nucla Connector)

Agency Jurisdictions

Colorado County

Forest Service

Montrose County

Grand Mesa, Gunnison, and Uncompahgre National Forest

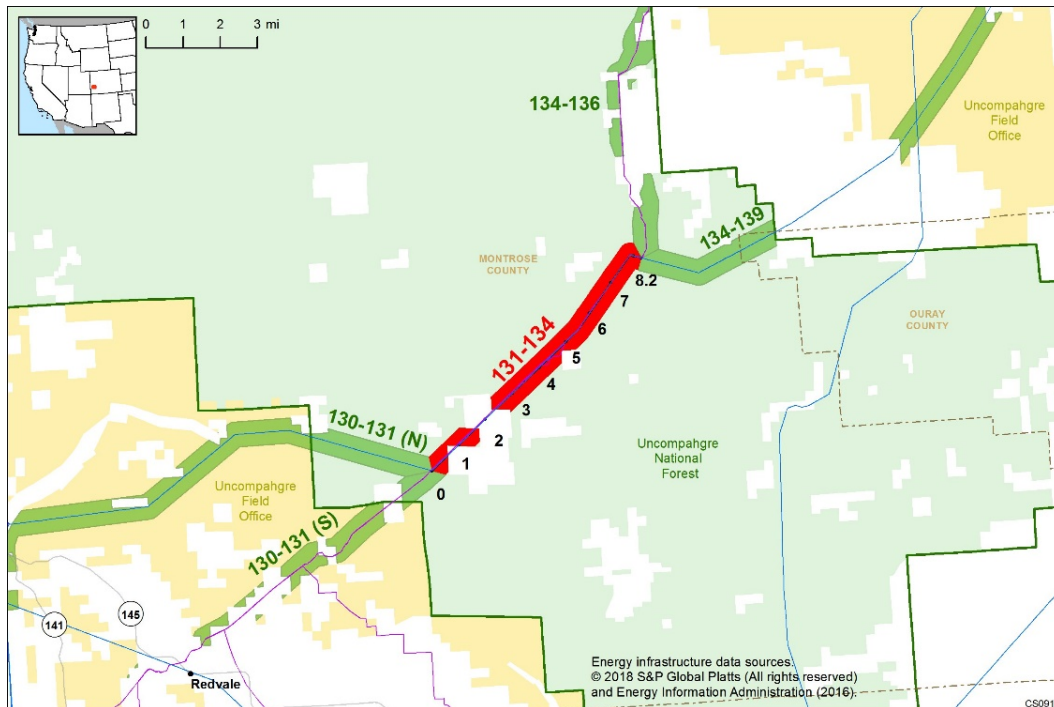


Figure 3.5-39. Corridor 131-134 and nearby electric transmission lines and pipelines (subject corridor in red).

Land and Resource Management Plan

Grand Mesa, Uncompahgre, and Gunnison National Forests Amended LMP (USFS 1991)

Corridor width: 3,500 ft.

Designated use: multi-modal for electric transmission and pipelines.

Potential Corridor Modifications Summary and Rationale

- Implement minor adjustments as appropriate to improve corridor alignment to better follow existing infrastructure and allow maximum future build out capacity (see Chapter 3, Section 3.2).
- Develop a specific Energy Corridor Management Plan and incorporate into Agency land use plans to provide applicable guidance, current policy and technical standards for improved management (see Chapter 3, Section 3.3).

The current location of the corridor best meets the siting principles based on the Settlement Agreement (Figure 3.5-39). The designated corridor promotes efficient use of the landscape because it provides a west-east route for energy infrastructure across the Uncompahgre National Forest and maximizes utility and minimizes impact by collocating with existing infrastructure.

Interagency Operating Procedures (IOPs)

Revisions, deletions, and additions to IOPs are discussed in Chapter 3, Section 3.4. For Corridor 131-134, no potential IOP revisions or additions have been identified.

Corridor Abstract

Comprehensive background information and the Agency's review and analysis of the existing corridor can be located in Corridor Abstract 30-52 which is available on the West-wide Energy Corridor Information Center project website at <http://www.corridoreis.anl.gov>.



AGENDA ITEM - 8.a.

TITLE:

Discussion on feedback related to the Family and Medical Leave Task Force soliciting public comments are an important step toward ensuring that the voices of employers and employees.

Presented by:

Time needed:

PREPARED BY:

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

Request by Lynn Black and Kris Holstrom. See attached document for further information.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Email Feedback to Family Leave Task Force Members

Upload Date

9/9/2019



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

RE: FW: Opportunity to provide your FEEDBACK to Family Leave Task Force Members! Deadline for comments: 9/27

1 message

Lynn Black <lynnb@sanmiguelcountyco.gov>

Mon, Sep 9, 2019 at 8:53 AM

To: Kris Holstrom <krish@sanmiguelcountyco.gov>

Cc: Carmen Warfield <carmenw@sanmiguelcountyco.gov>, Kristl Howard <kristlh@sanmiguelcountyco.gov>

It should go on a regular meeting – 18th would be fine. I asked Kristl to answer some of the questions that pertain to our policies.

Lynn

From: Kris Holstrom [mailto:krish@sanmiguelcountyco.gov]

Sent: Monday, September 09, 2019 8:50 AM

To: Lynn Black <lynnb@sanmiguelcountyco.gov>

Subject: Re: FW: Opportunity to provide your FEEDBACK to Family Leave Task Force Members! Deadline for comments: 9/27

Will you let Carmen know? We don't have a Tuesday discussion next week, so if we want to make comments would probably be better at the meeting on the 18th.

K

On Mon, Sep 9, 2019 at 8:46 AM Lynn Black <lynnb@sanmiguelcountyco.gov> wrote:

Should probably get on an agenda for discussion.

Lynn

From: Gini Pingnot [mailto:gpingenot@ccionline.org]

Sent: Monday, September 09, 2019 8:23 AM

To: Gini Pingnot <gpingenot@ccionline.org>

Subject: Opportunity to provide your FEEDBACK to Family Leave Task Force Members! Deadline for comments: 9/27

Importance: High

Hi County managers and administrators,

You may recall that SB19-188 FMLI Family Medical Leave Insurance Program was a bill CCI was heavily involved in last year (http://leg.colorado.gov/sites/default/files/2019a_188_signed.pdf).

The bill was modified many times throughout the session and ultimately ended with the creation of a task force whose duty is to develop recommendations for the development of a family and medical leave program for employees in the state by January 8, 2020. Counties can anticipate a bill on this matter next session.

Below is an opportunity to submit public comments to the task force. If your county does submit comments, please share those with me. I will include this opportunity in our weekly publication too but thought it made sense to get this out to county managers and administrators ASAP.

Thanks,

Gini

From: Loren Furman <lfurman@cochamber.com>

Sent: Thursday, September 5, 2019 6:28 PM

Subject: Opportunity to provide your FEEDBACK to Family Leave Task Force Members!

Hello Business Coalition Members -

The Family & Medical Leave Task Force has been meeting over the summer and held their second discussion last week. One of the requirements of the Task Force is to accept public comments that they can review and evaluate. As you are aware, the Task Force is required to provide a report to the Colorado General Assembly to consider for potential implementation of a fiscally responsible family and medical leave program in Colorado. The public comments are an important step toward ensuring that the voices of employers and employees are heard on this issue.

We would strongly encourage you to provide your feedback on behalf of your business, organization or public entity. The **deadline for comments is September, 27, 2019** and examples of comments could include but are not limited to:

- How would a family and medical leave program affect your business, organization or public entity?
- What do you NOT want mandated by the State of Colorado?
- What you would prefer to see in such a program?
- What would the budgetary impact be to your business, organization or public entity and its employees?
- Would you anticipate any changes in current wages or benefits?
- What adjustments would you make to your operations if an employee is on leave for 12-16 weeks?
- Any other comments.

When submitting comments you are only required to submit a first name and last initial. Comments can be submitted electronically through the following link: <https://sites.google.com/state.co.us/famli/public-comment>.

Comments can also be sent directly to Admira Makas at admira.makas@state.co.us, or by snail mail to Admira Makas, Colorado Department of Labor & Employment, 251 E. 12th Avenue, Denver, CO 80203.

Please contact me if you have any questions/concerns.

Thank you,

Loren

Loren R. Furman

Senior Vice President, State & Federal Relations

1600 Broadway, Suite 1000, Denver, CO 80202

Direct: 303.866-9642

Mobile: 303.888-9387

Email: lfurman@cochamber.com



**COLORADO CHAMBER
OF COMMERCE**

For business. For Colorado. For tomorrow.



Kris Holstrom

San Miguel County Commissioner

District 3

970-708-0933



AGENDA ITEM - 9.a.

TITLE:

Hilary Cooper

Presented by:

Time needed:

PREPARED BY:

Hilary Cooper

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See Attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Upload Date

Update on Outside Meetings

9/10/2019

Colorado Proposition

9/10/2019



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Re: Reminder Outside Meeting Bullets

1 message

Hilary Cooper <hilaryc@sanmiguelcountyco.gov>
To: Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Tue, Sep 10, 2019 at 12:58 PM

Cooper Meeting Notes

CCAT Exec. Committee Call:

- Reviewed the Fall meeting agenda
- Reviewed 2019 & 2020 Budget - see attached.
 - SMC is committed to \$5000 2019 and needs to determine the 2020 rate according to the new schedule (\$3750-\$5625 range)
- CCI Legislative Process vs CCAT's
- [Prop CC](#) & [Prop DD](#)

CHFA LIHTEC Energy Efficiency Subcommittee

- Initial discussion on how new projects would be certified - DOE Net Zero Ready vs Enterprise Green Community vs CHFA Self Certification Process.

CORE Act

- Working on the letter to Tipton regarding his REC Act (hope to have the draft available early next week)

SMART

- Will have an update from the 9.12 meeting

RMH Foundation Meeting

- Plan to meet with Roselind to update her on the previous meeting. She plans to attend the 9.17 meeting. Grant funds for PH available.

Carmen - hope this format works? Do the links transfer? And see attached CCAT 2020 Budget.

H

Hilary Cooper
San Miguel County Commissioner - District 1

970-728-3844 Office

970-369-5430 Direct Line

<http://www.sanmiguelcountyco.gov/>

On Tue, Sep 10, 2019 at 11:29 AM Carmen Warfield <carmenw@sanmiguelcountyco.gov> wrote:

This is a reminder that the upcoming board meeting is scheduled Wednesday, Sept. 18, 2019. Please provide your outside meeting points by Thursday, September 12, 2019, 5 pm to be included in the agenda.

Carmen Warfield

Carmen L. Warfield

Chief Deputy Clerk - BOCC

San Miguel County

[333 W. Colorado Ave, 3rd Floor](#)

PO Box 1170

Telluride, CO 81435

970-369-5429

E:carmenw@sanmiguelcountyco.gov

W:www.sanmiguelcountyco.gov



CCAT Budget - 2020 Proposal 9.3.19.docx

120K



Counties & Commissioners Acting Together

Counties and individual commissioners across Colorado working to provide a unified, nonpartisan and independent voice at the statehouse. Collectively, CCAT represents all regions of the state and the diversity of issues facing every corner of Colorado.

PROPOSED CCAT FY 2020 BUDGET

2019 BUDGET NOTES:

- **2019 Budget**
 - Built upon expectation that member contributions for 2019 will remain constant; anticipated increases in 2020 contributions are noted below.
 - **January 2019** – Invoices to be sent to members. **UPDATE:** Dues invoices will be mailed to contributing counties by June 15th.
- **Other Notes**
 - Meetings and Retreats – CCAT increased the Government Affairs Services Contract by \$10,000 per year to cover expenditures such as: conference rooms, food & beverages for All-Member Meetings, Retreats, and Legislative Breakfast.
 - Technology – Maintenance for the CCAT website, communication tools, supplies & printing materials is also included in the \$10,000 increase.
 - Individual commissioner contributions will be accepted; such contributions are not tax deductible.

PROPOSED TIMELINE FOR 2020 BUDGET, and BEYOND

- **October 2019** – Finalize and approve budget at the 2019 Fall Policy Retreat (date TBD)
- **January 2020** – Invoices to be sent to members
- **Moving Forward** - will follow same timeline each year

PROPOSED 2020 CCAT MEMBER CONTRIBUTIONS

This proposal establishes dues tiers that are informed by both county population and county annual budgets. As compared to the initial Ad Hoc Committee Proposal, the population bands had to be adjusted to create alignment with annual budgets; but that said, across the 11 counties contributing money to CCAT's 2019 budget, there is a logical grouping of the membership along the lines of population and annual budget.

In respect to the three dues tiers, the general approach is as follows:

- The Introductory Rate is intended to apply to new member counties or members facing revenue challenges.
- The Base Rate is the dues amount that county members should be expected to contribute, unless they qualify for the Introductory Rate; and
- The Base Plus Rate exists to encourage members to consider contributing at a level higher than Base, but it is capped at 150% of Base, in an effort to ensure that no one member is providing the lion's share of the organization's annual revenue.

STILL NEEDED: A stronger, positive name for the Base Plus category that by, definition provides rationale for jurisdictions to contribute more than the Base Rate.



www.coloradoccat.org

For more information on these or other CCAT issues, please contact Aponte & Busam Public Affairs

Ruth Aponte (303) 907-1980

MEMBER POPULATION	Introductory (33-100% of Base)	Base	Base Plus (100-150% of Base)
0-15,000 Annual budget less than \$50M	\$1,275 - 3,750	\$3,750	\$3,750 - 5,625
15,001-60,000 Annual budget \$50M-200M	\$2,500 - 7,500	\$7,500	\$7,500 - 11,250
60,001-150,000 Annual budget \$200M-400M	\$5,000 - 15,000	\$15,000	\$15,000 - 22,500
150,001+ Annual budget \$400M+	\$10,000 - 30,000	\$30,000	\$30,000 - 45,000

NOTE: Per the table below, if all 11 dues contributing members of CCAT contributed the base amount in 2020, the organization would raise an **additional \$8,500 over 2019 revenues**. While this is a positive step forward, it likely does not get CCAT the revenue amount needed to bring on administrative support for the Aponte & Busam lobby team. In order to make that happen, CCAT will either, have to rely on some of its members contributing above the Base Rate, which they historically have, or CCAT could consider increasing the Base Rate dues amount above the amounts proposed in the table above.

2020 Revenues compared to 2019 Dues Contributions:

MEMBER POPULATION	Base	Member Counties (2019 contribution)	Base Revenue 2020 (2019)
0-15,000 Annual budget less than \$50M	\$3,750	Gilpin (\$1,000) Clear Creek (\$8,000) San Miguel (\$5,000) Grand (\$3,000)	\$15,000 (\$17,000)
15,001-60,000 Annual budget \$50M-200M	\$7,500	Gunnison (\$2,500) Pitkin (\$12,000) Routt (\$3,000) Summit (\$8,000) Eagle (\$15,000)	\$37,500 (\$40,500)
60,001-150,000 Annual budget \$200M-400M	\$15,000	Broomfield (\$5,000)	\$15,000 (\$5,000)
150,001+ Annual budget \$400M+	\$30,000	Boulder (\$26,500)	\$30,000 (\$26,500)
		TOTAL	\$97,500 (\$89,000)



Mi Plan Latino TV

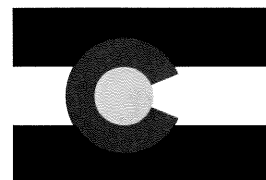
Colorado Proposition CC, Retain Revenue for Transportation and Education TABOR Measure (2019)

Colorado Proposition CC, the **Allow State to Retain Excess Revenue for Transportation and Education Measure**, is on the ballot in Colorado as a legislatively referred state statute on November 5, 2019.

A **yes** vote supports the measure to allow the state to retain revenue above the state spending cap to provide funding for transportation and education.

A **no** vote opposes the measure to allow the state to retain certain revenue for transportation and education, thus requiring the state to continue issuing refunds under the Taxpayer's Bill of Rights (TABOR) when the state collects revenue in excess of the state's annual revenue limit.

Colorado Proposition CC



Election date
November 5, 2019

Topic
State and local
government
budgets, spending
and finance

Status
On the ballot

Type	Origin
State statute	State legislature

Overview

What would Proposition CC do?

Proposition CC would allow the state to retain excess revenue it is currently required to refund under the Taxpayer's Bill of Rights (TABOR). Retained funds would be used for education and transportation purposes. The measure would require the state auditor to hire a private entity to conduct an annual financial audit regarding use of funds as provided under the measure.^[1]

Who is supporting and opposing this measure?

Representatives KC Becker (D-13) and Julie McCluskie (D-61) and Senators Lois Court (D-31) and Kevin Priola (R-25) sponsored this measure in the legislature. The measure received the support of all Democratic members of the legislature, while all *no* votes came from Republican legislators. One Republican, measure sponsor Kevin Priola (R-25), joined all Senate Democrats in voting yes. Colorado Governor Jared Polis (D) supports the measure. Opponents of the measure include Americans for Prosperity of Colorado and Colorado Rising Action.

Campaign finance

One committee is registered to support Proposition CC: the **Great Education Colorado Issue Committee**. The support campaign reported \$51,040 in contributions and \$12,773 in expenditures.

How current is
this
information?

Two committees are registered to oppose Proposition CC: **Citizens Against CC** and **Americans for Prosperity Colorado Issue Committee**. The opposition campaign reported \$293,854.71 in in-kind contributions, all of which came from Americans for Prosperity.

Text of measure

Ballot title

The ballot title for Proposition CC is below:^[1]

Proposition CC ballot title
Without raising taxes and to better fund public schools, higher education, and roads, bridges, and transit, within a balanced budget, may the state keep and spend all the revenue it annually collects after June 30, 2019, but is not currently allowed to keep and spend under Colorado law, with an annual independent audit to show how the retained revenues are spent?

[hide]

Full text

The full text of Proposition CC can be found here [↗](#).

Readability score

See also: *Ballot measure readability scores, 2019*

Using the Flesch-Kincaid Grade Level (FKGL) and Flesch Reading Ease (FRE) formulas, Ballotpedia scored the readability of the ballot title and summary for this measure. Readability scores are designed to indicate the reading difficulty of text. The Flesch-Kincaid formulas account for the number of words, syllables, and sentences in a text; they do not account for the difficulty of the ideas in the text. The state legislature wrote the ballot language for this measure.

The FKGL for the ballot title is grade level 27, and the FRE is 8. The word count for the ballot title is 59, and the estimated reading time is 15 seconds.

Support

Sponsors

Representatives KC Becker (D-13) and Julie McCluskie (D-61) and Senators Lois Court (D-31) and Kevin Priola (R-25) sponsored this measure as House Bill 1257 in the legislature.^[1]

Supporters

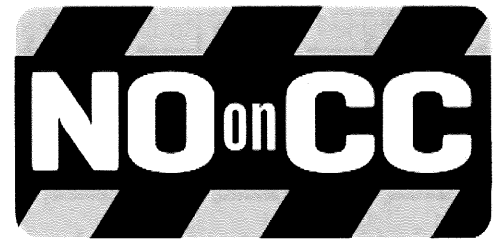
- Colorado Governor Jared Polis (D)
- Colorado House Democrats and Colorado Senate Democrats
- Great Education Colorado^[2]

Arguments

- Amendment sponsor KC Becker said, "Colorado's had one of the strongest economies in the country and people think that the state itself can make more investments, more improvements, but we can't because the state constitution prohibits the budget from growing with the economy. Is this the long-term fix to any of the state's long-term issues? No, it's not. I think it's a necessary, important part of it."^[3]
- A statement from Colorado Governor Jared Polis' office said, "Gov. Polis supports allowing the state to keep the tax revenue it already collects. This common-sense policy doesn't alter the right of citizens to vote on taxes, but allows Colorado to keep pace with a growing economy. The governor is engaging bipartisan civic leaders across the state because he believes broad bipartisan support is essential to win in November."^[3]

Opposition

No on CC is leading the campaign in opposition to the measure.^{[4][5]}



Opponents

Organizations

- Citizens Against CC^[2]
- Colorado House Republicans
- TaborYes^[6]
- Colorado Rising Action^[7]
- Independence Institute^[8]
- Americans for Prosperity of Colorado^[9]
- The TABOR Foundation^[10]

Officials and individuals

- U.S. Representative Ken Buck (CO-4)^[11]
- Colorado Representative Patrick Neville (R-45)^[11]
- Former Colorado Governor Bill Owens (R)^[11]
- Former U.S. Senator George Hanks "Hank" Brown (R)^[11]
- Douglas Bruce (R), author of the TABOR amendment^[12]
- Jay Stooksberry, chair of the Libertarian Party of Delta County^[13]
- 18th Judicial District Attorney George Brauchler^[11]

Arguments

- On its website, Vote No on CC argued, "There is no guarantee as to where Proposition CC's money will go in the future. Despite the state budget growing by over \$1B each and every year, the legislature still refuses to prioritize infrastructure. Giving more money to state government, without any reforms, is a bad deal for taxpayers. Since TABOR passed, our budget has grown 306%. State government has enough money, they just need to prioritize better. Currently, refund money is first used to help localities cover the senior and veterans' property tax exemptions. Proposition CC would take that refund money away – putting seniors and veterans at risk – and putting more pressure on local budgets."^[14]
- House Minority Leader Patrick Neville (R-45) said, "It's outlandish because we haven't even hit the TABOR caps, we haven't even had TABOR refunds but they try to blame [spending limits] on TABOR."^[3]
- State Director for Americans for Prosperity of Colorado Jesse Mallory said, "There's no guarantees when it comes to HB1257 and HB1258. The only guarantee is that taxpayers will lose their TABOR refunds and government spending will increase. One legislature cannot bind future legislators to spend the money a specific way, so once the money comes in, they can spend it any way they like. These proposals are bad for Colorado taxpayers."^[15]
- Executive Director of Colorado Rising Action Michael Fields said, "Our state budget is going up by \$1 billion again this year, but that's not enough for some legislators. The reason the last 6 statewide tax hikes were defeated is because voters want the legislature to prioritize the existing budget. Setting up a new slush fund with our TABOR refunds is definitely not the solution Coloradans are looking for."^[15]
- Director of SpringsTaxpayers.com Laura Carno said, "The beauty of our Taxpayer's Bill of Rights is its simplicity, as all that a tax increase requires to go into effect is voter consent. TABOR refunds are, by definition, a refund of taxpayers' having overpaid into our already-bloated state government. Speaker Becker and the Boulder Democrats in charge at the Capitol are going to ask voters not only to raise taxes, but to permanently relinquish tax dollars that they never owed the government in the first place."^[15]

Media editorials

See also: 2018 ballot measure media endorsements

Support

Ballotpedia did not identify any media editorials in support of Proposition CC. If you are aware of one, please send an email with a link to editor@ballotpedia.org.

Opposition

- **The Colorado Springs Gazette** said: "If Proposition CC passes on November's ballot, gutting the public's right to consent, Colorado's economy will suffer. Politicians who support the measure will deserve the blame. Politicians want more, despite the fact they are awash in more than \$1 billion in surplus money annually that does not exceed the TABOR threshold. They cannot get enough to feed their insatiable appetites for more of the private sector's hard-earned cash. [Opposing Prop CC] means saying yes to economic growth, high employment, rising wages, robust tax revenues, and generous charitable donations. Hold the governed above the governing class. Protect the right of consent by trouncing CC on November's ballot."^[16]

Campaign finance

See also: *Campaign finance requirements for Colorado ballot measures*

The campaign finance information on this page is according to the most recent scheduled reports processed by Ballotpedia, which covered through August 28, 2019. The deadline for the next scheduled reports is September 16, 2019.

One committee is registered to support Proposition CC: the **Great Education Colorado Issue Committee**. The support campaign reported \$51,040 in contributions and \$12,773 in expenditures.

Two committees are registered to oppose Proposition CC: **Citizens Against CC** and **Americans for Prosperity Colorado Issue Committee**. The opposition campaign reported \$293,854.71 in in-kind contributions, all of which came from Americans for Prosperity.

Total campaign contributions:

Support:	\$51,040.00
Opposition:	\$293,854.71

Support

Committees in support of Proposition CC				Totals in support	
Supporting committees	Cash contributions	In-kind services	Cash expenditures	Total raised:	
Great Education Colorado Issue Committee	\$51,040.00	\$0.00	\$12,773.35	Total spent:	\$12,773.35
Total	\$51,040.00	\$0.00	\$12,773.35		

Top donors

The following three donors provided 100% of the funds to the support campaign.

Donor	Cash	In-kind	Total
Daniel Ritchie (University of Denver Chancellor Emeritus)	\$50,000.00	\$0.00	\$50,000.00
Great Education Colorado Action Fund	\$1,000.00	\$0.00	\$1,000.00
Rachel Gordon	\$40.00	\$0.00	\$40.00

Opposition

Committees in opposition to Proposition CC				Totals in opposition	
Opposing committees	Cash contributions	In-kind services	Cash expenditures	Total raised:	
Americans for Prosperity Colorado Issue Committee	\$0.00	\$293,854.71	\$293,854.71	Total spent:	\$293,854.71
Citizens Against CC	\$0.00	\$0.00	\$0.00		
Total	\$0.00	\$293,854.71	\$0.00		

Top donors

Donor	Cash	In-kind	Total
Americans for Prosperity	\$0.00	\$293,854.71	\$293,854.71


Methodology

To read Ballotpedia's methodology for covering ballot measure campaign finance information, click [here](#).

Polls

See also: *Ballotpedia's approach to covering polls* and *2020 ballot measure polls*

The following poll by Magellan Strategies read the ballot language of Proposition CC to respondents and asked them how they would vote. Of 500 respondents, 54% said they would vote to approve Proposition CC, 30% said they would vote against it, and 15% were undecided.^[17]

Colorado Proposition CC [hide]					
Poll	Support	Oppose	Undecided	Margin of error	Sample size
Magellan Strategies poll  8/5/19 - 8/7/19	54.0%	30.0%	15.0%	+/-4.38	500
Note: A "0%" finding means the candidate was not a part of the poll. The polls above may not reflect all polls that have been conducted in this race. Those displayed are a random sampling chosen by Ballotpedia staff. If you would like to nominate another poll for inclusion in the table, send an email to editor@ballotpedia.org .					

Background

Colorado Taxpayer Bill of Rights (TABOR)

This measure requires voter approval under TABOR since it would allow the state to retain revenue that would otherwise be refunded to taxpayers.

The TABOR Amendment requires voter approval for all new taxes, tax rate increases, extensions of expiring taxes, mill levy increases, valuation for property assessment increases, or tax policy changes resulting in increased tax revenue. The Colorado Taxpayer Bill of Rights was passed in 1992 as Initiative 1 by a vote of 53.68% to 46.32%. The measure was spearheaded by Colorado activist Douglas Bruce (R).^{[18][19]}

TABOR limits the amount of money the state of Colorado can take in and spend. It limits the annual increase for some state revenue to inflation plus the percentage change in state population. Any money collected above this limit is refunded to taxpayers unless the voters allow the state to spend it.

Referendum C of 2005

Referendum C, approved by voters in 2005, authorized the state to retain and spend all of the money it collected above the TABOR limit on healthcare, public education, transportation projects, and local fire and police pensions for five years beginning with fiscal year (FY) 2005-06. During these five years, Colorado residents did not receive the refunds they would have otherwise received under TABOR. After the five-year period, referred to

as "the timeout period," Referendum C authorized the state to **permanently** retain and spend excess revenue up to a cap, referred to as "the Referendum C cap" (equaling FY 2007-08 revenues adjusted by inflation plus population growth), beginning in FY 2010-11.^{[20][21][22]}

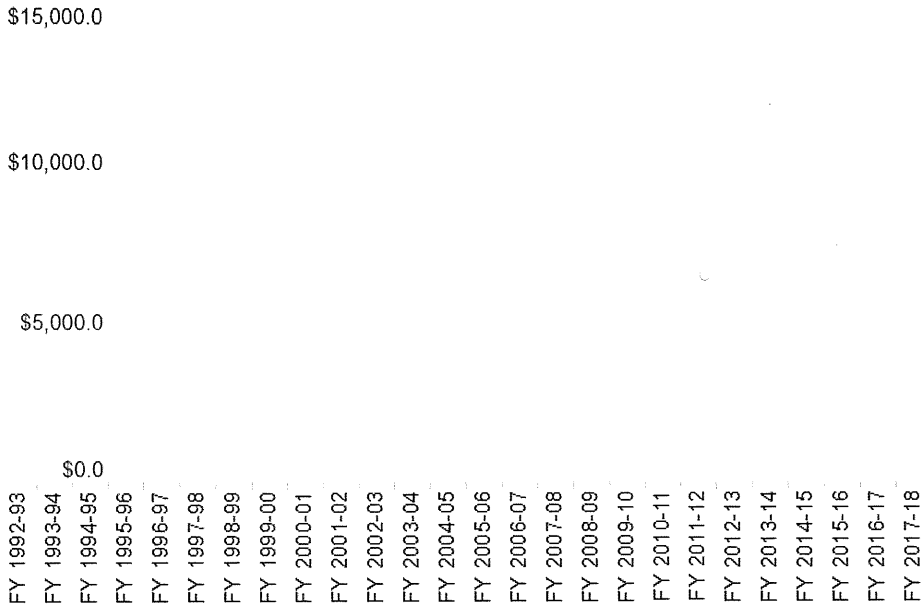
When state voters approve a tax increase or other revenue change, the resulting revenues are exempt from the TABOR limit on fiscal year spending. Below is a chart by the Colorado Legislative Council Staff detailing revenue limits under TABOR:^[23]

Source: Colorado Office of the State Controller and Legislative Council Staff.
Dollars in Millions

Time Out Period

Limit Base

Referendum C Cap



TABOR refund estimates, 2019-2021

The following chart using data from the Colorado Legislative Council Staff shows the estimated TABOR refunds for Colorado taxpayers for the years 2019-2021.^[24]

TABOR refund estimates 2019-2021



	Tax Year 2019		Tax Year 2020		Tax Year 2021		3 Year Total	
Adj. Gross Income*	Single Filer	Joint Filers	Single Filer	Joint Filers	Single Filer	Joint Filers	Single Filer	Joint Filers
up to \$39,900	\$38	\$59	\$26	\$52	\$30	\$60	\$94	\$171
\$39,901 to \$85,300	\$89	\$104	\$35	\$70	\$40	\$80	\$164	\$254
\$85,301 to \$132,900	\$145	\$173	\$40	\$80	\$46	\$92	\$231	\$345
\$132,901 to \$180,600	\$206	\$246	\$56	\$92	\$52	\$104	\$314	\$442
\$180,601 to \$226,000	\$256	\$310	\$50	\$100	\$57	\$114	\$363	\$524
\$226,000 and up	\$644	\$751	\$79	\$158	\$90	\$180	\$813	\$1,089

Table: Ballotpedia • Source: Colorado Legislative Council Staff

BALLOTEDIA

TABOR ballot measures

Since 1992, when TABOR was adopted, through 2018, Colorado voters have decided on 19 ballot measures that would have increased revenue for the state as required by TABOR. The subjects of the 19 measures were as follows:

- Four measures asked voters if the state could retain revenue that would have otherwise been refunded to taxpayers under TABOR;
- Four measures asked voters to adopt a *new* tax;
- Two measures asked voters to *eliminate* a tax exemption;
- Eight measures asked voters to adopt a tax *increase*; and
- One measure asked voters to adopt a tax increase *and* eliminate a tax exemption.

Four (21%) of the 19 measures were approved while 15 (79%) were defeated.

The four measures that were approved included the following:

- Colorado Tobacco Tax Increase for Health-Related Purposes, Initiative 35 (2004);
- Colorado State Business Income Tax Deduction Limit, Referendum H (2006);
- Colorado Proposition AA, Taxes on the Sale of Marijuana (2013); and
- Colorado Marijuana TABOR Refund Measure, Proposition BB (2015).

In addition to the above measures, Referendum C, approved by voters in 2005, authorized the state to retain and spend all of the money it collected above the TABOR limit on healthcare, public education, transportation projects, and local fire and police pensions for five years beginning with fiscal year (FY) 2005-06.

Marijuana tax TABOR refund measure, 2015

Proposition BB, the Marijuana TABOR Refund Measure, was approved in Colorado in 2015. It allowed the state to retain \$66 million in collected marijuana tax revenue, which otherwise would have been refunded under TABOR. Retained revenue was designed to be used for school construction, youth programs, marijuana education, law enforcement services, substance abuse programs, and more.

CDOT reports funding levels

In 2016, the Colorado Department of Transportation (CDOT) reported that from 2016 through 2040 it would need \$46 billion to cover transportation costs, which included \$20 billion in projects to expand transportation infrastructure. CDOT estimated that from 2016 through 2025, it would need \$19 billion, with \$8.6 billion of that going toward expansion. The anticipated funding levels for CDOT at that time were \$21.1 billion for the 25-year period and \$10.2 billion for the 10-year period, leaving a funding discrepancy of \$24.9 billion over 25 years and \$8.8 billion over the following 10 years, respectively.^[25]

Transportation on the ballot in Colorado

2018 citizen initiatives and 2020 bond issue

Two initiatives, Proposition 109 ("Fix Our Damn Roads") and Proposition 110 ("Let's Go Colorado"), appeared on the 2018 general election ballot in Colorado. Both measures were defeated, triggering a bond issue to be placed on the November 2019 ballot, though it was moved by the legislature to the 2020 ballot.

Proposition 109 was designed to authorize \$3.5 billion in bonds fund statewide transportation projects—including bridge expansion, construction, maintenance, and repairs—and to require that the state repay the debt from the general fund without raising taxes. This measure was backed by Fix Our Damn Roads. Top donors included the Independence Institute and the Colorado Economic Leadership Fund.

Proposition 110 was designed to authorize \$6 billion in bonds to fund transportation projects, establish the Transportation Revenue Anticipation Notes Citizen Oversight Committee, and raise the state sales tax rate by 0.62% from 2.9% (2018) to 3.52% for 20 years starting on January 1, 2019, through January 1, 2039. This measure was backed by Coloradans for a Responsible Future and Coloradans for Coloradans. Top donors included the Colorado Construction Industry and the Denver Metro Chamber of Commerce.

The 2020 bond issue would authorize \$1.837 billion in bonds with no increase to any taxes to fund statewide transportation projects with a maximum repayment cost of \$2.56 billion over 20 years.

Path to the ballot



See also: Laws governing the initiative process in Colorado

The state process

In Colorado, a legislatively referred state statute must be passed by a simple majority vote in each chamber of the state legislature. Legislatively referred measures do not need to be signed by the governor. Due to the Colorado TABOR, statewide voter approval is required to enact any legislation to increase government revenue at a faster rate than the combined rate of population increase and inflation.

House Bill 1257 was introduced by Democratic Rep. KC Becker in the House on March 20, 2019. It passed in the House along party lines (41-23) with all Democrats voting in favor and all Republicans voting in opposition on April 16, 2019. The measure passed in the Senate on April 29, 2019, in a vote of 20-15. All *no* votes came

from Republicans. One Republican, measure sponsor Kevin Priola (R-25), joined all Senate Democrats in voting yes.^[1]

Vote in the Colorado House of Representatives April 16, 2019				Vote in the Colorado State Senate April 29, 2019			
<i>Requirement: Simple majority vote of all members in each chamber</i>				<i>Requirement: Simple majority vote of all members in each chamber</i>			
Number of yes votes required: 33 				Number of yes votes required: 18 			
	Yes	No	Not voting		Yes	No	Not voting
Total	41	23	1	Total	20	15	0
Total percent	63.07%	35.38%	1.53%	Total percent	57.14%	42.86%	0.0%
Democrat	41	0	0	Democrat	19	0	0
Republican	0	23	1	Republican	1	15	0

How to cast a vote

See also: *Voting in Colorado*

Poll times

In Colorado, the polls are open from 7:00 a.m. to 7:00 p.m. Mountain Time. An individual who is in line at the time polls close must be allowed to vote.^[26]


Registration requirements

In Colorado, an individual can register to vote if he or she is at least 16 years old and will be 18 by Election Day. A voter must be a citizen of the United States and have lived in Colorado at least 22 days prior to Election Day.^[27]

Colorado voters can register through Election Day but must register at least eight days prior to Election Day to automatically receive a ballot in the mail. Voters who register after that point must pick up a ballot in person at any Voter Service and Polling Center. Voters can register online or submit a form in person or by fax, email, or mail.^{[28][29]}

Online registration

See also: *Online voter registration*

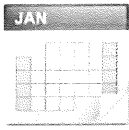
Colorado has implemented an online voter registration system. Residents can register to vote by visiting this website .

Voter ID requirements

Colorado voters must provide a valid form of identification if they choose to vote in person. The identification does not have to include a photo. For a full list of acceptable forms of identification, click here.^[30]

See also

2019 measures



- 2019 ballot measures
- Budgets on the ballot
- Education on the ballot
- Transportation on the ballot
- 2019 petition deadlines

Colorado



- Colorado ballot measures
- Colorado initiative laws

News and analysis



- Ballot measure lawsuits
- Ballot measure readability
- Ballot measure polls
- Ballot measure signature costs

External links

- [HB 1257 overview](#)
- [HB 1257 full text](#)



Footnotes

1. *Colorado General Assembly*, "House Bill 1257 overview," accessed April 30, 2019
2. *Colorado Secretary of State*, "Amendments and Propositions on the 2019 Ballot," accessed June 25, 2019
3. *Colorado Sun*, "Colorado lawmakers want to eliminate spending caps. Here's how the TABOR overhaul would work," accessed April 25, 2019
4. *Twitter*, "No on Prop CC," accessed June 13, 2019
5. *Vote No On CC*, "Home," accessed June 21, 2019

Only the first few references on this page are shown above. Click to show more.

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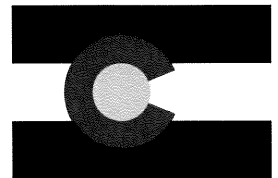
Colorado Proposition DD, Wagering on Sporting Events Measure (2019)

Colorado Proposition DD, the **Wagering on Sporting Events Measure**, is on the ballot in Colorado as a legislatively referred state statute on November 5, 2019.

A **yes** vote supports the measure to authorize sports betting in Colorado and authorize the legislature to levy a tax of 10% on those conducting sports betting operations.

A **no** vote opposes the measure to authorize sports betting in Colorado and authorize the legislature to levy a tax of 10% on those conducting sports betting operations.

Colorado Proposition DD



Election date

November 5,
2019

Topic

Gambling

Status

On the ballot

Type	Origin
State statute	State legislature

Overview

What is sports betting?

Sports betting is the act of wagering on the outcome of athletic sporting events. Sports betting was banned at the federal level under the Professional and Amateur Sports Protection Act (PASPA) until a 2018 United States Supreme Court decision, *Murphy v. NCAA*, overturned that federal ban and allowed states to legalize sports betting.

The Supreme Court found that PASPA violated the U.S. Constitution's anti-commandeering doctrine, which states that Congress "lacks the power directly to compel the States to require or prohibit acts which Congress itself may require or prohibit."^[1]

What would Proposition DD do?

This measure, House Bill 1327, would authorize the legislature to authorize sports betting and create a 10% tax on sports betting proceeds to be levied on those who conduct sports betting operations. This measure requires voter approval under the Taxpayer's Bill of Rights (TABOR) since it proposes

to implement a new tax. According to the fiscal impact statement for the measure, revenue from the 10% tax on sports betting proceeds is expected to generate revenue for the state of around \$10 million for Fiscal Year (FY) 2020-21 and is expected to grow to between \$13.5 to \$15.2 million for FY 2021-22. Revenue generated from the tax on sports betting would be used to fund expenses related to the administration and regulation of sports betting in Colorado and to create and fund the Water Plan Implementation Cash Fund.^{[2][3]}

The following table shows estimated distribution of sports betting revenue for fiscal year 2020-21:^[4]

Estimated distribution	Fiscal year 2020-21
Administrative & regulatory expenses	\$2,627,061
Hold Harmless Fund	at least \$534,000
Office of Behavioral Health	\$130,000
Water Implementation Cash Fund	\$6,358,939

What states have sports betting?

As of May 2019, eight states had active sports betting industries: Delaware, Indiana, Mississippi, Nevada, New Jersey, Pennsylvania, Rhode Island, and West Virginia. Voters in Arkansas approved legalizing sports betting through Issue 4 in 2018. In many other states, legislative bills to legalize sports betting have been introduced. A citizen initiative was proposed in South Dakota targeting the 2020 ballot that would authorize wagering on sporting events within the city of Deadwood in South Dakota.

Measure design

Click on the arrows (▼) below for summaries of the different provisions of the measure.

- **Sports betting:** Authorizes sports betting at physical locations and online
- **Taxes and revenue use:** 10% tax on net sports betting proceeds to be used for administration and certain funds including the Water Plan Implementation Cash Fund
- **Licensing and conflicts of interest restrictions:** Provisions related to licenses of sports betting operations and entities that may not be or be employed by a sports betting operator/licensee

Text of measure

Ballot title

The ballot title for the measure is below.^[8]

Proposition DD ballot title[\[hide\]](#)

Shall state taxes be increased by twenty-nine million dollars annually to fund state water projects and commitments and to pay for the regulation of sports betting through licensed casinos by authorizing a tax on sports betting of ten percent of net sports betting proceeds, and to impose the tax on persons licensed to conduct sports betting operations?

Full text

The full text of the measure can be found [here](#).

Readability score

See also: *Ballot measure readability scores, 2019*

Using the Flesch-Kincaid Grade Level (FKGL) and Flesch Reading Ease (FRE) formulas, Ballotpedia scored the readability of the ballot title and summary for this measure. Readability scores are designed to indicate the reading difficulty of text. The Flesch-Kincaid formulas account for the number of words, syllables, and sentences in a text; they do not account for the difficulty of the ideas in the text. The state legislature wrote the ballot language for this measure.

The FKGL for the ballot title is grade level 26, and the FRE is 11. The word count for the ballot title is 58, and the estimated reading time is 15 seconds.

Support

Sponsors in the Legislature

This measure was introduced by Representatives Alec Garnett (D-2) and Patrick Neville (R-45) and Senators Kerry Donovan (D-5) and John Cooke (R-13).

Supporters

The following groups support the measure:^[9]

- Colorado Cattlemen's Association
- Colorado Municipal League
- Colorado River District
- Environmental Defense Action Fund
- Western Resource Advocates
- Denver Water

Arguments

Measure sponsor Rep. Alec Garnett (D-2) said, "Coloradans should have the option of betting on the Nuggets or the Broncos. This new funding will go toward protecting our precious water and we believe this is something everyone can support. I also hope this measure will help stamp out black market sports betting and thank my colleagues on both sides of the aisle for their support."^[9]

Opposition

Coloradans for Climate Justice is leading the campaign in opposition to the measure.^[10]

Opponents

- Save the Colorado^[11]

Arguments

Save the Colorado argued that the measure would "legalize sports betting in Colorado to pay for new river-destroying dams supported by the Colorado Water Plan." Gary Wockner, Director of Save the Colorado and Coloradans for Climate Justice, said, "This 'Gambling For Dams' bill is a climate-denying, river-destroying scheme pure and simple. To think that Colorado can dam its way out of climate change is a gamble of the highest stakes."^[11]


Polls

See also: *Ballotpedia's approach to covering polls* and *2019 ballot measure polls*

BettingUSA.com conducted a survey of 5,000 Coloradans via Google Surveys asking the following question"^[12]

“ In November, Colorado voters will vote on whether or not to legalize sports betting. If that vote was being held today, would you vote YES or NO?^[13] ”

Poll results are displayed below:

Colorado Proposition DD [hide]					
Poll	Support	Oppose	Unsure	Margin of error	Sample size
<i>BettingUSA.com</i> Poll  6/2/19 - 6/5/19	29.0%	31.5%	39.5%	+/-1.3	5,000

Note: A "0%" finding means the candidate was not a part of the poll. The polls above may not reflect all polls that have been conducted in this race. Those displayed are a random sampling chosen by Ballotpedia staff. If you would like to nominate another poll for inclusion in the table, send an email to editor@ballotpedia.org.

Campaign finance

See also: *Campaign finance requirements for Colorado ballot measures*

If you are aware of committees registered to support or oppose this initiative, please email editor@ballotpedia.org.

The campaign finance information on this page is according to the most recent scheduled reports processed by Ballotpedia, which covered through August 28, 2019. The deadline for the next scheduled reports is September 16, 2019.

Ballotpedia did not identify any committees registered to support Proposition DD.

One committee is registered to oppose Proposition DD: **Coloradans for Climate Justice**. The committee had not reported any campaign finance activity.

Background

2018 Supreme Court ruling on sports betting

In 2017, the U.S. Supreme Court heard arguments in a case, *Murphy v. NCAA* (originally *Christie v. NCAA*), regarding the legality of legislation authorized by Public Question 1. On May 14, 2018, the U.S. Supreme Court ruled 7-2 that the federal government could not require states to prohibit sports betting, thereby overturning the federal ban on sports betting and allowing states to legalize sports betting if they wish.^[14]

The Professional and Amateur Sports Protection Act (PASPA) and *Murphy v. NCAA*

See also: *Murphy v. NCAA*

Murphy v. NCAA (originally *Christie v. NCAA*) was a case about the anti-commandeering doctrine, which is based on the Tenth Amendment to the United States Constitution and dictates that Congress cannot *commandeer* state governments to enforce federal law. The question, in this case, was whether the Professional and Amateur Sports Protection Act (PASPA), a federal law that prohibits states from authorizing sports gambling, violated the anti-commandeering doctrine.

The United States Congress passed PASPA in 1992. The act prohibited any governmental entity, including states, from sponsoring, operating, advertising, promoting, licensing, and/or authorizing by law any wagering scheme on amateur or professional team games. However, PASPA contained certain exemptions. One of those exemptions allowed New Jersey to enact a sports gambling scheme if the scheme were written into law within one year of PASPA's enactment. At that time, New Jersey declined to implement such a scheme, and the one-year exemption under PASPA expired.^[15]

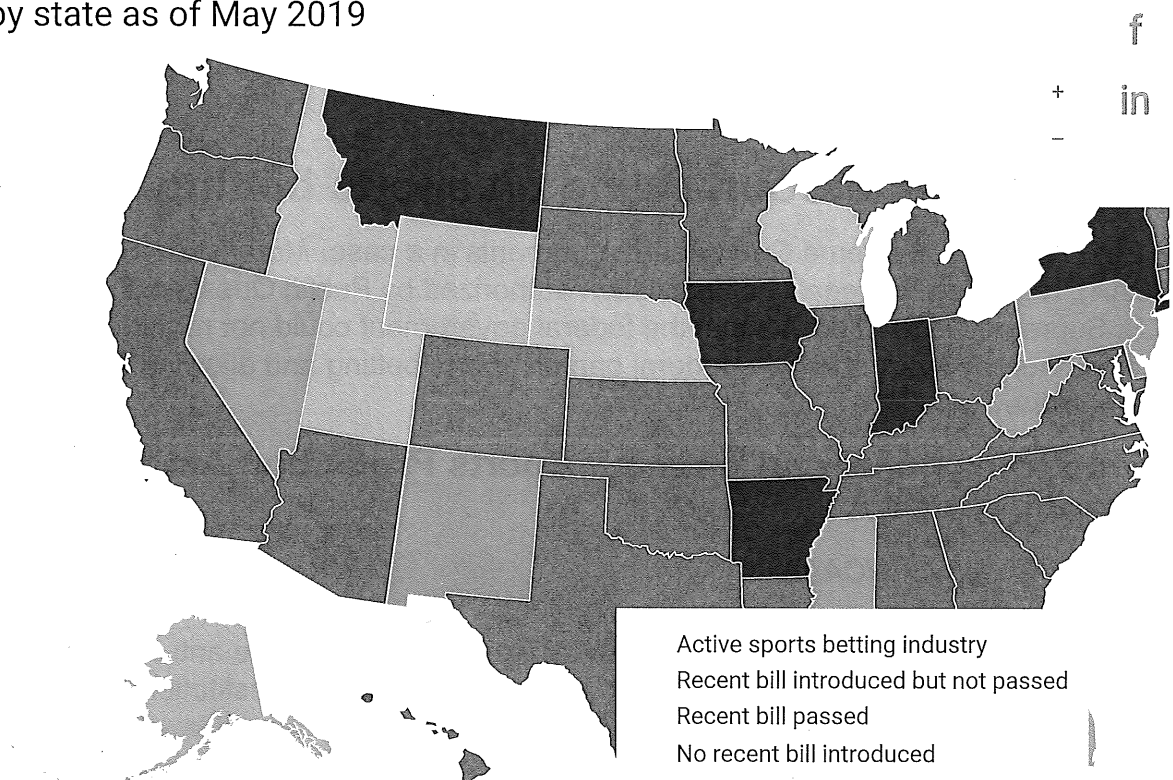
Then, in 2011, New Jersey voters approved an amendment to the New Jersey Constitution authorizing the legislature to legalize betting on the results of professional, college, and amateur sporting events.

Based on the amendment, New Jersey passed the Sports Wagering Act of 2012. The law provided for regulated sports wagering in New Jersey's casinos and racetracks and established a state regulatory scheme for sports wagering in the state. Four professional sports leagues (the National Football League, Major League Baseball, the National Basketball Association, and the National Hockey League) and the National Collegiate Athletic Association (NCAA) (referred to together as *the leagues*) filed a lawsuit in federal court to stop enforcement of the New Jersey law, arguing that it violated PASPA. In response, New Jersey acknowledged that the law violated PASPA, but argued that PASPA violated the anti-commandeering doctrine and was therefore unconstitutional.

States with sports betting

As of May 2019, eight states had active sports betting industries: Delaware, Indiana, Mississippi, Nevada, New Jersey, Pennsylvania, Rhode Island, and West Virginia. Recent bills have passed in Montana, Iowa, Indiana, Arkansas, New York, and Washington, D.C. In Alaska, Idaho, Wisconsin, Wyoming, Utah, Nebraska, and Florida, bills were introduced but not passed. In the remaining states, no recent bills were introduced.^[16]

Sports betting by state as of May 2019



Ballotpedia staff updates this map on a monthly basis

Source: ESPN

BALLOTPEDIA

Sports betting on the ballot

2020

A measure was proposed in South Dakota targeting the 2020 ballot that would authorize wagering on sporting events within the City of Deadwood in South Dakota. Currently, the South Dakota Constitution authorizes roulette, keno, craps, limited card games and slot machines within the city limits of Deadwood.

2018

Voters in Arkansas approved legalizing sports betting through Issue 4 in 2018 by defining *casino gaming* to include wagering on sporting events. Voters in Louisiana approved a measure in 2018 that allowed online fantasy sports contests in which participants could win prizes.

Gambling in Colorado

There are about 40 casinos in Colorado. The casinos are located in three towns: Central City, Cripple Creek, and Black Hawk. American Indian tribes also run casinos in the towns of Ignacio and Towaoc. Gambling activities include poker, slots, craps, and roulette.^[17]

Colorado Taxpayer Bill of Rights (TABOR)

This measure requires voter approval under TABOR since it proposes to implement a new tax.

The TABOR Amendment requires statewide voter approval of tax increases. The Colorado Taxpayer Bill of Rights was passed in 1992 as Initiative 1 by a vote of 53.68% to 46.32%. The measure was spearheaded by Colorado activist Douglas Bruce (R).^{[18][19]}

TABOR limits the amount of money the State of Colorado can take in and spend. It limits the annual increase for some state revenue to inflation plus the percentage change in state population. Any money collected above this limit is refunded to taxpayers unless the voters allow the state to spend it. Referendum C of 2005 asked voters if the state may spend money it collects above the limit on health care, public education, transportation projects, and local fire and police pensions. It was approved.^[20]

When state voters approve a tax increase or other revenue change, the resulting revenues are exempt from the TABOR limit on fiscal year spending. Below is a chart by the Colorado Legislative Council Staff detailing revenue limits under TABOR:^[21]

\$15,000.0

\$10,000.0

\$5,000.0

\$0.0

FY 1992-93
FY 1993-94
FY 1994-95
FY 1995-96
FY 1996-97
FY 1997-98
FY 1998-99
FY 1999-00
FY 2000-01
FY 2001-02
FY 2002-03
FY 2003-04
FY 2004-05
FY 2005-06
FY 2006-07
FY 2007-08
FY 2008-09
FY 2009-10
FY 2010-11
FY 2011-12
FY 2012-13
FY 2013-14
FY 2014-15
FY 2015-16
FY 2016-17
FY 2017-18

TABOR ballot measures

Since 1992 when TABOR was adopted through 2018, Colorado voters have decided on 19 ballot measures that would have increased revenue for the state as required by TABOR. The subjects of the 19 measures were as follows:

- Four measures asked voters if the state could retain revenue that would have otherwise been refunded to taxpayers under TABOR;
- Four measures asked voters to adopt a *new* tax;
- Two measures asked voters to eliminate a tax exemption;
- Eight measures asked voters to adopt a tax *increase*; and
- One measure asked voters to adopt a tax increase *and* eliminate a tax exemption.

Four (21%) of the 19 measures were approved while 15 (79%) were defeated.

The four measures that were approved were as follows:

- Colorado Tobacco Tax Increase for Health-Related Purposes, Initiative 35 (2004);
- Colorado State Business Income Tax Deduction Limit, Referendum H (2006);
- Colorado Proposition AA, Taxes on the Sale of Marijuana (2013); and
- Colorado Marijuana TABOR Refund Measure, Proposition BB (2015).

Colorado Water Plan

Some of the tax revenue from this amendment would be used to fund the Water Implementation Cash Fund for Colorado's Water Plan. The Water Plan is concerned with how to preserve and conserve water in the state while experiencing population growth. The following is an excerpt from the executive summary of Colorado's Water Plan published by the state discussing the financial requirements of the Water Plan:^[22]

“ Only one-tenth of 1 percent of the state's budget goes toward natural resources, including loans for water projects. While we estimate \$20 billion in financial need in the areas of water supply, water infrastructure, recreation, and the environment over the next 30 years, water providers have plans in place to meet much of this need. Because our water is too important to fail, the State will continue to work with water users and stakeholders to ensure financing options are available for water projects.^[13] ”

Path to the ballot

See also: *Laws governing the initiative process in Colorado*

The state process

In Colorado, a legislatively referred state statute must be passed by a simple majority vote in each chamber of the state legislature. Legislatively referred measures do not need to be signed by the governor, but governor Jared Polis (D) signed the measure on May 29, 2019.^[9] Due to the Colorado TABOR, statewide voter approval is required to enact any legislation to increase government revenue at a faster rate than the combined rate of population increase and inflation.

House Bill 1327 was introduced in the House on April 18, 2019. It passed in the House in a vote of 58-6 on April 24, 2019. The bill passed in the Senate by a vote of 27-8 on May 3, 2019.^[8]

Vote in the Colorado House of Representatives April 24, 2019				Vote in the Colorado State Senate May 3, 2019			
Requirement: Simple majority vote of all members in each chamber				Requirement: Simple majority vote of all members in each chamber			
Number of yes votes required: 33 ✓				Number of yes votes required: 18 ✓			
	Yes	No	Not voting		Yes	No	Not voting
Total	58	6	1	Total	27	8	0
Total percent	63.07%	35.38%	1.53%	Total percent	77.14%	22.86%	0.00%
Democrat	36	4	1	Democrat	16	3	0
Republican	22	2	0	Republican	11	5	0

How to cast a vote

See also: Voting in Colorado

Poll times

In Colorado, the polls are open from 7:00 a.m. to 7:00 p.m. Mountain Time. An individual who is in line at the time polls close must be allowed to vote.^[23]

Registration requirements

In Colorado, an individual can register to vote if he or she is at least 16 years old and will be 18 by Election Day. A voter must be a citizen of the United States and have lived in Colorado at least 22 days prior to Election Day.^[24]

Colorado voters can register through Election Day but must register at least eight days prior to Election Day to automatically receive a ballot in the mail. Voters who register after that point must pick up a ballot in person at any Voter Service and Polling Center. Voters can register online or submit a form in person or by fax, email, or mail.^{[25][26]}

Online registration

See also: Online voter registration

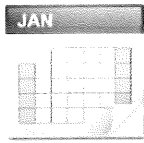
Colorado has implemented an online voter registration system. Residents can register to vote by visiting this website [↗](#).

Voter ID requirements

Colorado voters must provide a valid form of identification if they choose to vote in person. The identification does not have to include a photo. For a full list of acceptable forms of identification, click here.^[27]

See also

2019 measures



- 2019 ballot measures
- Gambling on the ballot
- Taxes on the ballot
- 2019 petition deadlines

Colorado



- Colorado ballot measures
- Colorado initiative laws

News and analysis



- Ballot measure lawsuits
- Ballot measure readability
- Ballot measure polls
- Ballot measure signature costs

External links

- [HB 1327 overview](#)
- [HB 1327 full text](#)

Footnotes

1. *National League of Cities*, "NLC Joins Three Supreme Court Amicus Briefs," accessed May 8, 2019
2. *Colorado Legislature*, "House Bill 1327 full text," accessed May 3, 2019
3. *Colorado Legislature*, "Fiscal impact statement for House Bill 1327," accessed May 3, 2019
4. *Colorado Legislature*, "HB 1327 Fiscal Impact Statement," accessed May 8, 2019

Only the first few references on this page are shown above. [Click to show more.](#)

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AGENDA ITEM - 9.b.

TITLE:

Lance Waring

Presented by:

Time needed:

PREPARED BY:

Lance Waring

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

See attached.

FISCAL IMPACT:

Contract Number:	Date Executed	End Date	Department(s)
YYYY-###			Board of County Commissioner Staff
Description:			

ATTACHMENTS:

Description

Lance - Update on Outside Meetings

Upload Date

9/11/2019

I attended a gondola subcommittee meeting on 9/9. The board heard from its hired engineering consultants regarding technical options for the gondola ranging from "do nothing" to "full replacement of towers and terminals." No decisions were reached, but we now have most current pricing and facts to digest, debate, and disseminate.

PS. As you know, the gondola subcommittee has submitted a budget request of us for 17K for the coming year--mostly to pay our consultants to be present at board, stakeholder and perhaps some community meetings in 2020.

Garrett Brafford with the TMVOA, does not anticipate we will be asked to participate at this financial level after this year. There may be a 2021 request for funds to hire a facilitator to direct future community meetings, but it should be "significantly less."

LW



Initials

Reference to

Name Oswald Graber

Date July 5, 2019

TMVOA

Attn. Garrett Brafford

per email to:

garrett@tmvoa.org

TellurideMVG_Phase2_Agreement_05JUL2019.doc

AGREEMENT: Telluride Mountain Village Gondola
Dated July 5, 2019
PROJECT NAME: Phase 2 Consulting
PROJECT LOCATION: Telluride Mountain Village, CO, USA

Dear Mr. Brafford,

We are pleased to update our quote for Phase 2 based on our results of our Phase 1 report, the 2018 BBC economic report, and the 2016 Doppelmayr engineering and feasibility study.

As mentioned in the email correspondence, this will be a joint effort between Outdoor Engineers, Inc. (Oswald Graber) and Nusser & Partner GmbH (Heinz Nusser) as sub-contractor to Outdoor Engineers, Inc. Please find a brief bio for Nusser & Partner GmbH (Heinz Nusser) attached.

Scope:

The scope will be as described in the Phase 1 engagement document including the key strength of Nusser & Partner GmbH as modified by discussions with the Committee Chairman Mr. Brafford, as follows:

The four steps below are focusing on the implementation of a transparent project development process with clear decision criteria.

Main benefits of this phase are:

- Stakeholder alignment on the region's transportation needs & relevant criteria as it relates to the future of the gondola system
- Stakeholder alignment on operation, maintenance and capital cost allocations beginning 1/1/2028
- Transparency and traceability of decisions
- Reliable roadmap for the project development period

Step 1: Gondola Subcommittee ("Subcommittee") Information Gathering & Planning

- Work with Subcommittee to determine baseline for criteria and major discussion topics for Step 2 Stakeholder Meetings
 - Stakeholder mapping
 - Definition of "stakeholder currencies"
 - Elaboration of a communication concept incl. masterplan

- Create summary documents of phase 1, 2018 BBC economic report, and 2016 Doppelmayr study to educate public and stakeholders
- Public education
- Work with Subcommittee to develop timeline and lead Step 2 meeting structure, Stakeholder formation (SMC, TOT, TMV, TSG, TMVOA), and strategic timeline with measurable goals and deadlines

Step 2: Stakeholder Meetings & Alignment

- Implementation of a transparent and traceable process to reach a long-term optimum solution.
- Attend and assist with official "Stakeholder Meetings" (SMC, TOT, TMV, TSG, TMVOA) to help educate and guide stakeholder conversation in conjunction with an unbiased moderator. Preliminary timeline and goals to be determined in Step 1, but finalized by Stakeholder Meetings in Step 2. Frequency of meetings and duration of timeline TBD.
 - A jointly agreed starting ground (incl. reports and results from phase 1)
 - A shared vision about the intention behind the gondola project (city development, touristic impact, sustainability, ...)
 - Distinct criteria (so called value drivers) for decision making (esp. between alternatives) and business case optimization
 - Breakdown of value drivers to a set of measurable indicators (extended business case components including criteria beyond ROI)
 - Alignment of workshop results with key stakeholders.
 - Definition of a project development process (roadmap) in alignment with engineering steps
- Technical Evaluation for Stakeholder Meetings (after Stakeholder input on criteria):
 - Provide analysis of aging parts and ongoing costs (and safety)
 - Review original C-Tec plans (Doppelmayr has original)
 - Create evaluation of options of the Future of the Gondola, with costs, down-time, capacity, and other important, identified criteria
- Rough evaluation of extended system case components with alternatives
- Rough calculation of business cases for alternatives
- Address urban transportation factor & compare to similar resorts
- Additional Stakeholder Meetings to discuss technical evaluation
- Additional Stakeholder Meetings to discuss funding/cost allocation beyond 1/1/28 or prior if new/modified Gondola desired

Step 3: Process Stakeholder Input & Evaluate Path Forward

- Work with Subcommittee to process stakeholder input and create summary of stakeholder alignments and identify areas needing further clarification; discuss resolution & potential options to present to public
- Continue public education
- Hold TOT, TMV, TMVOA and SMC public sessions & perform surveys to get public input
- Summarize feedback from surveys & public sessions to present to Stakeholder Meeting group
- Alignment with project development process and engineering progress for all stakeholders through multiple meetings

Step 4: Final Stakeholder Meetings & Resolutions

- Stakeholder meetings to finalize recommendations and conceptual plan for future of gondola and cost allocation
- Work with legal teams to evaluate best way to reflect resolution
- Final phase 2 report outlining considerations, recommendations and conceptual plan (gondola system, costs, responsibilities, timeline, down-time plan, impact of decisions on guests and ridership, basis for decision making, summary of process, and final summary/executive summary)
- Public education and website pages

Price for above and attached services:

USD \$125'000.00

Price Base:

- Net, excluding all taxes and duties

Payment Terms:

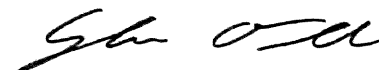
- 20% down payment with order
- 20% at project start approx. July 2019
- 20% progress payment December 2019
- 20% progress payment March 2020
- 20% at completion (submittal of final report)

Schedule:

- Start: approx. July 2019
- Duration: 14 to 18 months

Yours faithfully,

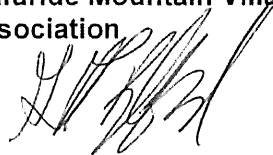
OUTDOOR ENGINEERS, INC.



Oswald Graber
President

Accepted by:

**Telluride Mountain Village Owners
Association**



Garrett Brafford
Director of Operations & Finance



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Re: FW: Budget- Gondola Consulting 2020

1 message

Ramona Rummel <ramonar@sanmiguelcountyco.gov>

Wed, Aug 14, 2019 at 3:27 PM

To: Nina Kothe <ninak@sanmiguelcountyco.gov>, Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Not sure I am following you on the 2019 estimated costs, but thanks for putting the 2020 request in as a placeholder.

Ramona Rummel
Finance Manager



PO Box 486, Norwood CO 81423
970-327-4885

www.sanmiguelcountyco.gov

On Wed, Aug 14, 2019 at 3:08 PM Nina Kothe <ninak@sanmiguelcountyco.gov> wrote:

One thing to keep in mind on this is that TMVOA may not be requesting the remaining 2019 funding, they have only billed the \$10,000 so far.

I'll place the \$17,000 request in community support for now for Commissioners to consider.

----- Forwarded message -----

From: **Whitney Pearce** <whitney@tmvoa.org>

Date: Wed, Aug 14, 2019 at 3:03 PM

Subject: FW: Budget- Gondola Consulting 2020

To: Ninak@sanmiguelcountyco.gov <Ninak@sanmiguelcountyco.gov>

From: Whitney Pearce

Sent: Monday, July 22, 2019 2:13 PM

To: lancew@sanmiguelcountyco.gov; lynn@sanmiguelcountyco.gov

Cc: Garrett Brafford <garrett@tmvoa.org>; Ramona Rummel <ramonar@sanmiguelcountyco.gov>

Subject: Budget- Gondola Consulting 2020

Good Afternoon,

As budgeting for 2020 commences, TMVOA would like to communicate and share the requested cost structure for Phase 2 of the Gondola Consulting project, as well as the request for equal funding between entities. As you may recall, this was presented publicly by Garrett Brafford in May.

Please note, only actual bills will be invoiced (along with supporting backup). The estimated 2020 costs are as follows:

• 2020 Portion of Outdoor Engineering's Phase 2 Contract	\$50,000
• Mediator/Consultant allowance	\$20,000
• Ford Frick (Economic Consultant) Involvement	\$10,000
• Contingency	\$5,000
<u>Total Estimated 2020 Spend</u>	<u>\$85,000</u>

**For Consultant details on scope, implementation steps, and the quote for Outdoor Engineering's Phase 2, please see attached, "Phase 2 Gondola Planning Agreement 7.8.19.pdf"

If acceptable, please budget 1/5th of the cost equal to a **total request of \$17,000 per entity** for 2020.

Please let Garrett Brafford, Director of Operations & Finance, know if you have any questions/concerns.

Sincerely,

Whitney Pearce

Whitney Pearce, CPA

Accounting Manager

Telluride Mountain Village Owners Association

113 Lost Creek Lane, Suite A, Mountain Village, CO 81435

Phone: (970) 728-1904 x 5

Fax: (970) 369-7656

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(970) 728-3844

