AGENDA
July 17, 2018

BOARD OF COMMISSIONERS
113 N. COURT

BUENA VISTA SCHOOL DISTRICT
BUENA VISTA, COLORADO

PLEASE NOTE: The Agenda times are approximate; items may be discussed before or after the times listed below.

9:00 a.m. Regular meeting of the Board of Commissioners

Pledge of Allegiance

❖ Review public meeting list

❖ Public Comment

A. 9:15 a.m. Public Hearing - Consider a request for an Application for License to Sell Fermented Malt Beverage (3.2% beer) for consumption off premises. Application filed by JV Food Shop, Douglas Jordan and Cynthia Tharp, for premises located at 12900 US Hwy 24/285, Buena Vista, CO. (Attorney Mortimer)

B. 9:30 a.m. Public Hearing – Consider an application for Special Events Permit to sell beer, wine and spirits by the glass at a special event to be held August 4, 2018 at “Large field located near Frontier Ranch off of CR 321, Coordinates: 38.741755, -106.157920.” Application filed by Colorado Fourteeners Initiative, 1600 Jackson Street, suite 205, Golden, CO 80401. (Attorney Mortimer)

C. 10:00 a.m. Public Hearing – Consider approval of Ordinance 2018-03 “An Ordinance Restricting Open Fires and Open Burning in the Unincorporated Areas of Chaffee County and Providing Penalties for Violation of Such Ordinance” (Attorney Davis)

D. Consider County as the applicant & fiscal agent for the Colorado the Beautiful grant application for the Stage & Rail Trail project. (Julie Mach, Conservation Director)

E. Consider County as the applicant & fiscal agent for the Colorado the Beautiful grant application for Envision in Balance project. (Donna Rhoads)

F. Consider letter of support for the Rafter 26 Ranch Phase II Conservation Easement. (Commissioners Baker and Felt)
G. Consider letter of support and local match for the Monarch Pass Forest & Watershed Health Project. (Director of Administration Christiansen)

H. Consider approval of DOLA Tier I grant application for a Comprehensive Plan Update/Rewrite (Director of Administration)

I. Consider letter of participation in the November 6, 2018 General Election. (Administrator Christiansen)

Consent Agenda:
- Pay Bills
- Report from the County Public Trustee for 2nd quarter 2018
- Report from the County Treasurer for the month of June, 2018

Old Business:
- County Project Status Report
- Fire Protection Boundary Update
- Cottonwood FLAP

Potential Road Trip

****The official posting site for the Chaffee County Board of Commissioners meeting agenda’s is at the County Court House.

It is the policy of Chaffee County that all County sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the County’s ADA Coordinator at 719-539-3463 or e-mail bweenes@chaffeecounty.org at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

From time to time throughout the year, two or more Commissioners may meet to discuss day-to-day oversight of County property and/or supervision of employees. Such meetings are held in accordance with C.R.S. § 24-6-402(2)(f) and, therefore, prior notice may not be posted. No policies, positions, resolutions, rules or regulations are adopted at day-to-day business meetings, nor is any formal action taken. Accordingly, no official minutes of day-to-day business meetings may be kept.
# BOARD OF COUNTY COMMISSIONERS PUBLIC MEETINGS

**THIS NOTICE IS POSTED PURSUANT TO C.R.S. 24-604 02 (IV)(c)(4)(b).**

**THERE WILL BE NO DECISIONS OR FORMAL ACTIONS MADE BY THE COMMISSIONERS AT THESE MEETINGS EXCEPT FOR THE REGULAR OR SPECIAL MEETINGS OF THE BOARD OF COMMISSIONERS**

Address for meeting places: **Commissioners Meeting Room** 104 Crestone Ave., Salida, **Buena Vista School District Offices**, 113 N. Court, **Buena Vista Annex**, 112 Linderman Ave., **Fairgrounds**, 10165 County Road 120, Poncha Springs, **Harriet Alexander Field**, County Road 140, Salida. Meeting places are subject to change and will be posted.

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<tr>
<td>July 17, 2018</td>
<td>9:00 a.m.</td>
<td>Commissioner’s Regular Meeting</td>
<td>Buena Vista</td>
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<td>July 17, 2018</td>
<td>4:00 p.m.</td>
<td>Joint Work Session between County Commissioners and Planning Commission</td>
<td>Salida</td>
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<td>July 24, 2018</td>
<td>3:00 p.m.</td>
<td>Visitors Bureau</td>
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<td>July 25, 2018</td>
<td>9:00 a.m.</td>
<td>Airport Advisory Board Meeting</td>
<td>Harriet Alexander Field</td>
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<td>July 31, 2018</td>
<td>9:00 a.m.</td>
<td>Commissioner’s Sitting as Board of Adjustment</td>
<td>Salida</td>
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<tr>
<td>July 31, 2018</td>
<td>4:00 p.m.</td>
<td>Planning Commission Work Session followed by Regular Meeting</td>
<td>Buena Vista School District Offices, 113 N. Court</td>
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<td>July 10, 2018</td>
<td>9:00 a.m.</td>
<td>Commissioner’s Regular Meeting</td>
<td>Salida</td>
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<td>August 2, 2018</td>
<td>6:30 p.m.</td>
<td>Fair Committee</td>
<td>Fairgrounds</td>
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<td>August 7, 2018</td>
<td>9:00 a.m.</td>
<td>Commissioner’s Regular Meeting</td>
<td>Salida</td>
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*7/13/18*

This list may be updated daily. Posted in posting area outside of Commissioners Office.
Please publish in the Mountain mail on July 6, 2018
Send billing to the Commissioner’s Office.

PUBLIC NOTICE

Notice is hereby given that the Chaffee County Board of Commissioners will hold a Public Hearing at 10:00 a.m. on Tuesday, July 17, 2018 during a regular meeting of the Board of County Commissioners at the Buena Vista School District Office, 113 N. Court, Buena Vista, Colorado for the purpose of amended Ordinance 2006-02 Restricting Open Fires and Open Burning in the Unincorporated Areas of Chaffee County and Providing Penalties for Violation of Such Ordinance. The amendment would update outdated language and incorporate statutory changes, including changes to the penalty for leaving campfires unintended. The amendment would replace the existing ordinance.

Additional information and copies of the proposed changes are available at the Chaffee County Administrative Office, 104 Crestone Avenue, Salida, Colorado, during business hours. The proposed ordinance is also available on the Chaffee County website at www.chaffecounty.org. All interested parties are encouraged to attend the meeting and public hearing or submit a statement with opinions and comments on the proposed Ordinance.

The proposed ordinance is set forth below.

CHAFFEE COUNTY
ORDINANCE NO. 2018-03

TITLE: AN ORDINANCE Restricting open fires and open burning in the unincorporated areas of Chaffee County and providing penalties for violation of such ordinance.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CHAFFEE COUNTY COLORADO:

WHEREAS, the Board of County Commissioners of Chaffee County (the “Board”), pursuant to Sections 30-11-107(l)(a) and 30-15-401, et. seq. C.R.S., has the general enabling power to adopt ordinances, resolutions, rules and other regulations as may be necessary for the control or licensing of those matters of purely local concern, and to do all acts which may be necessary or expedient to promote the health, safety, and welfare of the citizens of Chaffee County; and

WHEREAS, pursuant to Section 30-15-401(l)(n.5) C.R.S., the Board has specific authority to adopt an ordinance banning open fires to a degree and in a manner that the Board deems necessary to reduce the dangers of wildfires within those portions of the unincorporated areas of the County where danger of forest or grass fires is found to be high; and

WHEREAS, pursuant to Section 30-15-201 C.R.S., persons who leave campfires unattended and fail to
totally extinguish such fires before breaking or leaving camp are subject to a fine; and

WHEREAS, Section 30-15-405 C.R.S., provides that except for ordinances calling for special elections or necessary to the immediate preservation of the public health or safety and containing the reasons making the same necessary, such ordinances shall not take effect and be in force before thirty days after they have been so published; however, an excepted ordinance shall take effect upon adoption; and

WHEREAS, the Sheriff of Chaffee County (Sheriff) is authorized under the provisions of Section 30-10-512 and 30-10-513 C.R.S., to act as fire warden of the County in case of prairie or forest fires, and to assume charge or assist other governmental authorities in controlling or extinguishing forest or prairie fires; and

WHEREAS, the Sheriff may appoint a Deputy Fire Warden to act on his behalf in matters relating to fire prevention and fire control in Chaffee County; and

WHEREAS, open fires and open burning can be a prime cause of forest and prairie fire in Chaffee County; and

WHEREAS, the Sheriff, has advised the Board that atmospheric conditions, including lack of moisture, and other local conditions may create a high danger of forest and prairie fires in Chaffee County, thereby making open fires and open burning within the unincorporated areas of Chaffee County hazardous; and

WHEREAS, the Sheriff, either directly or through the Deputy Fire Warden, monitors fire weather conditions and fire danger ratings; and

WHEREAS, fire danger ratings and restrictions need to be coordinated among the various wildland fire agencies within the County and surrounding Counties; and

WHEREAS, objective criteria have been developed among cooperating counties, state and federal Forest Service and other wildland fire agencies; and

WHEREAS, changing conditions require that fire restrictions need to be implemented and/or released in a timely manner;

WHEREAS, the Colorado State Forest Service, the Division of Fire Prevention and Control in the Department of Public Safety and the United States Forest Service have, at times, requested restrictions be placed on open burning in unincorporated areas of Chaffee; and

WHEREAS, the Board finds that competent evidence has been presented indicating that the danger of forest and prairie fires in Chaffee County is periodically high, and therefore it is necessary to the preservation of the public health, safety, and welfare of the citizens of Chaffee County to impose restrictions on all open fires and open burning within the unincorporated areas of Chaffee County;

Section 1. Repeal and Re-Enactment. The Board of County Commissioners hereby repeals Ordinance No. 2006-02 and re-enacts said ordinance as indicated below.

Section 2. Title. This ordinance shall be known and referred to as the "Chaffee County Open Fire and Open Burning Restriction Ordinance," and may be cited and referenced as such.
Section 3. Purpose. The purpose of this Ordinance is to preserve and protect the public health, safety, and welfare of the citizens of Chaffee County, Colorado, by restricting open fires and open burning in the unincorporated areas of Chaffee County in order to prevent forest and prairie fires given the high danger of such fires as a result of atmospheric conditions, including lack of moisture, and other local conditions in Chaffee County.

Section 4. Authority. This Ordinance is authorized by, inter alia, generally, part 1 of article 11 of title 30, and part 4 of article 15 of title 30, and specifically, part 4 of article 15 of title 30 at section 401(l)(n.5), C.R.S.

Section 5. Interpretation. This Ordinance shall be so interpreted and construed as to effectuate its general purpose to preserve and protect the public health, safety, and welfare of the citizens of Chaffee County, Colorado, by restricting open fires and open burning in the unincorporated areas of Chaffee County in order to prevent forest and prairie fires given the high danger of such fires in Chaffee County. Section headings and any cross references, if any, of this Ordinance shall not be deemed to govern, limit, modify or affect in any manner the scope, meaning or extent of the provisions of this Ordinance or any section thereof.

Section 6. Application. This Ordinance shall apply throughout the unincorporated areas of Chaffee County, including public, private, state, and applicable federal lands.

Section 7. Definitions.

7.1 Open Fires: For purposes of this Ordinance, open fires shall be defined as any outdoor fire or burn, including, but not limited to, campfires, warming fires, charcoal fires, any type of charcoal-fueled broilers or bar-b-que grills, fires in wood-burning stoves, and the prescribed burning of fence lines or rows, ditches, fields, farmlands, rangelands, wildlands, slash piles, trash, and debris.

- Campfire and Warming Fires are fires within a ring or fire grate, no greater than three feet in diameter.
- Small Open Fires are Open Fires smaller than ten feet in diameter and no more than three feet in height.
- Large Open Fires are Open Fires at least ten feet in diameter or greater than three feet in height, or both.

7.2 Fire Restriction Evaluation Guidelines: That set of evaluation criteria currently in use by local federal, state and local fire suppression/management agencies for monitoring fuel moistures, fire danger class, current impacts on suppression resources, current fire cause types, fire weather forecasts, and other indicators of predicted fire danger.

7.3 No Burn Days: No Burn Days are days which no Open Fires are allowed, including all exempted fires.

7.4 Stage I Restrictions: Forbid building, maintaining or attending any Open Fire within Chaffee County. The following are exempt from Stage I fire restrictions and excluded from a Stage I ban:

- Campfires, warming fires and charcoal fires within a permanent constructed fire grate in a developed public campground or picnic ground or permanent constructed fire grate or fire ring in a commercial campground or on private property.
• LP gas or liquid fueled stoves and appliances which allow the operator to turn the flame on and off.
• Fireplaces within enclosed buildings which are equipped with adequate spark arresting screens on the flue.
• Charcoal grill fires at private residences.

All permitted fires must be diligently supervised, in person and never be left unattended.

7.5 Stage II Restrictions: Forbid building, maintaining or attending any Open Fire within Chaffee County. In addition, the following is prohibited during Stage II Restrictions:
• Using explosive material: i.e., fireworks, blasting caps or any incendiary device that may result in ignition of flammable material.
• Smoking, except within an enclosed vehicle or building or in an area at least three feet in diameter that is barren or cleared of all flammable material.
• The use of combustion engines and chainsaws, except to the extent exempt (see below).
• Welding or operating an acetylene or similar torch with an open flame, except within an area of at least 20 feet in diameter that is barren or cleared of all flammable material.

The following are exempt from Stage II fire restrictions and excluded from a Stage II ban:
• LP gas or liquid fueled bar-b-ques/stoves and appliances which allow the operator to turn the flame on and off.
• Fireplaces within enclosed buildings which are equipped with adequate spark arresting screens.
• The use of combustion engines and chainsaws with adequate spark arrestors, provided the operator has with him or her a chemical-pressurized fire extinguisher of not less than 8 ounces capacity by weight, and has readily available for use a size 0 or larger round pointed shovel with an overall length of at least 36 inches.

All permitted fires must be diligently supervised, in person and never be left unattended.

7.6 Open Fire Regulation: Regardless of whether or not Stage I or Stage II restrictions are in place, Open Fires within Chaffee County shall be regulated as set forth below:
• All Open Fires must be diligently supervised, in person, by the appropriate number of persons given the extent and type of fire and the conditions at the time of the fire. No more than one Open Fire may be conducted by any person or group at any one time. Open Fires shall never be left unattended.

• All Large Open Fires and slash, trash, or debris piles that meet the definition of a Small Open Fire may begin no earlier than sunrise; from October through April, spreading must be contained by 1:00 p.m. the same day, and the fire must be completely extinguished by 2:00 p.m. the same day; from May through September, spreading must be contained by 11:00 a.m. the same day, and the fire must be completely extinguished by noon the same day. There are no time restrictions on Small Open Fires (except for slash, trash, or debris piles that constitute a Small Open Fire). The following is exempt from the time restrictions:

From October through April, slash, trash or debris piles that meet the definition of a Large Open Fire must be inspected and permitted by the Sheriff’s Office before burning may begin. The Permit shall specify the location of the burn, the estimated size and duration of the burn, and the address and contact numbers of the person(s) responsible
for the burn. Such fires may begin no earlier than sunrise and shall be diligently supervised at all times throughout the burn, including 24-hour-day watch (however, 24-hour-day watch shall not be required in areas having over six inches of snow on the ground and such has been specified in the Permit). From May through September, burning of slash, trash or debris piles that meet the definition of a Large Open Fire shall not be permitted. Consistent with Section 30-15-401(1)(n.5)(II)(E), C.R.S., broadcast burns conducted within federal and state guidelines that have a written prescribed fire plan and lawfully conducted agricultural burns in connection with agricultural operations are exempt from the permit requirement, although all such burns must still comply with all restrictions and limitations set forth in this Ordinance. See Section 25-7-123(1)(b), C.R.S. The Sheriff may require a deputy or other law enforcement personnel along with a fire suppression vehicle at any Open Fire, including an agricultural burn.

- The ability to control and extinguish the fire must be within the capabilities of the person or persons attending the fire, given the size of area being burned, the personnel and equipment present and immediately available and the conditions on the day of the fire. The size of the fire shall be such that the attending person or persons can extinguish the fire immediately if necessary.

- Prior to commencing a Large Open Fire (other than Large Open Fires requiring a Permit, as described above), the Sheriff’s Department of Chaffee County must receive reasonable notice of the intent to have an Open Fire. Only 12 Large Open Fires shall be approved for any given day, six north of the community of Centerville and six south of the community of Centerville.

- Persons responsible for the Open Fire have the duty to contact the Sheriff’s department immediately prior to the fire to determine whether a particular day is a “no burn” day, whether or not such person previously notified the department of the intent to have an Open Fire.

- In addition to the above restrictions, the burning of household trash and other trash, to the extent permitted by state law, must be performed in acceptable closed containers that are covered by a spark arrester-type screen. All combustion engines and chainsaws must be equipped with spark arrestors.

- Campfires and Warming Fires must be on private property or in an adequately constructed fire grate or fire ring. No yard, household waste or trash may be used as fuel in a Campfire or Warming Fire and all fuel on the fire must remain fully within the ring or grate (no push logs allowed).

Section 8. Unlawful Acts.

8.1 During Stage I or Stage II Restrictions, it shall be unlawful for any person to build, maintain, attend or use an Open Fire, or otherwise violate the terms of the restrictions, other than as exempted, in the unincorporated areas of Chaffee County including public, private, state, and applicable federal lands.

8.2 During a “no burn” day, it shall be unlawful for any person to build, maintain, attend or use an Open Fire, conduct sales of fireworks, or engage in outdoor smoking, even if such would otherwise constitute an exempt fire.
8.3 If a law enforcement officer has required that an exempt fire be extinguished, it shall be unlawful to fail to immediately extinguish such a fire.

8.4 It shall be unlawful for any person to build, maintain, attend or use an Open Fire in violation of the Open Fire Regulation.

8.5 It shall be unlawful for any person to leave a campfire unattended or fail to totally extinguish a campfire before breaking or leaving camp.

Section 9. Exemptions. The following shall not be in violation of Section 8:

- Commercial or community fireworks displays properly permitted.
- Persons with a permit or written authorization from the Sheriff from the Deputy Fire Warden specifically authorizing the otherwise prohibited act or omission.
- Any federal, state, or local officer, or member of an organized rescue or firefighting force, in the performance of an official duty.
- Any further exemptions to either the meaning of terms or the enforcement of this Ordinance shall be granted only by the Sheriff or the Deputy Fire Warden, or for exemptions upon or within state or federal lands located within Chaffee County, by the administering state or federal agency, and only if the proposed action is deemed by the Chaffee County Sheriff or the Deputy Fire Warden, to be safe and mitigable.

Section 10. Implementation of Stages and “No Burn” Days. The Sheriff or the Deputy Fire Warden shall monitor fire danger conditions and coordinate with federal, state and local fire agencies to determine the appropriate stage of restrictions. When the established Fire Restriction Evaluation Guidelines indicate that Stage I Restrictions should be imposed or reinstated, or that restrictions should be upgraded to Stage II Restrictions, the Sheriff or the Deputy Fire Warden shall coordinate notification of the public through a general press release to local television, radios and print media, as well as posting on the Chaffee County Website. Likewise, when conditions indicate a reduction in restrictions from Stage II to Stage I, or if Stage I Restrictions should be lifted, the same notification to the public shall occur. The Sheriff or the Deputy Fire Warden may also designate any day as a “no burn” day, in which case even exempt fires above shall be banned. If a law enforcement officer determines, in his or her sole discretion, that an exempt fire poses any public threat he or she shall have authority to require that such fire be extinguished immediately.

Section 11. Enforcement Agencies/Prosecution.

11.1 This Ordinance shall be enforced by the Sheriff, through his Deputies, including the Deputy Fire Warden, or by the administering agencies of the state and federal lands located therein, and they shall have authority to order any person to immediately cease any violation of this Ordinance. This authority shall include, but not be limited to, the right to issue a penalty assessment notice and the right to take such person or persons into temporary custody. Any further exception to the enforcement ability of this Ordinance by the administering agency shall be granted only by the administering agency, and only if the proposed action is deemed by the Sheriff of Chaffee County or the state or federal administering agency to be safe or mitigable.

11.2 Criminal prosecution may be brought against a violator in accordance with Sections 30-15-402 C.R.S. and 30-15-410, C.R.S., and under the penalty assessment procedure provided in Section 16-
2-201 C.R.S. The Sheriff's Office is authorized to devise a ticketing system in conformance with Section 16-2-201 C.R.S.

11.3 Each violation of this Ordinance shall be deemed separate and distinct from any other violation of this Ordinance or of any other federal, state, or local law, rule, order or regulation.

11.4 Any person who violates this Ordinance or any County Ordinance adopted pursuant to Part 4, Title 30, Article 15, C.R.S. commits a class 2 petty offense, and, upon conviction or confession of guilt thereof, shall by punished by a fine of not more than $1,000.00 for each separate violation, plus a surcharge of $10.00, under Section 30-15-402(2) C.R.S. Fines are to be set by the County Court, unless the violator wishes to confess guilt and, pursuant to the penalty assessment procedure, pay a fine in the amount of $300.00 during Stage I Restrictions, or $700.00 during Stage II Restrictions, plus the $10.00 surcharge. Costs of suppression of any fire for which a violator is convicted shall be assessed to the violator as reasonable restitution.

11.5 In addition to the above penalties, any person who violates the provisions of 30-15-201, C.R.S. by leaving a campfire unattended shall be punished by a fine of $50.00. Any person who leaves a campfire unattended where the campfire is located in a forested or grassland area shall be punished by a minimum sentence of $50.00 up to a maximum sentence of six months imprisonment or a $750.00 fine, or both.

11.6 In a cooperative agreement with the Chaffee County Court, each penalty assessment or summons issued will be assessed an $18.00 court administrative fee to be paid to the State of Colorado.

11.7 All fines paid for the violation of this Ordinance shall be in negotiable funds made payable to Chaffee County and submitted to the Chaffee County Treasurer's Office. All fines for the violation of this Ordinance received by the County shall be remitted to the Chaffee County Treasurer and deposited into the general fund of Chaffee County. All surcharges collected shall be paid to the Clerk of the Court and subsequently credited to the Victims and Witnesses Assistance and Law Enforcement Fund of the judicial district in which the offense occurred pursuant to Section 30-15-402(2) C.R.S.

11.8 Any violation of this Ordinance shall be considered strict liability. Therefore, it shall be presumed that any person violating this Ordinance caused the injury, death, or property damage which resulted from an Open Fire, including an agricultural burn, during a ban on Open Fires.

Section 12. Additional Remedies. The remedies provided in this Ordinance shall be cumulative and in addition to any other federal, state or local remedies, criminal or civil, which may be available. Nothing contained herein shall be construed to preclude prosecution under any applicable statute, including, but not limited to, prosecution under Section 18-13-109 C.R.S., Section 18-3-109.5 C.R.S. or any applicable local, state or federal statute, ordinance, rule, order, or regulation.

Section 13. Safety Clause. The Board hereby finds, determines, and declares that this Ordinance is necessary for the immediate preservation and protection of the health, safety, and welfare of the citizens of Chaffee County, Colorado.

Section 14. Effective date. This Ordinance shall be effective immediately, and remain in effect until this Ordinance is amended by the Board.
Section 15. Severability. If any section, subsection, clause, sentence or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 16. Repeal of Conflicting Provisions. All former County ordinances, resolutions, rules or regulations, or parts thereof, in conflict with this Ordinance are hereby repealed.
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Background Information

The Stage and Rail Trail is a 70-mile route from Salida to Leadville that follows the historic railroad and stagecoach lines through Chaffee and Lake Counties. The existing route consists primarily of county roads and interstate highways for motorist travelers while shorter segments are being developed for non-motorized users -- primarily pedestrian and bicycle use. The route was designated as one Governor Hickenlooper’s 16 in 2016 trails and several components are now ready for implementation.

Part 1 – Chaffee County Road 313 Paved Trail & Bridge Construction

A new non-motorized pedestrian and cycling trail will be constructed alongside County Road 313 to connect the Town of Buena Vista to Johnson Village. The 1.9 mile section of trail will provide connectivity from residential neighborhoods in Johnson Village to existing municipal trails in Buena Vista, providing access to school, downtown, and adjacent single-track trails systems on public lands. Currently there is no Safe-Route to School for youth in Johnson Village as the existing county road has no shoulder and no crosswalks. A pedestrian/cyclist bridge at the north end of the route will connect the trail to existing trails within the Town of Buena Vista’s jurisdiction. The new trail will also facilitate non-motorized access for this non-motorized segment of the Stage and Rail Trail which continues through Buena Vista and north another 9 miles.

Trail construction of the 8-foot-wide asphalt path will take place within the County Road right of way and has been adopted into the County Trails Master Plan. Chaffee County has pledged matching funds for the trail construction and the Town of Buena Vista will provide matching funds for the cost of the bridge.

Part 2 – Granite Rock Site Improvements (pending agency approval)

Trail construction and parking area improvements will enhance visitor use at the Granite Rock site while better managing human impacts to protect natural resources. Granite Rock is located north of Buena Vista, south of the Town of Granite between the west bank of the Arkansas River and Highway 24. The parcel is owned by the Bureau of Land Management (BLM) and leased by the Arkansas Headwaters Recreation Area (AHRA) but currently has no trails or infrastructure in place. The agencies would like
Granite Rock to maintain its dispersed recreation character but site improvements are necessary to address erosion and resource damage from motor vehicle use, and to facilitate existing commercial outfitter uses. This portion of the project is still pending land manager approval and ongoing conversations are taking place with Kalem Lenard and Rob White to finalize site plans and determine NEPA adequacy. We are eager for feedback from Wildlife experts and hopeful that the improvements will benefit local habitats. A phased approach to management will include construction of a buck and rail fence to control vehicle use, designate parking and prevent development of new user-created routes. Additionally, construction of less than 1 mile of trail (shown in Figure 4 as Phase 1 & 2) will direct pedestrian traffic along a sustainable route to the top and bottom of Granite Rock where both private and commercial rappelling takes place. The trail will ensure that existing use is concentrated on a durable surface and minimizes impacts (erosion, trampling and social trail development) to surrounding vegetation and wildlife habitat. The Stage and Rail project coordinator is currently working with both BLM and AHRA staff to finalize the details of the proposed trail. Granite Rock provides some of the most iconic views of the Stage and Rail Trail infrastructure including transportation corridors, retaining walls and even old railroad ties. Trail development at Granite Rock will allow visitors to understand and interpret this history as they traveling the route. Later phases of the project would also provide loop opportunities, enhance fishing access and connectivity to recreation sites downstream but will require additional environmental analysis.

Part 3 – Signage

To enhance navigability, access and education along these segments of the Stage and Rail Trail, both directional and interpretive signage will be installed. Interpretive signage will include kiosks and panels that describe the transportation history of the Upper Arkansas Valley, and also cover topics including local ecology, geology, agriculture, recreation and outdoor ethics. Signs will be placed periodically along the CR 313 Trail and Granite Rock Trails.
Figure 1 – Vicinity Map
Figure 2 – Stage and Rail Trail Vicinity Map
Figure 3 – County Road 313 Map

Trail will be located on the east side of County Road 313 within the County right of way.
Figure 4 – Granite Rock Map

Phase 1 and 2 are proposed for this grant
July 17, 2018

Upper Arkansas Water Conservancy District
P.O. Box 1090
Salida, CO 81201

Re: Letter of Support for the Monarch Pass Forest
and Watershed Health Project

Dear UAWCD:

We are excited to support the proposed Monarch Pass Forest and Watershed Health Project for Chaffee County! The Monarch Pass Forest and Watershed Health Project is a collaborative effort to address extreme forest degradation in the Upper Arkansas Basin and will lead as an example by utilizing new fuel reduction techniques, promoting industry, and creating integrated partnerships to leverage funding and reduce the threat of catastrophic forest fires, protecting watershed health.

The project aims to reduce the extent of the spruce beetle infestation, western balsam bark beetle infestation, improve forest resiliency to insect and disease, improve watershed health and aquatic habitat, reduce fuel loading, protect infrastructure, and developed sites, and provide for firefighter and public safety. A significant portion of the impaired forested area is located on steep slopes on Monarch Pass. Historically, it has been too expensive and unsafe to treat these steep slopes. This project is geared toward solving these issues by introducing new technology and equipment to the State of Colorado that can safely and effectively treat steep slopes at a significantly reduced cost and with little environmental disturbance.

The project will provide a demonstration of new technologies that are needed in the State of Colorado to address forest and watershed health issues. Specifically, this project offers a solution to reduce fuel loading on steep slopes which provide our water supply and surround our most precious water resource infrastructure. Bringing this new technology to Colorado will not only increase treatment for some of our most critical forested areas but could also assist in the development of expanding the logging industry in local areas. The project brings together a diverse group of stakeholders and funding sources that will continue to work together on forest and watershed health projects across the Basin.
It is our understanding that as part of this project we have been asked to support a local cash match with our requested share of the local match of $201,869 being $48,000. We are in favor of supporting this cash match and will make the funds available when requested by you.

Thank you for taking steps to address the goal of improving forest resiliency for Chaffee County and we are committed to this type of collaborative effort!

Sincerely,

CHAFFEE COUNTY BOARD OF COMMISSIONERS

Dave Potts

Greg Felt

Keith Baker
Carol Ekaritus, Arkansas River Watershed Collaborative
Chelsea Nutter, Upper Arkansas Water Conservation District
WATERSHED HEALTH PROJECT
MONARCH PASS FOREST &
1. Spruce Beetle Activity 2017 - 800 acres actively infested.


3. Overall project area - ~3000 acres
NEED

PURPOSE

- Protect local water supplies
- Improve aquatic habitat
- Improve watershed health
- Public safety
- Provide for fire guards
- Protect infrastructure
- Reduce fuel loading
- Mitigate
- Improve forest resilience to infestation
- Reduce the extent of beetle infestation
Matching funds will allow faster utilization of new technology in Colorado about the new technology and the ability to federal land management agencies are excited. Water resource and infrastructure standpoint lands—which is often most important from a of steep ground on federal, state, and private allows cost effective treatments on large areas local businesses and supports the development of contractors and demonstration of new technology never before.

IMPORTANCE OF CUT TO LENGTH PROJECT
WATERSHED HEALTH. HEADCUTS & EROSION
Ponds
Watershed Health - Gravel Pit & Monarch
**Budget, Matching Funds & Request**

<table>
<thead>
<tr>
<th>Task No.</th>
<th>Description</th>
<th>Start Date</th>
<th>End Date</th>
<th>Cash &amp; In-kind</th>
<th>(Wetland &amp; Streamside Restoration)</th>
<th>Grant Administration/Project Management/Contract</th>
<th>General Permit Reduction</th>
<th>Contract Implementation &amp; Field Treatment</th>
<th>Field Preparation &amp; Structural Preparations</th>
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<td>1/1/2025</td>
<td>2/28/2025</td>
<td>$12,100</td>
<td>$49,124</td>
<td>6 (Consultation/Project Management/Contract)</td>
<td>5 (Wetland Improvement)</td>
<td>4 (General Permit Reduction)</td>
<td>2 (Contract Implementation &amp; Field Treatment)</td>
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<tr>
<td>2</td>
<td>12/31/2024</td>
<td>1/1/2025</td>
<td>2/28/2025</td>
<td>$12,100</td>
<td>$49,124</td>
<td>6 (Consultation/Project Management/Contract)</td>
<td>5 (Wetland Improvement)</td>
<td>4 (General Permit Reduction)</td>
<td>2 (Contract Implementation &amp; Field Treatment)</td>
</tr>
<tr>
<td>3</td>
<td>12/31/2024</td>
<td>1/1/2025</td>
<td>2/28/2025</td>
<td>$12,100</td>
<td>$49,124</td>
<td>6 (Consultation/Project Management/Contract)</td>
<td>5 (Wetland Improvement)</td>
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<td>2 (Contract Implementation &amp; Field Treatment)</td>
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<tr>
<td>4</td>
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<td>2/28/2025</td>
<td>$12,100</td>
<td>$49,124</td>
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</tr>
<tr>
<td>5</td>
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<td>2/28/2025</td>
<td>$12,100</td>
<td>$49,124</td>
<td>6 (Consultation/Project Management/Contract)</td>
<td>5 (Wetland Improvement)</td>
<td>4 (General Permit Reduction)</td>
<td>2 (Contract Implementation &amp; Field Treatment)</td>
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<tr>
<td>6</td>
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<td>2/28/2025</td>
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<td>5 (Wetland Improvement)</td>
<td>4 (General Permit Reduction)</td>
<td>2 (Contract Implementation &amp; Field Treatment)</td>
</tr>
</tbody>
</table>

**Within the table, the text reads:**

- Budget: $5,350,329
- Matching Funds: $1,433,869
- Total: $6,784,198

**Potential Future Funding Request: $4,800,000**

- Alachua County: $1,000,000
- Chaffee County: $4,800,000
- Water Supply Reserve Funds: $503,799

**Current Matching Funds: $302,869**

---

Providers: Roundtables and Water.

Total Match will provide approximately 40% of total funds.
July 18, 2018

Lori Mitchell
Chaffee County Clerk & Recorder
104 Crestone
P.O. Box 699
Salida, CO 81201

Re: Participation in the November 2018 General Election

Dear Clerk Mitchell:

Pursuant to § 1-7-116(5), C.R.S., as amended, please accept this as a formal written notice to you that Chaffee County intends to participate in the General Election to be held on November 6, 2018 (per vote by the Board of County Commissioners of Chaffee County, at their meeting held on July 17, 2018). Chaffee County may pose a question regarding the provision of cable television, telecommunications, or advanced services. Chaffee County may also pose a sales or property tax question.

Please contact me if you have any questions.

Sincerely,

CHAFFEE COUNTY ATTORNEY’S OFFICE

[Signature]

By

Jennifer A. Davis
Chaffee County Attorney

Cc: Bob Christiansen
    Dan Short
THE STATE OF COLORADO BILL TEXT > COLORADO 1ST REGULAR SESSION OF THE 65TH GENERAL ASSEMBLY > SENATE BILL 152

Synopsis

CONCERNING LOCAL GOVERNMENT COMPETITION IN THE PROVISION OF SPECIFIED COMMUNICATIONS SERVICES.

Text

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Title 29, Colorado Revised Statutes, is amended by the addition of a new article to read:

https://advance.lexis.com/document/print/document?pdmid=1000516&orid=784835b7-8e61-4dcb-ed22-537265676213&ecomp=53-7k&pid=8c49e326-b54e-41a8-82e7-cco41ebc077d
29-27-101. Legislative declaration. (1) [A> THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT IT IS THE POLICY OF THIS STATE TO ENSURE THAT CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, AND HIGH SPEED INTERNET ACCESS, OTHERWISE KNOWN AS ADVANCED SERVICE, ARE EACH PROVIDED WITHIN A CONSISTENT, COMPREHENSIVE, AND NONDISCRIMINATORY FEDERAL, STATE, AND LOCAL GOVERNMENT FRAMEWORK. <A>]

(2) [A> THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT: <A>]

(a) [A> THERE IS A NEED FOR STATEWIDE UNIFORMITY IN THE REGULATION OF ALL PUBLIC AND PRIVATE ENTITIES THAT PROVIDE CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, AND ADVANCED SERVICE. <A>]

(b) [A> MUNICIPAL ORDINANCES, RULES, AND OTHER REGULATIONS GOVERNING THE PROVISION OF CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, AND ADVANCED SERVICE BY A LOCAL GOVERNMENT IMPACT PERSONS LIVING OUTSIDE THE MUNICIPALITY. <A>]

(c) [A> REGULATING THE PROVISION OF CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, AND ADVANCED SERVICE BY A LOCAL GOVERNMENT IS A MATTER OF STATEWIDE CONCERN. <A>]


(1) [A> "ADVANCED SERVICE" MEANS HIGH-SPEED INTERNET ACCESS CAPABILITY IN EXCESS OF TWO HUNDRED FIFTY-SIX KILOBITS PER SECOND BOTH UPSTREAM AND DOWNSTREAM. <A>]

(2) [A> "CABLE TELEVISION SERVICE" MEANS THE ONE-WAY TRANSMISSION TO SUBSCRIBERS OF VIDEO PROGRAMMING OR OTHER PROGRAMMING SERVICE, AS WELL AS SUBSCRIBER INTERACTION, IF ANY, THAT IS REQUIRED FOR THE SELECTION OR USE OF THE VIDEO PROGRAMMING OR OTHER PROGRAMMING SERVICE. <A>]

(3) [A> "LOCAL GOVERNMENT" MEANS ANY CITY, COUNTY, CITY AND COUNTY, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THIS STATE. <A>]

(4) [A> "PRIVATE PROVIDER" MEANS A PRIVATE ENTITY THAT PROVIDES CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE. <A>]

(5) [A> "SUBSCRIBER" MEANS A PERSON THAT LAWFULLY RECEIVES CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE, A PERSON THAT UTILIZES CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE PROVIDED BY A LOCAL GOVERNMENT FOR LOCAL GOVERNMENTAL OR INTERGOVERNMENTAL PURPOSES AND IS USED BY PERSONS ACCESSING GOVERNMENT SERVICES IS NOT A SUBSCRIBER FOR PURPOSES OF THIS ARTICLE. <A>]

(6) [A> "TELECOMMUNICATIONS SERVICE" HAS THE SAME MEANING AS SET FORTH IN SECTION 40-15-102 (29), C.R.S. <A>]

29-27-103. Limitations on providing cable television, telecommunications, and advanced services. (1) [A> EXCEPT AS PROVIDED IN THIS ARTICLE, A LOCAL GOVERNMENT SHALL NOT: <A>]

(a) [A> PROVIDE TO ONE OR MORE SUBSCRIBERS CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE; OR <A>]

https://advance.lexis.com/documentprint/documentprint?guidid=1000516&srcid=7d48839b7-4a61-1d3b-7c82-537286678213&acomp=63-77&sign=8c49a3266-b54e-41a8-82e7-ccae4e1ed9d
(b) PURCHASE, LEASE, CONSTRUCT, MAINTAIN, OR OPERATE ANY FACILITY FOR THE PURPOSE OF PROVIDING CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE TO ONE OR MORE SUBSCRIBERS. <A>

(2) FOR PURPOSES OF THIS ARTICLE, A LOCAL GOVERNMENT PROVIDES CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE IF THE LOCAL GOVERNMENT PROVIDES THE CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE TO ONE OR MORE SUBSCRIBERS: <A>

(a) DIRECTLY; <A>

(b) INDIRECTLY BY MEANS THAT INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: <A>

(I) THROUGH AN AUTHORITY OR INSTRUMENTALITY ACTING ON BEHALF OF THE LOCAL GOVERNMENT OR FOR THE BENEFIT OF THE LOCAL GOVERNMENT BY ITSELF; <A>

(II) THROUGH A PARTNERSHIP OR JOINT Venture; <A>

(III) THROUGH A SALE AND LEASEBACK ARRANGEMENT; <A>

(c) BY CONTRACT, INCLUDING A CONTRACT WHEREBY THE LOCAL GOVERNMENT LEASES, SELLS CAPACITY IN, OR GRANTS OTHER SIMILAR RIGHTS TO A PRIVATE PROVIDER TO USE LOCAL GOVERNMENTAL FACILITIES DESIGNED OR CONSTRUCTED TO PROVIDE CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE FOR INTERNAL USE OR IN CONNECTION WITH A PRIVATE PROVIDER'S OFFERING OF CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE; OR <A>

(d) THROUGH SALE OR PURCHASE OF RESALE OR WHOLESALE CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE FOR THE PURPOSE OF PROVIDING CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE TO ONE OR MORE SUBSCRIBERS. <A>

(3) NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO LIMIT THE AUTHORITY OF A LOCAL GOVERNMENT TO LEASE TO A PRIVATE PROVIDER PHYSICAL SPACE IN OR ON ITS PROPERTY FOR THE PLACEMENT OF EQUIPMENT OR FACILITIES THE PRIVATE PROVIDER USES TO PROVIDE CABLE TELEVISION, TELECOMMUNICATIONS, OR ADVANCED SERVICES. <A>

[A] PART 2 <A>

[A] CONDITIONS FOR PROVIDING SERVICES <A>

29-27-201. Vote - referendum. (1) [A] BEFORE A LOCAL GOVERNMENT MAY ENGAGE OR OFFER TO ENGAGE IN PROVIDING CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE, AN ELECTION SHALL BE HELD ON WHETHER OR NOT THE LOCAL GOVERNMENT SHALL PROVIDE THE PROPOSED CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE. <A>


29-27-202. Exemption for unserved areas. (1) [A] A LOCAL GOVERNMENT SHALL BE EXEMPT FROM THE REQUIREMENTS OF THIS PART 2 AND MAY ENGAGE OR OFFER TO ENGAGE IN PROVIDING CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE IF: <A>

(a) NO PRIVATE PROVIDER OF CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE PROVIDES THE SERVICE ANYWHERE WITHIN THE BOUNDARIES OF THE LOCAL GOVERNMENT; <A>

(b) THE GOVERNING BODY OF THE LOCAL GOVERNMENT HAS SUBMITTED A WRITTEN REQUEST TO PROVIDE THE SERVICE TO ANY INCUMBENT PROVIDER OF CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE WITHIN THE
BOUNDARIES OF THE LOCAL GOVERNMENT; AND <A>

(c) [A> THE INCUMBENT PROVIDER HAS NOT AGREED WITHIN SIXTY DAYS OF THE RECEIPT OF A REQUEST SUBMITTED PURSUANT TO PARAGRAPH (B) OF THIS SUBSECTION (1) TO PROVIDE THE SERVICE OR, IF THE PROVIDER HAS AGREED, IT HAS NOT COMMENCED PROVIDING THE SERVICE WITHIN FOURTEEN MONTHS OF THE RECEIPT OF THE REQUEST. <A>

[A> PART 3 <A>

[A> COMPLIANCE WITH LOCAL, STATE, <A>

[A> AND FEDERAL REGULATIONS <A>

29-27-301. General operating limitations. (1) [A> A LOCAL GOVERNMENT THAT PROVIDES CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE UNDER THIS ARTICLE SHALL COMPLY WITH ALL STATE AND FEDERAL LAWS, RULES, AND REGULATIONS GOVERNING PROVISION OF SUCH SERVICE BY A PRIVATE PROVIDER; EXCEPT THAT NOTHING HEREIN SHALL BE CONSTRUED TO AFFECT THE JURISDICTION OF THE PUBLIC UTILITIES COMMISSION WITH RESPECT TO MUNICIPAL UTILITIES. <A>

(2) (a) [A> A LOCAL GOVERNMENT SHALL NOT MAKE OR GRANT ANY UNDUE OR UNREASONABLE PREFERENCE OR ADVANTAGE TO ITSELF OR TO ANY PRIVATE PROVIDER OF CABLE TELEVISION SERVICES, TELECOMMUNICATIONS SERVICES, OR ADVANCED SERVICES. <A>

(b) [A> A LOCAL GOVERNMENT SHALL APPLY WITHOUT DISCRIMINATION AS TO ITSELF AND TO ANY PRIVATE PROVIDER THE LOCAL GOVERNMENT'S ORDINANCES, RULES, AND POLICIES, INCLUDING THOSE RELATING TO: <A>

(I) [A> OBIGATION TO SERVE; <A>

(II) [A> ACCESS TO PUBLIC RIGHTS-OF-WAY; <A>

(III) [A> PERMITTING; <A>

(IV) [A> PERFORMANCE BONDDING WHERE AN ENTITY OTHER THAN THE LOCAL GOVERNMENT IS PERFORMING THE WORK; <A>

(V) [A> REPORTING; AND <A>

(VI) [A> QUALITY OF SERVICE. <A>

29-27-302. Scope of article. (1) [A> NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO AUTHORIZE ANY LOCAL GOVERNMENT TO: <A>

(a) [A> PROVIDE, DIRECTLY OR INDIRECTLY, CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE; OR <A>

(b) [A> PURCHASE, LEASE, CONSTRUCT, MAINTAIN, OR OPERATE A FACILITY FOR THE PURPOSE OF PROVIDING, DIRECTLY OR INDIRECTLY, CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE. <A>

(2) [A> NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO APPLY TO A LOCAL GOVERNMENT PURCHASING, LEASING, CONSTRUCTING, MAINTAINING, OR OPERATING FACILITIES THAT ARE DESIGNED TO PROVIDE CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, OR ADVANCED SERVICE THAT THE LOCAL GOVERNMENT USES FOR INTERNAL OR INTERGOVERNMENTAL PURPOSES. <A>

(3) [A> NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO APPLY TO THE SALE OR LEASE BY A LOCAL GOVERNMENT TO PRIVATE PROVIDERS OF EXCESS CAPACITY, PROVIDED: <A>

(a) [A> SUCH EXCESS CAPACITY IS INSUBSTANTIAL IN RELATION TO THE CAPACITY UTILIZED BY THE LOCAL GOVERNMENT FOR ITS OWN PURPOSES; AND <A>

(b) [A> THE OPPORTUNITY TO PURCHASE AND THE OPPORTUNITY TO USE SUCH EXCESS CAPACITY IS MADE AVAILABLE TO ANY PRIVATE PROVIDER IN A NONDISCRIMINATORY, NONEXCLUSIVE, AND COMPETITIVELY NEUTRAL MANNER. <A>
(4) [A>] NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO LIMIT EITHER THE AUTHORITY OF THE STATEWIDE INTERNET PORTAL AUTHORITY CREATED IN SECTION 24-37.7-102, C.R.S., TO CARRY OUT ITS MISSION OR TO INTEGRATE THE ELECTRONIC INFORMATION DELIVERY SYSTEMS OF LOCAL GOVERNMENTS INTO THE STATEWIDE INTERNET PORTAL AS DEFINED IN ARTICLE 37.7 OF TITLE 24, C.R.S. <A> 

29-27-303. Enforcement and appeal. (1) [A>] BEFORE AN INDIVIDUAL SUBSCRIBER OR A PRIVATE PROVIDER THAT COMPETES WITH A LOCAL GOVERNMENT IN THE GEOGRAPHIC BOUNDARIES OF THE LOCAL GOVERNMENT MAY FILE AN ACTION IN DISTRICT COURT FOR VIOLATION OF THIS ARTICLE, THAT PERSON SHALL FILE A WRITTEN COMPLAINT WITH THE LOCAL GOVERNMENT. THE FAILURE BY THE LOCAL GOVERNMENT TO ISSUE A FINAL DECISION REGARDING THE COMPLAINT WITHIN FORTY-FIVE DAYS SHALL BE TREATED AS AN ADVERSE DECISION FOR PURPOSES OF APPEAL. <A> 

(2) [A>] AN APPEAL OF AN ADVERSE DECISION FROM THE LOCAL GOVERNMENT MAY BE TAKEN TO THE DISTRICT COURT FOR A DE NOVO PROCEEDING. <A> 

29-27-304. Applicability. [A>] THIS ARTICLE SHALL APPLY TO CABLE TELEVISION SERVICE, TELECOMMUNICATIONS SERVICE, AND ADVANCED SERVICE AND TO THE PURCHASE, LEASE, CONSTRUCTION, MAINTENANCE, OR OPERATION OF ANY FACILITY FOR THE PURPOSE OF PROVIDING SUCH SERVICE, FOR WHICH A LOCAL GOVERNMENT HAS NOT ENTERED INTO AN AGREEMENT OR OTHERWISE TAKEN ANY SUBSTANTIAL ACTION PRIOR TO MARCH 1, 2005, TO PROVIDE SUCH SERVICE OR PURCHASE, LEASE, CONSTRUCT, MAINTAIN, OR OPERATE SUCH FACILITIES. <A> 

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

History

AN ACT

SENATE BILL 05-152

BY SENATOR(S) VEIGA, AND MITCHELL; ALSO REPRESENTATIVE(S) JAHN, CRANE, HARVEY, KERR, AND SULLIVAN.

Sponsor(s)

Veiga
THE STATE OF COLORADO BILL TEXT

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Content Type: Statutes and Legislation

Terms: SB 05-152

Narrow By: Jurisdiction: Colorado

Date and Time: Jul 12, 2018 04:38:45 p.m. MDT
# PUBLIC TRUSTEE FEES FOR THE

## SECOND QUARTER OF 2018

### April - 2018

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<th>Code</th>
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<th>Amount</th>
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<tr>
<td>0</td>
<td>Withdrawal Fee</td>
<td>0.00</td>
</tr>
<tr>
<td>0</td>
<td>P.T. Deed</td>
<td>0.00</td>
</tr>
<tr>
<td></td>
<td>Miscellaneous</td>
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<td><strong>Total</strong></td>
<td>1,860.00</td>
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### May - 2018

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<td>0</td>
<td>Withdrawal Fee</td>
<td>0.00</td>
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<td>0.00</td>
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<tr>
<td></td>
<td>Miscellaneous</td>
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<td></td>
<td><strong>Total</strong></td>
<td>1,335.00</td>
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### June - 2018

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<td></td>
<td>Miscellaneous</td>
<td>60.00</td>
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<td></td>
<td><strong>Total</strong></td>
<td><strong>$ 2,185.00</strong></td>
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**TOTAL FEES FOR SECOND QUARTER 2017** $ 5,380.00
To: Board of County Commissioners  
Chaffee County, Colorado  
From: Public Trustee  
Chaffee County, Colorado

The undersigned hereby certifies the total fees received by the Public Trustee for the Second Quarter of 2017 amounted to the following:

<table>
<thead>
<tr>
<th>Description</th>
<th>2ND Quarter</th>
<th>Year to Date</th>
</tr>
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<tbody>
<tr>
<td>Gross fees received (see attached)</td>
<td>$5,380.00</td>
<td>$10,836.00</td>
</tr>
<tr>
<td>Less: Salary for Quarter</td>
<td>3,125.00</td>
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<tr>
<td></td>
<td>3,125.00</td>
<td>$6,250.00</td>
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</table>

Due Public Trustee Reserve Account $2,255.00 $4,586.00

Signed

[Signature]

Dee Dee Copper  
Chaffee County Public Trustee
July 9, 2018

To: Chaffee County Board of County Commissioners

From: Chaffee County Treasurer

The total amount of interest received in May, 2018 was $15,828.32.

The total amount of interest received year to date is $102,943.82.

Dee Dee Copper
Chaffee County Treasurer
## CHAFFEE COUNTY COLORADO

**Balance Sheet, all funds, Month Ending June 28, 2018**

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>General</td>
<td>5,529,188.26</td>
<td>Pueblo Bank &amp; Trust</td>
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<tr>
<td>Road &amp; Bridge</td>
<td>737,716.23</td>
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<tr>
<td>Contingent</td>
<td>377,622.43</td>
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<tr>
<td>Social Services</td>
<td>2,966,221.42</td>
<td>Cash Items</td>
</tr>
<tr>
<td>Capital Expenditures</td>
<td>4,432,935.54</td>
<td>Scott Estate Trust</td>
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<tr>
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<tr>
<td>Retirement</td>
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<tr>
<td>Road &amp; Bridge Reserve</td>
<td>565,716.58</td>
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<tr>
<td>Airport</td>
<td>65,647.13</td>
<td>General</td>
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<td>Waste Disposal</td>
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<td>Asset Replacement</td>
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<td>Asset Replacement</td>
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<td>Emergency Service Fund</td>
<td>566,624.35</td>
<td>Insurance Reserve</td>
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<td>Scott Estate Trust</td>
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**ADVANCE COLLECTIONS**

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**TOTAL:**

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