



**NOTICE AND AGENDA
SPECIAL MEETING
IDAHO SPRINGS CITY COUNCIL
CITY HALL
MONDAY, JANUARY 13, 2020
5:30 P.M.**

CALL TO ORDER

ROLL CALL

Executive session under C.R.S. section 24-6-402(4)(b) to confer with the City Attorney to receive legal advice on specific legal questions concerning Council legal issues, pending projects, roles and responsibilities and training topics.

ADJOURNMENT



**NOTICE AND AGENDA OF A
WORK SESSION**

**Idaho Springs City Council
Council Chambers, City Hall
Monday, January 13, 2020
6:15 P.M.**

❖ **Logistics of conducting the Recall Election**



CITY OF IDAHO SPRINGS
1711 MINER STREET
P.O. BOX 907
IDAHO SPRINGS, CO 80452
303.567.4421

NOTICE AND AGENDA
REGULAR MEETING
IDAHO SPRINGS CITY COUNCIL
COUNCIL CHAMBERS, CITY HALL
January 13, 2020
7:00 P.M

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. AGENDA APPROVAL

- a) Move to approve the agenda for the January 13, 2020 meeting.

V. CONFLICT OF INTEREST

VI. APPROVAL OF MINUTES

- a) Move to approve the minutes from December 09, 2019

VII. APPROVAL OF BILLS

- a) Move to approve bills to January 13, 2019 and ratify the bills from December 30, 2019.

VIII. UNSCHEDULED PUBLIC COMMENT

IX. PLANNING/COMMUNITY DEVELOPMENT

- a) Staff reports Ordinance 20,21, & 22
b) Clear Creek County Community Resource Center

X. CITY ATTORNEY

XI. RESOLUTIONS

- a) Resolution #1, Series 2020; A resolution designating the public place for posting of notice of regular and special meeting of local public bodies of the City of Idaho Springs.
b) Resolution #2, Series 2020; A resolution calling a special mail ballot election on the recall of Michael Hillman from the office of Mayor on April 7, 2020, fixing the ballot title for the same and authorizing the appointment of election judges.

XII. ORDINANCE FIRST READING

- a) Ordinance #1, Series 2020; An ordinance amending rates and charges for water and sewer service and making conforming amendments to the Idaho Springs Municipal Code.
b) Ordinance #2, Series 2020: An ordinance approving a loan from the Colorado Water Resources and Power Development Authority, authorizing the forms and execution of the loan agreement and governmental agency bond to evidence such loan.

XIII. ORDINANCE SECOND READING AND PUBLIC HEARING

- a) Ordinance #20, Series 2019; An ordinance conditionally vacating portions of Divide View Dr. and Montane Dr. within the Montane Park Subdivision, adjacent to Lots 16,17 and 24 of said subdivision within the City of Idaho Springs.
b) Ordinance #21, Series 2019; An ordinance rezoning approximately 0.49 acres known as the Bowland-Garnett Annexation to the City of Idaho Springs to Residential Estate (R-E).
c) Ordinance #22, Series 2019; An ordinance annexing to the City of Idaho Springs approximately 0.49 acres of land in unincorporated Clear Creek County, Colorado, adjacent to the Montane Park Subdivision, to be known as the "Bowland-Garnett Annexation to the City of Idaho Springs.

XIV. FINANCE OFFICER

- a) Financial report

XV. CITY ADMINISTRATOR

- a) Staff report submitted with three request(s) for action. Move to approve awarding Sean Eno of Extreme Footwerks at 222 17th Ave. a \$2,500 Façade Improvement Mini Grant for his project to improve his building's façade and access. Move to approve and authorize the Mayor to sign an Engagement Letter from Mayberry & Company, LLC dated December 11, 2019 in the amount of \$9,600 for 2019 and \$9,900 for 2020 to conduct the annual audit of the City's financial statements. Move to approve and authorize the Mayor to sign an Engagement Letter from Butler Snow dated December 16, 2019 in the amount of \$20,000 to serve as bond counsel for the loan agreements with the Colorado Water Resources and Power Development Authority in connection with Project 2 of the Wastewater Treatment Plant Expansion.

XVI. CITY CLERK

- a) Staff report submitted with one request(s) for action. Move to approve the method of _____ in conducting the recall election.
b) Sales Tax report

XVII. POLICE DEPARTMENT

- a) No staff report submitted.

XVIII. PUBLIC WORKS: STREETS AND PARKS

- a) Staff report submitted with no request(s) for action.

XIX. PUBLIC WORKS: WATER/WASTEWATER

- a) Staff report submitted with no request(s) for action.

XX. COMMITTEE REPORTS

XXI. MAYOR and COUNCIL

XXII. ADJOURN to January 27, 2020

IDAHO SPRINGS CITY COUNCIL
REGULAR MEETING
DECEMBER 9, 2019

The City Council of the City of Idaho Springs held a special meeting on December 09, 2019 in the Council Chambers at City Hall. Mayor Michael Hillman called the meeting to order at 7:00 p.m.

Answering the roll were: Michael Hillman, Bob Bowland, Tracy Stokes, John Curtis and Scott Pennell. Also present was City Clerk Diane Breece, City Administrator Andrew Marsh, Water Wastewater Superintendent Dan Wolf and Police Chief Chris Malanka. Nina Williams from the City Attorney's office was in attendance. Public Works Superintendent John Bordoni was not in attendance.

The Pledge of Allegiance was recited by all present.

Swearing in of New Council Members

Mayor Hillman thanked Tracy Stokes for her commitment to serve on City Council and wished her well in her future endeavors. City Clerk Diane Breece swore in new officers, Arthur Caccavale, Jim Clark and Chuck Harmon. John Curtis was also sworn in for his second term.

Agenda Approval

John Curtis moved to approve the agenda for December 9, 2019. Scott Pennell seconded and the motion carried by a unanimous voice vote.

Approval of Minutes

Scott Pennell moved to approve the minutes of November 12 and 18, 2019. Bob Bowland seconded and the motion carried by a unanimous roll call vote with Jim Clark and Arthur Caccavale abstaining.

Approval of Bills

Scott Pennell moved to approve bills to December 9 and ratify bills from Nov 25, 2019. John Curtis seconded and the motion passed by a unanimous roll call vote.

Conflict of Interest

Bob Bowland announced that he would be recusing from voting on Ordinance #22, Series 2019. Scott Pennell stated that he would be recusing from discussion and voting on the public hearing for the transfer of ownership of Igadi, Ltd. under the Marijuana Licensing Authority.

Public Comment

Larry Dungan who resides at 1520 Miner St. presented his appeal per ISMC Section 12-76. He is appealing the decision of staff to establish his water/sewer bill with a multiplier used for the premises with a commercial and residential use. After hearing Mr. Dungan's remarks as well as City staff, Chuck Harmon moved to deny Mr. Dungan's appeal and instructed staff to leave the multiplier on his account. John Curtis seconded and the motion carried by a 5-2 vote with Art Caccavale and Jim Clark voting no.

Unscheduled Public Comment

Santiago Garcia addressed Council regarding his issue about snow plowing at his property at 1743 Miner St. He stated that the City has plowed the snow to areas on his property and that he received a letter from the Code Compliance Officer informing him that snow needed to be removed. He felt that this is the City's responsibility.

Tracy Stokes spoke about her displeasure with the recall effort. She outlined the reasons stated on the recall are baseless and were copied verbatim from a recall effort in Estes Park. It is unfortunate that the reasons stated for the recall claims are not substantiated by facts.

Marijuana Licensing Authority

Transfer of Ownership-Igadi, Ltd to Silverpeak Corp.

Mayor Hillman opened the public hearing at 7:55 p.m.

The City Clerk gave her Administrative Report.

Police Chief Malanka voiced no objections to the transfer.

David Michel, General Counsel for Igadi and Silverpeak was sworn in by the City Clerk. He informed the Authority that this is a proposal for a transfer of ownership of the licenses held by Igadi, Ltd to Silverpeak Corp.

There was no public comment.

Mayor Hillman closed the public hearing at 7:56 p.m.

Bob Bowland moved to approve Resolution #22, Series 2019; A resolution approving applications for a Change of Ownership for a Retail Marijuana licensed premise currently located at 2818 Colorado Blvd. from Igadi, Ltd. to Silverpeak Corp. Chuck Harmon seconded and the motion carried by a unanimous roll call vote with Scott Pennell recusing.

Chuck Harmon moved to approve Resolution # 23, Series 2019; A resolution approving application for a Change of Ownership for a Retail Marijuana licenses premise currently located 2820 Colorado Blvd from Igadi, Ltd to Silverpeak Corp. Bob Bowland seconded and the motion carried by a unanimous roll call vote with Scott Pennell recusing.

Chuck Harmon moved to approve Resolution #24, Series 2019; A resolution approving applications for a Change of Ownership for those Retail Marijuana licensed premise and Medical Marijuana licensed premise currently located at 2058 East Idaho Springs Rd from Nine Pound Hammer, LLC to Silverpeak, Corp. Bob Bowland seconded and the motion carried by a unanimous roll call vote with Scott Pennell recusing.

Planning/Community Development

City Planner Alan Tiefenbach presented his staff reports regarding the award of Historic Survey Plan grant and discussion of consultant and the first reading of the proposed ordinance for 175 and 245 Divide View and 160 Montane Drive annexation.

Resolutions and Public Hearing

Mayor Hillman opened the public hearing at 8:07 p.m.

Andrew Marsh presented to the Council the budget for 2020.

There was no public comment.

Mayor Hillman closed the public hearing at 8:08 p.m.

Scott Pennell moved to approve Resolution #19, Series 2019; A resolution summarizing expenditures and revenues and adopting a budget for the City of Idaho Springs, Colorado for the calendar year beginning on the first day of January 2020 and ending on the last day of December 2020, and appropriating sums of money for the said year. Chuck Harmon seconded and the motion carried by a unanimous roll call vote.

Scott Pennell moved to approve Resolution #20, Series 2019; A resolution levying general property taxes for the year 2019 to help defray the costs of government for the City of Idaho Springs, Colorado for the 2020 budget year. Bob Bowland seconded and the motion carried by a unanimous roll call vote.

Chuck Harmon moved to approve Resolution # 21, Series 2019; A resolution declining to declare any area of the City to be blighted as recommended by the 2019 Idaho Springs Blight Study for the Exit 240 and east end areas. Scott Pennell seconded and the motion carried by a unanimous roll call vote.

Scott Pennell moved to approve Resolution #25, Series 2019; A resolution supporting the grant application in partnership with the Clear Creek School District for a local Parks and Outdoor Recreation grant from the State Board of Great Outdoors Colorado (GOCO) Trust Fund and the

completion of the Carlson Elementary School Playground Project in the City of Idaho Springs. Chuck Harmon seconded and the motion carried by a unanimous roll call vote.

Ordinances First Reading

Chuck Harmon moved to approve Ordinance #22, Series 2019; An ordinance annexing to the City of Idaho Springs approximately 0.49 acres of land in unincorporated Clear Creek County, Colorado, adjacent to the Montane Park Subdivision, to be known as the "Bowland-Garnett Annexation to the City of Idaho Springs". Scott Pennell seconded and the motion carried by a unanimous roll call vote with Bob Bowland recusing

City Administrator

Scott Pennell moved to approve a proposal from History Matters, LLC in the amount of \$14,996 to prepare a Historic Survey Plan. Bob Bowland seconded and the motion carried by a unanimous roll call vote.

Chuck Harmon move to approve a proposal from Silver Plume Home Services, Inc. in the amount of \$15,692.77 for window and door rehabilitation at the Bryan Hose House as recommended by the Historic Preservation Review Commission. John Curtis seconded and the motion carried by a unanimous roll call vote.

Scott Pennell moved to approve the submission of a grant application to the State Internet Portal Authority in the amount of \$6,500 with no match for a new digital public engagement platform. Chuck Harmon seconded and the motion carried by a unanimous roll call vote.

City Clerk

Diane Breece submitted her staff report with no request(s) for action.

Police Dept.

Chris Malanka submitted his staff report with no request(s) for action.

Public Works/Street and Parks

No staff report submitted

Water/Wastewater Dept.

No staff report submitted

Adjourn

Mayor Hillman adjourned the meeting at 8:33 p.m.

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
A T & T Mobility (283)										
287246995984X112019										
287246995984X112019	Invoi	Cell Phone/Water/Wastewater	11/13/2019	12/31/2019	69.82	Open	Non		11/19	51-00-5335
287246995984X112019	Invoi	Cell Phone/Water/Wastewater	11/13/2019	12/31/2019	69.83	Open	Non		11/19	52-00-5335
Total 287246995984X112019:					139.65					
Total A T & T Mobility (283):					139.65					
Allied Towing (11)										
47769										
47769	Invoi	Towing	12/03/2019	12/31/2019	75.00	Open	Non		12/19	10-30-6100
Total 47769:					75.00					
3915										
3915	Invoi	Tire install and balance	12/04/2019	12/31/2019	100.00	Open	Non		11/19	10-30-6100
Total 3915:					100.00					
47834										
47834	Invoi	Tow skidsteer	12/12/2019	12/31/2019	300.00	Open	Non		12/19	10-10-5108
Total 47834:					300.00					
47768										
47768	Invoi	Towing	12/13/2019	12/31/2019	125.00	Open	Non		11/19	10-30-6100
Total 47768:					125.00					
Total Allied Towing (11):					600.00					
Alpha Graphics (1013)										
I612-86201										
I612-86201	Invoi	Printing	12/23/2019	12/31/2019	218.91	Open	Non		12/19	10-20-5325
Total I612-86201:					218.91					
Total Alpha Graphics (1013):					218.91					
American Civil Constructors (1656)										
120919										
120919	Invoi	move garden sheds	12/09/2019	12/31/2019	1,386.00	Open	Non		12/19	21-00-6030
Total 120919:					1,386.00					
Total American Civil Constructors (1656):					1,386.00					
AmeriGas (1478)										
3099256115										
3099256115	Invoi	Propane	11/26/2019	12/31/2019	1,299.58	Open	Non		11/19	51-00-6001
Total 3099256115:					1,299.58					
3099256117										
3099256117	Invoi	Propane	11/26/2019	12/31/2019	1,980.05	Open	Non		11/19	51-00-6001

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 3099256117:					1,980.05					
Total AmeriGas (1478):					3,279.63					
Blackwell Oil (284)										
24914										
24914	Invoi	red diesel fuel	12/11/2019	12/31/2019	545.08	Open	Non		12/19	52-00-6012
Total 24914:					545.08					
Total Blackwell Oil (284):					545.08					
Bordoni, John (1414)										
120119										
120119	Invoi	Lease Purchase Agreement 103 1	12/01/2019	12/31/2019	2,500.00	Open	Non		11/19	21-00-7043
Total 120119:					2,500.00					
Total Bordoni, John (1414):					2,500.00					
Caselle Inc. (287)										
98892										
98892	Invoi	Contract Support - January	12/01/2019	12/31/2019	270.00	Open	Non		01/20	51-00-5108
98892	Invoi	Contract Support - January	12/01/2019	12/31/2019	270.00	Open	Non		01/20	10-10-5108
98892	Invoi	Contract Support - January	12/01/2019	12/31/2019	270.00	Open	Non		01/20	10-30-5108
98892	Invoi	Contract Support - January	12/01/2019	12/31/2019	270.00	Open	Non		01/20	52-00-5108
98892	Invoi	Contract Support-January	12/01/2019	12/31/2019	270.00	Open	Non		01/20	10-20-5108
Total 98892:					1,350.00					
Total Caselle Inc. (287):					1,350.00					
CCMRD (43)										
344										
344	Invoi	Rec Center Passes 3rd QTR	11/29/2019	12/31/2019	165.00	Open	Non		11/19	10-21-5030
344	Invoi	Rec Center Passes 3rd QTR	11/29/2019	12/31/2019	245.00	Open	Non		11/19	10-30-5215
344	Invoi	Rec Center Passes 3rd QTR	11/29/2019	12/31/2019	15.00	Open	Non		11/19	51-00-5215
344	Invoi	Rec Center Passes 3rd QTR	11/29/2019	12/31/2019	45.00	Open	Non		11/19	10-20-5215
Total 344:					470.00					
Total CCMRD (43):					470.00					
CenturyLink (569)										
3035672130799 1119										
3035672130799 1119	Invoi	Internet service/Waste Water	11/22/2019	12/31/2019	196.81	Open	Non		11/19	52-00-5335
Total 3035672130799 1119:					196.81					
3035679613278 1119										
3035679613278 1119	Invoi	Phone Lines Water Plant Fire Alar	11/25/2019	12/31/2019	170.61	Open	Non		11/19	51-00-5303
Total 3035679613278 1119:					170.61					
3035674474548 1119										
3035674474548 1119	Invoi	Internet service-Public Works	11/28/2019	12/31/2019	96.93	Open	Non		11/19	10-10-5335

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 3035674474548 1119:					96.93					
Total CenturyLink (569):					464.35					
Chicago Creek Sanitation (434)										
2019-12										
2019-12	Invoi	December Maintenance Fee	11/28/2019	12/31/2019	565.00	Open	Non		12/19	52-00-5206
Total 2019-12:					565.00					
Total Chicago Creek Sanitation (434):					565.00					
Clear Creek County Clerk & Rec (61)										
0030834										
0030834	Invoi	recording document	12/19/2019	12/31/2019	18.00	Open	Non		12/19	10-20-5316
Total 0030834:					18.00					
121119										
121119	Invoi	election costs for city	12/31/2019	12/31/2019	941.30	Open	Non		11/19	10-20-5220
Total 121119:					941.30					
Total Clear Creek County Clerk & Rec (61):					959.30					
Clear Creek Supply (291)										
307090										
307090	Invoi	Fuel Filter	11/01/2019	11/30/2019	23.19	Open	Non		11/19	10-10-6193
Total 307090:					23.19					
307259-P										
307259-P	Invoi	glass cleaner	11/04/2019	12/31/2019	21.22	Open	Non		11/19	10-30-6193
Total 307259-P:					21.22					
307332										
307332	Invoi	bit holder	11/06/2019	12/31/2019	8.58	Open	Non		11/19	52-00-6025
Total 307332:					8.58					
307354										
307354	Invoi	mini bulb	11/06/2019	11/30/2019	3.14	Open	Non		11/19	10-10-6193
Total 307354:					3.14					
307364										
307364	Invoi	antifreeze	11/06/2019	11/30/2019	30.54	Open	Non		11/19	10-10-6193
Total 307364:					30.54					
307412										
307412	Invoi	gloves	11/07/2019	11/30/2019	12.59	Open	Non		11/19	51-15-6022
307412	Invoi	plugs	11/07/2019	11/30/2019	3.08	Open	Non		11/19	51-15-6005
Total 307412:					15.67					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
307437	307437	Invoi oil filter	11/08/2019	11/30/2019	33.23	Open	Non		11/19	10-10-6150
Total 307437:					33.23					
307632	307632	Invoi nut driver	11/12/2019	11/30/2019	5.99	Open	Non		11/19	10-10-6020
Total 307632:					5.99					
307708-P	307708-P	Invoi motor oil	11/13/2019	12/31/2019	40.77	Open	Non		11/19	10-30-6193
Total 307708-P:					40.77					
307735	307735	Invoi hardware	11/14/2019	11/30/2019	5.40	Open	Non		11/19	10-10-6010
Total 307735:					5.40					
307783-P	307783-P	Invoi cleaner	11/14/2019	12/31/2019	13.38	Open	Non		11/19	10-30-6193
Total 307783-P:					13.38					
307799	307799	Invoi misc	11/18/2019	11/30/2019	2.99	Open	Non		11/19	10-10-6193
Total 307799:					2.99					
307924	307924	Invoi zip ties	11/18/2019	11/30/2019	1.99	Open	Non		11/19	10-10-6010
Total 307924:					1.99					
307936	307936	Invoi tools	11/18/2019	11/30/2019	45.04	Open	Non		11/19	51-15-6025
Total 307936:					45.04					
307939	307939	Invoi bail wire	11/18/2019	11/30/2019	7.99	Open	Non		11/19	10-10-6010
Total 307939:					7.99					
307995	307995	Invoi trowel	11/19/2019	11/30/2019	4.69	Open	Non		11/19	10-10-6020
Total 307995:					4.69					
308050	308050	Invoi armorall	11/20/2019	11/30/2019	15.99	Open	Non		11/19	10-10-6020
Total 308050:					15.99					
308054	308054	Invoi nut driver	11/20/2019	11/30/2019	30.78	Open	Non		11/19	52-16-6025

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 308054:					30.78					
308211	308211	Invoi oil absorbent	11/22/2019	11/30/2019	47.08	Open	Non		11/19	10-30-6193
Total 308211:					47.08					
308282	308282	Invoi floor mats	11/25/2019	11/30/2019	109.89	Open	Non		11/19	10-10-6193
Total 308282:					109.89					
Total Clear Creek Supply (291):					467.55					
CO Communications & Utility Alliance (1858)										
1323	1323	Invoi Membership Dues	12/10/2019	12/31/2019	550.00	Open	Non		12/19	10-20-5304
Total 1323:					550.00					
Total CO Communications & Utility Alliance (1858):					550.00					
Colorado Analytical Lab (945)										
191202025	191202025	Invoi total coliform P/A compl	12/04/2019	12/31/2019	98.50	Open	Non		12/19	51-00-5201
Total 191202025:					98.50					
191202045	191202045	Invoi TSS/testing	12/05/2019	12/31/2019	13.50	Open	Non		12/19	51-00-5201
Total 191202045:					13.50					
191209045	191209045	Invoi E-coli Testing	12/11/2019	12/31/2019	23.40	Open	Non		12/19	52-00-5201
Total 191209045:					23.40					
191210078	191210078	Invoi total coliform P/A compl	12/12/2019	12/31/2019	19.70	Open	Non		12/19	51-00-5201
Total 191210078:					19.70					
191211056	191211056	Invoi E-coli Testing	12/13/2019	12/31/2019	23.40	Open	Non		12/19	52-00-5201
Total 191211056:					23.40					
Total Colorado Analytical Lab (945):					178.50					
Colorado Christmas Lights (1851)										
1221	1221	Invoi Holiday Lights	11/29/2019	12/31/2019	8,039.00	Open	Non		11/19	10-21-5040
Total 1221:					8,039.00					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
1222										
	1222	Invoi Holiday Lights	11/29/2019	12/31/2019	9,967.00	Open	Non		11/19	10-21-5040
Total 1222:					9,967.00					
1223										
	1223	Invoi Holiday Lights	11/29/2019	12/31/2019	987.00	Open	Non		11/19	10-21-5040
Total 1223:					987.00					
1224										
	1224	Invoi Holiday Lights	11/29/2019	12/31/2019	2,953.00	Open	Non		11/19	10-21-5040
Total 1224:					2,953.00					
1225										
	1225	Invoi Holiday Lights	11/29/2019	12/31/2019	3,395.00	Open	Non		11/19	10-21-5040
Total 1225:					3,395.00					
1226										
	1226	Invoi Holiday Lights	11/29/2019	12/31/2019	1,560.00	Open	Non		11/19	10-21-5040
Total 1226:					1,560.00					
Total Colorado Christmas Lights (1851):					26,901.00					
Common Knowledge Technology (1549)										
50741										
	50741	Invoi computer equipment	12/05/2019	12/31/2019	128.00	Open	Non		12/19	10-20-7010
Total 50741:					128.00					
50751										
	50751	Invoi Server Project	12/09/2019	12/31/2019	891.25	Open	Non		12/19	21-00-6027
Total 50751:					891.25					
50762										
	50762	Invoi laptop battery	12/12/2019	12/31/2019	156.00	Open	Non		12/19	10-30-7010
Total 50762:					156.00					
Total Common Knowledge Technology (1549):					1,175.25					
Deep Rock (1855)										
18332261 121319										
	18332261 121319	Invoi Water Cooler Rental	12/13/2019	12/31/2019	3.99	Open	Non		12/19	10-20-5309
Total 18332261 121319:					3.99					
Total Deep Rock (1855):					3.99					
ELAVON (1295)										
8013550150 1119										
	8013550150 1119	Invoi Online Credit card processing fee	11/30/2019	11/30/2019	514.06	Open	Non		11/19	10-20-5340

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 8013550150 1119:					514.06					
8013629129 1119										
8013629129 1119	Invoi	Credit Card Processing Fees	11/30/2019	11/30/2019	388.62	Open	Non		11/19	10-20-5340
Total 8013629129 1119:					388.62					
Total ELAVON (1295):					902.68					
Evergreen Surveying (718)										
B12631										
B12631	Invoi	surveying	12/16/2019	12/31/2019	200.00	Open	Non		12/19	10-20-5107
Total B12631:					200.00					
Total Evergreen Surveying (718):					200.00					
Fischer Construction (1769)										
8478 -8										
8478 -8	Invoi	plant expansion project #1	12/02/2019	12/31/2019	491,319.10	Open	Non		11/19	55-72-7310
Total 8478 -8:					491,319.10					
Total Fischer Construction (1769):					491,319.10					
HDR Engineering (1605)										
1200236951										
1200236951	Invoi	#1 Bonded St.	12/18/2019	12/31/2019	2,800.92	Open	Non		12/19	23-00-5103
Total 1200236951:					2,800.92					
1240009728										
1240009728	Invoi	#2 Bonded St.	12/18/2019	12/31/2019	60,541.24	Open	Non		12/19	23-00-5103
Total 1240009728:					60,541.24					
Total HDR Engineering (1605):					63,342.16					
Hoehn Architects P.C. (1444)										
1812-6										
1812-6	Invoi	City Hall Entry Improvements	11/26/2019	12/31/2019	1,300.00	Open	Non		11/19	21-61-7040
Total 1812-6:					1,300.00					
Total Hoehn Architects P.C. (1444):					1,300.00					
Home Depot Credit Services (578)										
2013281										
2013281	Invoi	power charger	10/28/2019	12/31/2019	39.97	Open	Non		11/19	10-60-6020
Total 2013281:					39.97					
0013418										
0013418	Invoi	batteries	10/30/2019	11/30/2019	82.43	Open	Non		11/19	10-60-6020
Total 0013418:					82.43					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
9013544										
	9013544	Invoi	bathroom supplies	10/31/2019	01/01/3119	115.81	Open	Non	11/19	10-60-6200
Total 9013544:					115.81					
6014884										
	6014884	Invoi	wood chisel, saw	11/13/2019	12/31/2019	54.82	Open	Non	11/19	10-10-6020
Total 6014884:					54.82					
4033286										
	4033286	Invoi	cable tacker	11/15/2019	12/31/2019	34.07	Open	Non	11/19	10-10-6020
Total 4033286:					34.07					
1015423										
	1015423	Invoi	Glue Gun	11/18/2019	12/31/2019	265.24	Open	Non	11/19	10-60-6010
Total 1015423:					265.24					
0022176										
	0022176	Invoi	solar panel install Round About	11/19/2019	12/31/2019	126.69	Open	Non	11/19	21-61-7042
Total 0022176:					126.69					
8022402										
	8022402	Invoi	saw	11/21/2019	12/31/2019	129.00	Open	Non	11/19	10-10-6020
Total 8022402:					129.00					
8022403										
	8022403	Invoi	batteries	11/21/2019	11/30/2019	198.00	Open	Non	11/19	10-10-6020
Total 8022403:					198.00					
Total Home Depot Credit Services (578):					1,046.03					
HRS Water Consultants (851)										
171510										
	171510	Invoi	legal water	11/30/2019	11/30/2019	957.00	Open	Non	11/19	51-00-5108
Total 171510:					957.00					
Total HRS Water Consultants (851):					957.00					
Insight Auto Glass (1569)										
121319										
	121319	Invoi	Windshield Repair	12/13/2019	12/31/2019	40.00	Open	Non	12/19	10-30-6100
Total 121319:					40.00					
Total Insight Auto Glass (1569):					40.00					
Landmark Community Newspapers (64)										
201911										
	201911	Invoi	legal notifications	11/27/2019	11/30/2019	247.28	Open	Non	11/19	10-20-5312

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 201911:					247.28					
Total Landmark Community Newspapers (64):					247.28					
Midwest Radar (185)										
166747										
166747	Invoi	Radar cert	12/07/2019	12/31/2019	320.00	Open	Non		12/19	10-30-5105
Total 166747:					320.00					
Total Midwest Radar (185):					320.00					
Mountain Tool and Feed (1450)										
1207										
1207	Invoi	chains	12/02/2019	12/31/2019	34.95	Open	Non		12/19	10-10-6020
Total 1207:					34.95					
1208										
1208	Invoi	chains	12/03/2019	12/31/2019	76.85	Open	Non		12/19	10-10-6020
Total 1208:					76.85					
Total Mountain Tool and Feed (1450):					111.80					
Municipal Code Corporation (194)										
00337056										
00337056	Invoi	administrative support fee	12/04/2019	12/31/2019	225.00	Open	Non		12/19	10-20-5322
Total 00337056:					225.00					
Total Municipal Code Corporation (194):					225.00					
Murray Dahl Beery & Renaud (806)										
15691										
15691	Invoi	legal services	12/04/2019	12/31/2019	10,822.17	Open	Attor		11/19	10-20-5101
Total 15691:					10,822.17					
Total Murray Dahl Beery & Renaud (806):					10,822.17					
Paul's Enterprises (213)										
226694										
226694	Invoi	Replace locks on basement door	12/17/2019	12/31/2019	231.00	Open	Non		12/19	10-20-5208
Total 226694:					231.00					
Total Paul's Enterprises (213):					231.00					
Ramey Environmental Compliance (898)										
19757										
19757	Invoi	Grease trap inspections	12/04/2019	12/31/2019	265.00	Open	Non		12/19	52-00-5000
Total 19757:					265.00					
Total Ramey Environmental Compliance (898):					265.00					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
SAFEbuilt Colorado Inc. (1041)										
0063326-IN										
0063326-IN	Invoi	Building Permits	11/30/2019	12/31/2019	4,256.36	Open	Non		11/19	10-22-5000
Total 0063326-IN:					4,256.36					
Total SAFEbuilt Colorado Inc. (1041):					4,256.36					
Safeguard Business Systems (821)										
033847721										
033847721	Invoi	Tax forms	12/12/2019	12/31/2019	163.12	Open	Non		12/19	10-20-6010
Total 033847721:					163.12					
Total Safeguard Business Systems (821):					163.12					
Sprint (750)										
569628819-144										
569628819-144	Invoi	Cell phone/Police	11/27/2019	11/30/2019	244.84	Open	Non		11/19	10-30-5335
Total 569628819-144:					244.84					
616873765-052										
616873765-052	Invoi	Code Enforcement cell phone	11/29/2019	12/31/2019	24.99	Open	Non		11/19	10-30-5335
Total 616873765-052:					24.99					
126852313-216										
126852313-216	Invoi	Cell phone Parks	12/08/2019	12/31/2019	60.84	Open	Non		11/19	10-60-5335
126852313-216	Invoi	Cell phone Public Works	12/08/2019	12/31/2019	529.24	Open	Non		11/19	10-10-5335
Total 126852313-216:					590.08					
381262319-216										
381262319-216	Invoi	air cards/police	12/08/2019	12/31/2019	126.06	Open	Non		12/19	10-30-5335
Total 381262319-216:					126.06					
Total Sprint (750):					985.97					
Staples Business Advantage (1219)										
8056714893										
8056714893	Invoi	Office supplies	12/07/2019	12/31/2019	35.74	Open	Non		12/19	10-30-6010
Total 8056714893:					35.74					
Total Staples Business Advantage (1219):					35.74					
T & D Car Wash Inc. (534)										
113019										
113019	Invoi	Car Wash-police	11/30/2019	11/30/2019	146.04	Open	Non		11/19	10-30-6100
Total 113019:					146.04					
Total T & D Car Wash Inc. (534):					146.04					
Teledyne Instruments (961)										

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
S020368709										
S020368709	Invoi	Replace Pump Assemblyl	12/05/2019	12/31/2019	530.00	Open	Non		12/19	52-00-5208
Total S020368709:					530.00					
Total Teledyne Instruments (961):					530.00					
Timberline Disposal and Recycling (1467)										
0002128917										
0002128917	Invoi	8yd. fell container	12/01/2019	12/31/2019	237.62	Open	Non		12/19	10-60-5202
Total 0002128917:					237.62					
Total Timberline Disposal and Recycling (1467):					237.62					
Town Office Supply (336)										
2019										
2019	Invoi	pencils/charpener	12/10/2019	12/31/2019	9.25	Open	Non		12/19	10-20-6010
2019	Invoi	public works office supplies	12/10/2019	12/31/2019	38.75	Open	Non		12/19	10-10-6010
Total 2019:					48.00					
Total Town Office Supply (336):					48.00					
USDA Forest Service (264)										
BF021007AA111										
BF021007AA111	Invoi	Special Use Chicao Creek Water	11/20/2019	11/30/2019	150.34	Open	Non		11/19	51-00-5108
Total BF021007AA111:					150.34					
Total USDA Forest Service (264):					150.34					
VISA (1827)										
120319										
120319	Invoi	Allied Towing	12/03/2019	12/31/2019	53.50	Open	Non		11/19	10-30-6100
120319	Invoi	allied towing	12/03/2019	12/31/2019	175.00	Open	Non		11/19	10-30-5326
120319	Invoi	allied towing	12/03/2019	12/31/2019	205.00	Open	Non		11/19	10-30-5326
120319	Invoi	Colorado Underground	12/03/2019	12/31/2019	400.00	Open	Non		11/19	51-15-5111
120319	Invoi	Deposit Refund	12/03/2019	12/31/2019	30.00	Open	Non		11/19	10-20-5212
120319	Invoi	Desputed Charges	12/03/2019	12/31/2019	195.88	Open	Non		11/19	10-10-6010
120319	Invoi	Home Depot Rental	12/03/2019	12/31/2019	597.00	Open	Non		11/19	21-61-7042
120319	Invoi	payment	12/03/2019	12/31/2019	41.02	Open	Non		11/19	10-30-5310
120319	Invoi	postage	12/03/2019	12/31/2019	52.78	Open	Non		11/19	10-30-5310
120319	Invoi	Solar System Roundabout	12/03/2019	12/31/2019	39.98	Open	Non		11/19	10-21-5040
120319	Invoi	Speaker Stand	12/03/2019	12/31/2019	27.84	Open	Non		11/19	10-20-6010
120319	Invoi	Surge Protectors	12/03/2019	12/31/2019	31.88	Open	Non		11/19	10-30-7010
120319	Invoi	Swat Leadership Training	12/03/2019	12/31/2019	538.79	Open	Non		11/19	10-30-5305
120319	Invoi	Training CWP	12/03/2019	12/31/2019	25.00	Open	Non		11/19	51-00-5212
120319	Invoi	Training CWP	12/03/2019	12/31/2019	25.00	Open	Non		11/19	52-00-5212
120319	Invoi	Web Forwarding	12/03/2019	12/31/2019	38.97	Open	Non		11/19	10-20-7011
Total 120319:					2,335.60					
Total VISA (1827):					2,335.60					
WEX BANK (1459)										
62478355										
62478355	Invoi	Fleet fuel - Police	11/23/2019	12/31/2019	2,117.08	Open	Non		11/19	10-30-6191

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
62478355	Invoi	Fleet fuel - wastewater	11/23/2019	12/31/2019	165.58	Open	Non		11/19	52-00-6191
62478355	Invoi	Fleet fuel - water	11/23/2019	12/31/2019	165.59	Open	Non		11/19	51-00-6191
Total 62478355:					2,448.25					
Total WEX BANK (1459):					2,448.25					
Willie Prickett (1715)										
120919										
120919	Invoi	Reimbursement/Safety Boots	12/09/2019	12/31/2019	100.00	Open	Non		12/19	10-60-6040
Total 120919:					100.00					
Total Willie Prickett (1715):					100.00					
Grand Totals:					624,520.47					

Report GL Period Summary

GL Period	Amount
11/19	552,179.24
01/20	1,350.00
12/19	70,991.23
Grand Totals:	624,520.47

Vendor number hash: 77511
Vendor number hash - split: 110771
Total number of invoices: 96
Total number of transactions: 124

Terms Description	Invoice Amount	Net Invoice Amount
Open Terms	624,520.47	624,520.47
Grand Totals:	624,520.47	624,520.47

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Allied Towing (11)										
3918										
3918	Invoi	mount and balance tires	12/05/2019	01/31/2020	100.00	Open	Non		12/19	10-30-6100
Total 3918:					100.00					
3950										
3950	Invoi	Tire repair	12/20/2019	01/31/2020	101.87	Open	Non		12/19	10-30-6100
Total 3950:					101.87					
3953										
3953	Invoi	oil change	12/30/2019	01/31/2020	73.50	Open	Non		12/19	10-30-6100
Total 3953:					73.50					
47799										
47799	Invoi	Tow skidsteer	01/02/2020	01/31/2020	300.00	Open	Non		01/20	10-10-5207
Total 47799:					300.00					
3962										
3962	Invoi	Brake service	01/06/2020	01/31/2020	248.99	Open	Non		01/20	10-30-6100
Total 3962:					248.99					
Total Allied Towing (11):					824.36					
Alpha Graphics (1013)										
85880/86201										
85880/86201	Invoi	newsletter meeting notice	12/17/2019	12/31/2019	784.02	Open	Non		12/19	10-20-5325
Total 85880/86201:					784.02					
Total Alpha Graphics (1013):					784.02					
American Civil Constructors (1656)										
19010-142-06										
19010-142-06	Invoi	West Miner & Riverside	12/20/2019	12/31/2019	465,634.00	Open	Non		12/19	23-00-6016
Total 19010-142-06:					465,634.00					
2038365-13										
2038365-13	Invoi	Central Miner Street	12/20/2019	12/31/2019	10,141.00	Open	Non		12/19	23-00-6016
Total 2038365-13:					10,141.00					
Total American Civil Constructors (1656):					475,775.00					
Blackwell Oil (284)										
113019										
113019	Invoi	Fleet Fuel Streets	11/30/2019	12/31/2019	947.23	Open	Non		11/19	10-10-6191
113019	Invoi	Fleet Fuel/Parks	11/30/2019	12/31/2019	135.26	Open	Non		11/19	10-60-6191
113019	Invoi	Fleet Fuel/WasteWater	11/30/2019	12/31/2019	120.87	Open	Non		11/19	52-16-6191
113019	Invoi	Fleet Fuel/Water	11/30/2019	12/31/2019	120.87	Open	Non		11/19	51-15-6191
Total 113019:					1,324.23					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total Blackwell Oil (284):					1,324.23					
Blue Tarp Financial Inc (1453)										
43995174										
43995174	Invoi	1 year catalog	12/20/2019	12/30/2019	39.99	Open	Non		12/19	10-10-6010
Total 43995174:					39.99					
Total Blue Tarp Financial Inc (1453):					39.99					
C & C Machine & Welding (34)										
0028726										
0028726	Invoi	Bend Edging	01/03/2020	01/31/2020	10.00	Open	Non		01/20	10-20-5208
Total 0028726:					10.00					
Total C & C Machine & Welding (34):					10.00					
Caselle Inc. (287)										
99563										
99563	Invoi	Contract Support - January	01/01/2020	01/31/2020	270.00	Open	Non		02/20	10-10-5108
99563	Invoi	Contract Support - January	01/01/2020	01/31/2020	270.00	Open	Non		02/20	10-20-5108
99563	Invoi	Contract Support - January	01/01/2020	01/31/2020	270.00	Open	Non		02/20	10-30-5108
99563	Invoi	Contract Support - January	01/01/2020	01/31/2020	270.00	Open	Non		02/20	51-00-5108
99563	Invoi	Contract Support-January	01/01/2020	01/31/2020	270.00	Open	Non		02/20	52-00-5108
Total 99563:					1,350.00					
Total Caselle Inc. (287):					1,350.00					
CenturyLink (569)										
3035674474548 1219										
3035674474548 1219	Invoi	Internet service-Public Works	12/28/2019	12/31/2019	96.93	Open	Non		12/19	10-10-5335
Total 3035674474548 1219:					96.93					
Total CenturyLink (569):					96.93					
CIRSA (1511)										
200190										
200190	Invoi	Property/Casualty Coverage	01/01/2020	01/31/2020	4,996.80	Open	Non		01/20	10-10-5301
200190	Invoi	Property/Casualty Coverage	01/01/2020	01/31/2020	2,051.74	Open	Non		01/20	10-20-5301
200190	Invoi	Property/Casualty Coverage	01/01/2020	01/31/2020	4,996.80	Open	Non		01/20	10-30-5301
200190	Invoi	Property/Casualty Coverage	01/01/2020	01/31/2020	4,996.80	Open	Non		01/20	51-00-5301
200190	Invoi	Property/Casualty Coverage	01/01/2020	01/31/2020	4,996.80	Open	Non		01/20	52-00-5301
Total 200190:					22,038.94					
200367										
200367	Invoi	Detainees medical Coverage	01/01/2020	01/31/2020	3,031.00	Open	Non		01/20	10-30-5300
Total 200367:					3,031.00					
W20096										
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	1,787.96	Open	Non		01/20	10-10-5300
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	304.99	Open	Non		01/20	10-20-5300
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	3,750.96	Open	Non		01/20	10-30-5300
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	55.38	Open	Non		01/20	10-60-5300

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	571.99	Open	Non		01/20	51-00-5300
W20096	Invoi	Workmen's Comp Coverage	01/01/2020	01/31/2020	571.97	Open	Non		01/20	52-00-5300
Total W20096:					7,043.25					
Total CIRSA (1511):					32,113.19					
City of Idaho Springs (289)										
110671 0120										
110671 0120	Invoi	public works	11/13/2019	01/01/3119	223.52	Open	Non		12/19	10-10-6050
Total 110671 0120:					223.52					
130501 120										
130501 120	Invoi	macy ruth mill park	11/13/2019	11/30/2019	208.26	Open	Non		12/19	10-60-6050
Total 130501 120:					208.26					
204461 0120										
204461 0120	Invoi	103 14th Ave.	11/13/2019	01/01/3119	120.67	Open	Non		12/19	10-20-6050
Total 204461 0120:					120.67					
204911 0120										
204911 0120	Invoi	police dept.	11/13/2019	01/01/3119	223.52	Open	Non		12/19	10-30-6050
Total 204911 0120:					223.52					
208381 0120										
208381 0120	Invoi	Cement Plant	11/13/2019	01/01/3119	96.50	Open	Non		12/19	10-10-6050
Total 208381 0120:					96.50					
210651 0120										
210651 0120	Invoi	City Hall	11/13/2019	01/01/3119	421.90	Open	Non		12/19	10-20-6050
Total 210651 0120:					421.90					
210691 0120										
210691 0120	Invoi	Citizens Park	11/13/2019	01/01/3119	498.20	Open	Non		12/19	10-60-6050
Total 210691 0120:					498.20					
220501 0120										
220501 0120	Invoi	Riverside Drive	11/13/2019	01/01/3119	236.00	Open	Non		01/20	10-60-6050
Total 220501 0120:					236.00					
230551 0120										
230551 0120	Invoi	CRC Park	11/13/2019	01/01/3119	193.00	Open	Non		12/19	10-60-6050
Total 230551 0120:					193.00					
Total City of Idaho Springs (289):					2,221.57					
Clear Creek County Clerk & Rec (61)										
0030978										
0030978	Invoi	recording oaths	12/26/2019	12/31/2019	52.00	Open	Non		12/19	10-20-5316

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total 0030978:					52.00					
Total Clear Creek County Clerk & Rec (61):					52.00					
Clear Creek Supply (291)										
308646	308646	Invoi	mini sledge	12/04/2019	12/31/2019	18.49	Open	Non	12/19	10-10-6020
Total 308646:					18.49					
308650	308650	Invoi	Washers, screws	12/04/2019	12/31/2019	6.00	Open	Non	12/19	10-10-6193
Total 308650:					6.00					
308705 - P	308705 - P	Invoi	Washers, screws	12/05/2019	01/31/2020	2.18	Open	Non	12/19	10-30-6100
Total 308705 - P:					2.18					
309107	309107	Invoi	wiper blade	12/13/2019	12/31/2019	48.70	Open	Non	12/19	10-10-6193
Total 309107:					48.70					
309205	309205	Invoi	Battery	12/16/2019	12/31/2019	10.74	Open	Non	12/19	51-15-6005
Total 309205:					10.74					
309376	309376	Invoi	heat shrink tubing	12/19/2019	12/31/2019	5.68	Open	Non	12/19	10-21-5041
Total 309376:					5.68					
309624	309624	Invoi	motor oil	12/26/2019	12/31/2019	8.07	Open	Non	12/19	10-10-6150
Total 309624:					8.07					
Total Clear Creek Supply (291):					99.86					
Colorado Analytical Lab (945)										
191216036	191216036	Invoi	total coliform P/A compl	12/19/2019	01/31/2020	98.50	Open	Non	12/19	51-00-5201
Total 191216036:					98.50					
191209036	191209036	Invoi	DBP Samples	12/20/2019	01/31/2020	378.00	Open	Non	12/19	51-00-5201
Total 191209036:					378.00					
Total Colorado Analytical Lab (945):					476.50					
Colorado Dept. of Revenue (294)										

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
L1896749408										
L1896749408	Invoi	Wage Withholding Adjustment	12/13/2019	12/31/2019	212.00	Open	Non		01/20	10-00-2223
Total L1896749408:					212.00					
Total Colorado Dept. of Revenue (294):					212.00					
Comcast (1486)										
0197295 0120										
0197295 0120	Invoi	Internet/City Hall	01/23/2020	01/31/2020	171.75	Open	Non		01/20	10-20-5335
Total 0197295 0120:					171.75					
Total Comcast (1486):					171.75					
Common Knowledge Technology (1549)										
50883										
50883	Invoi	Monthly Contract Maintenance	01/01/2020	01/31/2020	745.30	Open	Non		01/20	10-10-5108
50883	Invoi	Monthly Contract Maintenance	01/01/2020	01/31/2020	745.30	Open	Non		01/20	10-20-5108
50883	Invoi	Monthly Contract Maintenance	01/01/2020	01/31/2020	745.30	Open	Non		01/20	10-30-5108
50883	Invoi	Monthly Contract Maintenance	01/01/2020	01/31/2020	745.30	Open	Non		01/20	51-00-5108
50883	Invoi	Monthly Contract Maintenance	01/01/2020	01/31/2020	745.30	Open	Non		01/20	52-00-5108
Total 50883:					3,726.50					
Total Common Knowledge Technology (1549):					3,726.50					
CPS Distributors (395)										
03208544										
03208544	Invoi	Black Edging	12/30/2019	12/31/2019	67.05	Open	Non		12/19	10-20-5208
Total 03208544:					67.05					
Total CPS Distributors (395):					67.05					
David Christiansen (1897)										
4750										
4750	Invoi	pre-employment Psychological	01/07/2020	01/31/2020	450.00	Open	Non		01/20	10-30-5109
Total 4750:					450.00					
Total David Christiansen (1897):					450.00					
DPC Industries Inc. (297)										
737005284-19										
737005284-19	Invoi	Caustic soda liq	12/10/2019	01/31/2020	559.37	Open	Non		12/19	51-00-6216
Total 737005284-19:					559.37					
Total DPC Industries Inc. (297):					559.37					
Foothills Auto & Truck Parts (1021)										
123119										
123119	Invoi	Battery Cables	12/31/2019	01/31/2020	29.57	Open	Non		12/19	10-21-5041
Total 123119:					29.57					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total Foothills Auto & Truck Parts (1021):					29.57					
Ford H. Wheatley IV (123)										
010120	010120	Invoi Court Judge Monthly Retainer	01/01/2020	01/31/2020	1,600.00	Open	Non		01/20	10-40-5110
Total 010120:					1,600.00					
Total Ford H. Wheatley IV (123):					1,600.00					
Galls (527)										
014500503	014500503	Invoi Uniform Pants	12/12/2019	01/31/2020	74.99	Open	Non		12/19	10-30-6030
Total 014500503:					74.99					
Total Galls (527):					74.99					
Home Depot Credit Services (578)										
7010420	7010420	Invoi gloves	12/02/2019	12/31/2019	25.94	Open	Non		12/19	10-60-6022
	7010420	Invoi tools	12/02/2019	12/31/2019	82.20	Open	Non		12/19	10-60-6020
Total 7010420:					108.14					
7971804	7971804	Invoi ice melt	12/02/2019	12/31/2019	1,382.22	Open	Non		12/19	10-60-6099
Total 7971804:					1,382.22					
4010655	4010655	Invoi snow shovels	12/05/2019	12/31/2019	173.92	Open	Non		12/19	10-60-6020
Total 4010655:					173.92					
7025075	7025075	Invoi painting supplies	12/11/2019	12/31/2019	70.08	Open	Non		12/19	10-20-5208
Total 7025075:					70.08					
3025547	3025547	Invoi canvas	12/16/2019	12/31/2019	35.76	Open	Non		12/19	10-10-6040
	3025547	Invoi painting supplies	12/16/2019	12/31/2019	268.59	Open	Non		12/19	10-20-5208
Total 3025547:					304.35					
6026507	6026507	Invoi faucet tools	12/23/2019	12/31/2019	79.92	Open	Non		12/19	10-10-6020
Total 6026507:					79.92					
Total Home Depot Credit Services (578):					2,118.63					
I.S. Administrative Checking (8)										
123119	123119	Invoi caceo membership	12/31/2019	01/31/2020	45.00	Open	Non		12/19	10-30-5304
	123119	Invoi Marsh parking DRCOG	12/31/2019	01/31/2020	40.00	Open	Non		12/19	10-20-5305
	123119	Invoi MJ public posting	12/31/2019	01/31/2020	714.55	Open	Non		12/19	10-20-5325

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
123119	Invoi	postage	12/31/2019	01/31/2020	1,033.34	Open	Non		12/19	10-20-5310
123119	Invoi	postage water/wastewater bills	12/31/2019	01/31/2020	113.47	Open	Non		12/19	52-00-5310
123119	Invoi	postage water/wastewater bills	12/31/2019	01/31/2020	113.47	Open	Non		12/19	51-00-5310
123119	Invoi	Vacuum belts	12/31/2019	01/31/2020	5.64	Open	Non		12/19	10-20-6010
Total 123119:					2,065.47					
Total I.S. Administrative Checking (8):					2,065.47					
IntelliPay (1279)										
2190										
2190	Invoi	Transaction fees	12/31/2019	01/31/2020	18.10	Open	Non		12/19	10-20-5340
Total 2190:					18.10					
Total IntelliPay (1279):					18.10					
JVA Incorporated (1110)										
81288										
81288	Invoi	Expansion Project 2	11/30/2019	12/31/2019	656.00	Open	Non		11/19	55-72-7310
Total 81288:					656.00					
81299										
81299	Invoi	On Call Engineering Services-152	11/30/2019	12/31/2019	1,106.00	Open	Non		11/19	52-00-5103
Total 81299:					1,106.00					
81538										
81538	Invoi	Public Works Shop-1529.35c	11/30/2019	12/31/2019	1,510.00	Open	Non		11/19	21-00-5103
Total 81538:					1,510.00					
81542										
81542	Invoi	health clinic review	11/30/2019	12/31/2019	1,804.00	Open	Non		11/19	10-20-5108
Total 81542:					1,804.00					
81913										
81913	Invoi	Expansion Project 1	11/30/2019	12/31/2019	8,812.04	Open	Non		11/19	55-72-7310
Total 81913:					8,812.04					
81915										
81915	Invoi	Tertiary Filters	11/30/2019	12/31/2019	2,910.72	Open	Non		11/19	55-72-7310
Total 81915:					2,910.72					
Total JVA Incorporated (1110):					16,798.76					
Landmark Community Newspapers (64)										
121119										
121119	Invoi	notice of annexation	12/11/2019	12/31/2019	231.00	Open	Non		12/19	10-20-5312
Total 121119:					231.00					
Total Landmark Community Newspapers (64):					231.00					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Liberty Communications (1547)										
1532029										
1532029	Invoi	phone service city hall	12/31/2019	12/31/2019	105.00	Open	Non		12/19	10-20-5303
1532029	Invoi	phone service police	12/31/2019	12/31/2019	105.00	Open	Non		12/19	10-30-5303
1532029	Invoi	phone service public works	12/31/2019	12/31/2019	105.00	Open	Non		12/19	10-10-5303
1532029	Invoi	phone service wastewater	12/31/2019	12/31/2019	104.97	Open	Non		12/19	52-00-5303
1532029	Invoi	phone service water	12/31/2019	12/31/2019	105.00	Open	Non		12/19	51-00-5303
Total 1532029:					524.97					
Total Liberty Communications (1547):					524.97					
McDonald Farms (1588)										
497203-1045										
497203-1045	Invoi	WasteWater Hauled to Landfill	12/11/2019	01/31/2020	1,628.63	Open	Non		12/19	52-00-5250
Total 497203-1045:					1,628.63					
497203-1046										
497203-1046	Invoi	WasteWater Hauled to Landfill	12/18/2019	12/31/2019	758.35	Open	Non		12/19	52-00-5250
Total 497203-1046:					758.35					
Total McDonald Farms (1588):					2,386.98					
Peak Performance (409)										
58057										
58057	Invoi	Copier Meter Bill	12/21/2019	12/31/2019	259.34	Open	Non		12/19	10-20-5309
Total 58057:					259.34					
58186										
58186	Invoi	Copier Meter Bill/Police	01/03/2020	01/31/2020	131.98	Open	Non		01/20	10-30-5309
Total 58186:					131.98					
Total Peak Performance (409):					391.32					
Power Motive (221)										
P65807										
P65807	Invoi	door latch	12/16/2019	01/30/2020	484.90	Open	Non		12/19	10-10-6193
Total P65807:					484.90					
P66056										
P66056	Invoi	handle	12/19/2019	01/31/2020	106.69	Open	Non		12/19	10-10-6193
Total P66056:					106.69					
Total Power Motive (221):					591.59					
Quill Corporation (230)										
3059466										
3059466	Invoi	Correction tape	12/03/2019	01/31/2020	12.51	Open	Non		12/19	10-20-6010
Total 3059466:					12.51					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
3180708										
3180708	Invoi	name plates	12/09/2019	01/31/2020	82.95	Open	Non		12/19	10-20-6010
Total 3180708:					82.95					
3371768										
3371768	Invoi	renewal fees	12/16/2019	01/31/2020	69.99	Open	Non		12/19	10-20-6010
Total 3371768:					69.99					
Total Quill Corporation (230):					165.45					
Republic Services #535 (1866)										
0535-004454482										
0535-004454482	Invoi	trash WW plant	11/25/2019	11/30/2019	295.50	Open	Non		11/19	52-00-5202
Total 0535-004454482:					295.50					
Total Republic Services #535 (1866):					295.50					
Rogers, Suzanne M. (737)										
010120										
010120	Invoi	Prosecutor Monthly Retainer	01/01/2020	01/31/2020	1,296.90	Open	Non		01/20	10-40-5115
Total 010120:					1,296.90					
Total Rogers, Suzanne M. (737):					1,296.90					
Solenis (1794)										
131556514										
131556514	Invoi	Polymer	12/11/2019	12/31/2019	2,913.68	Open	Non		12/19	52-00-6210
Total 131556514:					2,913.68					
Total Solenis (1794):					2,913.68					
Staples Business Advantage (1219)										
8056869161										
8056869161	Invoi	stamp	12/21/2019	01/31/2020	29.00	Open	Non		12/19	10-30-6010
Total 8056869161:					29.00					
Total Staples Business Advantage (1219):					29.00					
Steven Zacharias (1637)										
010720										
010720	Invoi	kitchen supplies	01/07/2020	01/31/2020	77.12	Open	Non		01/20	10-20-6010
Total 010720:					77.12					
Total Steven Zacharias (1637):					77.12					
Terracon (1692)										
TD02855										
TD02855	Invoi	Concrete Testing	12/20/2019	12/31/2019	1,658.25	Open	Non		12/19	55-72-7310
Total TD02855:					1,658.25					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
Total Terracon (1692):					1,658.25					
The Compliance Alliance (852)										
9633	9633	Invoi drug screen test	12/20/2019	12/31/2019	60.00	Open	Non		12/19	10-20-5108
Total 9633:					60.00					
Total The Compliance Alliance (852):					60.00					
THK Associates (1669)										
59094	59094	Invoi Greenway Construction	01/03/2020	01/31/2020	1,875.00	Open	Non		12/19	21-00-6018
Total 59094:					1,875.00					
Total THK Associates (1669):					1,875.00					
ThyssenKrupp Elevator Corporation (1578)										
3004996989	3004996989	Invoi Elevator Maintenance - Visitor's C	01/01/2020	01/31/2020	530.58	Open	Non		01/20	10-21-5430
Total 3004996989:					530.58					
Total ThyssenKrupp Elevator Corporation (1578):					530.58					
Timberline Disposal and Recycling (1467)										
0002131778	0002131778	Invoi 8yd. fell container	01/01/2020	01/31/2020	248.31	Open	Non		01/20	10-60-5202
Total 0002131778:					248.31					
Total Timberline Disposal and Recycling (1467):					248.31					
Timberline Landscaping (1936)										
7881	7881	Invoi Trail Design	12/12/2019	12/31/2019	4,009.94	Open	Non		12/19	21-00-6024
Total 7881:					4,009.94					
Total Timberline Landscaping (1936):					4,009.94					
Treatment Technology (1078)										
181703	181703	Invoi Ferric Chloride	12/10/2019	01/31/2020	1,603.60	Open	Non		12/19	52-00-6210
Total 181703:					1,603.60					
181780	181780	Invoi Ferric Chloride	12/27/2019	12/31/2019	2,380.40	Open	Non		12/19	52-00-6210
Total 181780:					2,380.40					
Total Treatment Technology (1078):					3,984.00					
US Bank (1725)										
01012020	01012020	Invoi D02A061 Interest loan	01/01/2020	01/31/2020	9,528.09	Open	Non		12/19	51-79-8145

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
01012020	Invoi	D02A061 Principal loan	01/01/2020	01/31/2020	67,889.06	Open	Non		12/19	51-79-8144
Total 01012020:					77,417.15					
Total US Bank (1725):					77,417.15					
Utility Technical Service Inc. (266)										
8176										
8176	Invoi	Leak Locate	12/29/2019	01/31/2020	400.00	Open	Non		12/19	51-15-5111
Total 8176:					400.00					
Total Utility Technical Service Inc. (266):					400.00					
WALMART COMMUNITY/RFCSELLC (271)										
02830										
02830	Invoi	printer ink	12/11/2019	12/31/2019	40.89	Open	Non		12/19	51-00-6010
02830	Invoi	printer ink	12/11/2019	12/31/2019	40.89	Open	Non		12/19	52-00-6010
Total 02830:					81.78					
04468										
04468	Invoi	office supplies	12/11/2019	12/31/2019	31.91	Open	Non		12/19	51-00-6010
04468	Invoi	office supplies	12/11/2019	12/31/2019	31.90	Open	Non		12/19	52-00-6010
Total 04468:					63.81					
Total WALMART COMMUNITY/RFCSELLC (271):					145.59					
Wear Parts & Equip Co. Inc. (965)										
4855										
4855	Invoi	Poly urethane blade	12/17/2019	01/31/2020	445.10	Open	Non		12/19	10-10-6007
Total 4855:					445.10					
Total Wear Parts & Equip Co. Inc. (965):					445.10					
Xcel Energy (540)										
663575002										
663575002	Invoi	Street Lights	12/02/2019	12/31/2019	4,065.51	Open	Non		12/19	10-10-6001
Total 663575002:					4,065.51					
663588395										
663588395	Invoi	2040 Miner Street	12/02/2019	12/31/2019	14.42	Open	Non		12/19	10-10-6001
Total 663588395:					14.42					
665890219										
665890219	Invoi	Pine slope	12/18/2019	01/31/2020	10.19	Open	Non		12/19	10-10-6001
Total 665890219:					10.19					
665891208										
665891208	Invoi	Police Station	12/18/2019	12/31/2019	300.62	Open	Non		12/19	10-30-6001
Total 665891208:					300.62					

Invoice	Type	Description	Invoice Date	Due Date	Total Cost	Terms	1099	PO Number	Period	GL Account
665910811										
665910811	Invoi	water Plant	12/18/2019	12/31/2019	3,593.43	Open	Non		12/19	51-00-6001
Total 665910811:					3,593.43					
665912174										
665912174	Invoi	1101 Soda Creek	12/18/2019	12/31/2019	136.27	Open	Non		12/19	10-10-6001
Total 665912174:					136.27					
666042448										
666042448	Invoi	10 Montane St	12/18/2019	12/31/2019	4.94	Open	Non		12/19	10-10-6001
Total 666042448:					4.94					
666409806										
666409806	Invoi	Public Works	12/23/2019	01/31/2020	573.04	Open	Non		12/19	10-10-6001
Total 666409806:					573.04					
666427024										
666427024	Invoi	Parks	12/23/2019	01/31/2020	489.55	Open	Non		01/20	10-60-6001
Total 666427024:					489.55					
666568177										
666568177	Invoi	New Treatment Plant	12/23/2019	12/31/2019	5,869.29	Open	Non		12/19	52-00-6001
Total 666568177:					5,869.29					
010720										
010720	Invoi	1801 Miner	01/07/2020	01/31/2020	16.51	Open	Non		12/19	51-00-6001
Total 010720:					16.51					
010920										
010920	Invoi	city hall	01/09/2020	01/31/2020	413.75	Open	Non		01/20	10-20-6001
Total 010920:					413.75					
Total Xcel Energy (540):					15,487.52					
Zambelli Fireworks (1639)										
011320										
011320	Invoi	4th of July Fireworks Deposit	01/31/2020	01/31/2020	11,576.00	Open	Non		01/20	10-21-5050
Total 011320:					11,576.00					
Total Zambelli Fireworks (1639):					11,576.00					
Grand Totals:					669,800.79					

Report GL Period Summary

GL Period	Amount
11/19	18,418.49
02/20	1,350.00
01/20	53,832.62
12/19	596,199.68
Grand Totals:	<u>669,800.79</u>

Vendor number hash: 74090
Vendor number hash - split: 105544
Total number of invoices: 100
Total number of transactions: 135

Terms Description	Invoice Amount	Net Invoice Amount
Open Terms	<u>669,800.79</u>	<u>669,800.79</u>
Grand Totals:	<u>669,800.79</u>	<u>669,800.79</u>

CITY OF IDAHO SPRINGS

City Council Communication

MEETING DATE: JANUARY 13, 2020

PRESENTED BY: ALAN TIEFENBACH
COMMUNITY DEVELOPMENT PLANNER

ITEM: 175 & 245 DIVIDE VIEW DRIVE
160 MONTANE DRIVE
ANNEXATION, REZONING AND VACATION OF ROW



BACKGROUND:

This is a request by three neighboring property owners to coordinate together on the following (please see attached exhibit):

1. Annex Parcel 183536300001 (adjacent to 175 Divide View Dr.) and rezone to Residential-Estate (R-E).
2. Annex Parcel 183536300006 (adjacent to 245 Divide View Dr.) and rezone to Residential-Estate (R-E).
3. Vacate existing right-of-way to developed road between 175 & 245 Divide View Drive, and west side of Montane Drive adjacent to 160 Montane Drive.

The impetus for this request began with the property owners of 175 Divide View Drive informing staff that they purchased a 12,834 square foot parcel adjacent to their land. They inquired into whether they could annex this parcel into the City, plat it into a separate lot and then build a second single-family residence for themselves or another family member.

Staff responded to the applicant that if they were going to annex, a rezoning would be required. Because all the surrounding properties in Montane Park (within the City) are zoned Residential-Estate (R-E), this would be the appropriate zoning for this parcel. R-E has a minimum lot size of 14,520 square feet, so the parcel in question was not large enough to plat into a legal lot for building purposes. However, staff noted they could merge this land with their existing residential lot and then construct an Accessory Dwelling Unit (ADU) on the property. Because a plat amendment with the associated costs is required for the lot merger, the property owners also requested the plat vacate unused right-of-way that existed adjacent to their lot down to where Divide View Drive was actually built.

As staff began working on this request, the neighboring owners of 245 Divide View Road (Richard Garnett and Constance Planck) also proposed to annex and rezone a parcel adjacent to their lot in the same manner. They likewise requested to vacate right-of-way down to Divide View Road. Shortly thereafter, the adjacent neighbors at 160 Montane Drive (Andrew and Rebecca McKown) requested to vacate right-of-way adjacent to their house as well. All applicants coordinated to share costs and the same plat will incorporate all requests.

COMPLIANCE WITH MUNICIPAL CODE:

Annexation

Section 26-22(B) of the Idaho Springs Municipal Code requires City staff to prepare a report analyzing the feasibility of annexing the proposed property. The following findings are required:

1. *Ability to serve with streets, water, sanitary sewer, storm sewer, parks and recreation, schools, police and fire protection;*

175 and 245 Divide View Road are already served by the City of Idaho Springs water and sewer. This annexation merely merges additional land to these existing lots. The property owner at 175 Divide View Drive does intend to construct an ADU for the purpose of a dwelling unit for a family member, but staff does not anticipate additional impacts to parks, schools, police or fire. Staff referred this annexation and rezoning proposal to the School District, the Idaho Springs Police Department and Clear Creek Fire Authority and there were no comments.

2. *Compliance with the Comprehensive Plan;*

The subject properties to be annexed and rezoned are presently zoned Mining-Two (M-2) by Clear Creek County. They are directly adjacent to the Montane Park subdivision, of which all properties within the City are zoned Residential-Estate (R-E).

The Comprehensive Plan indicates this property as being within the Montane Park and Pine Slope Subdivisions of the Chicago – Soda Creek Character Area and recommends for Mixed Residential Density. The Plan notes new residential development should be consistent with the surrounding neighborhoods in terms of housing stock, architecture, size, massing and density.

The “Future Annexations” Section of the Comprehensive Plan seeks to ensure that all agreements and commitments between the City and an Annexor clearly identify the responsibilities and roles of each party. Staff discussed an annexation agreement with the City Attorney. The City Attorney noted an annexation agreement for an annexation of this size with few additional intended services is not necessary.

- *Compliance with the 3 Mile Area Plan;*

The Colorado Revised Statutes require the preparation of a Three Mile Plan. The Plan identifies issues that should be addressed prior to any parcel of land being annexed into the City of Idaho Springs. The subject property is indicated to be within Area 4 of the 3 Mile Area Plan. The Plan notes that the proximity of this area to the City of Idaho Springs enhances the potential for annexation. In addition, one of the criteria to be considered for lands near Idaho Springs that might be desirable for annexation include areas that are, or can easily be, served by utilities with no negative physical or economic impact on the community.

It is staff's opinion that the proposed rezoning and annexation are consistent with the recommendations of the Comprehensive Plan and the Three Mile Area Plan and would continue to be a compatible land use in this area. The subject property is already served by utilities, and this arrangement will remain.

3. *Sources of revenue from the property and the City's costs to service the proposed development;*

This annexation and rezoning only pertains to the two parcels south of 175 and 245 Divide View Drive that are not presently within the City of Idaho Springs. These properties are vacant and are being merged with existing residential properties that are already within the City Limits. Staff does not anticipate cost increases or reductions as a result of this annexation.

Rezoning

In addition to meeting all the annexation requirements, the proposal is also required to meet the additional rezoning requirements as indicated by Section Sec. 21-108 (F) of the Municipal Code:

1. *Whether the proposed zoning is in conformity with the Comprehensive Plan;*

See "Compliance with the Comprehensive Plan" in No. 2 above;

2. *Whether there have been material changes in the character of the neighborhood such as to justify a change in the zoning;*

There have not been material changes in the character of the neighborhood. The two parcels south of the existing residential properties at 175 and 245 Divide View Drive are presently not within the City of Idaho Springs. State Statute requires rezoning within 90 days of the annexation of a property, and rezoning to R-E would be consistent with the zoning of all the adjacent properties in Montane Park to the north and east.

3. *Whether the proposed rezoning will tend to preserve and promote property values in the neighborhood;*

Annexing and rezoning the parcels not presently within the City limits to the same zone district as the other adjacent properties would not be detrimental to the property values in the neighborhood.

4. *Whether development of the property in accordance with the proposed rezoning will be in harmony and compatible with surrounding land uses and present development in the area;*

No new development is proposed with this rezoning. Zoning to Residential-Estate (R-E) would be consistent with the surrounding land uses and would comply with the recommendations of the Comprehensive Plan.

5. *Whether the property can be reasonably used and developed as presently zoned;*

The parcels to be annexed and rezoned are undeveloped and will be merged to two existing single family lots. As the parcels are presently unplatted in the County, they are not buildable lots. Merging these parcels with the existing residential lots will create two larger buildable lots, but not additional lots. If annexed, these parcels must be rezoned within 90 days and rezoning to R-E would be consistent with the rest of the properties in the Montane Park Subdivision.

6. *Whether the proposed rezoning will affect traffic congestion in the area;*

There would be no additional traffic impacts associated with this proposal.

7. *Whether the proposed rezoning will promote the public welfare.*

N/A

8. *Whether the property was properly zoned when its current zoning was established;*

The property is zoned Mining-Two (M-2) under Clear Creek County. If the property is annexed into the City, it must be rezoned to comply with State Statute.

9. *Whether denial of the proposed rezoning would preclude any reasonable economic use of property;*

If the property is annexed, it must be rezoned to comply with State Statute.

10. *Whether any other zoning classification would afford any reasonable use of the property;*

As the adjacent properties (within the City) are already zoned Residential-Estate (R-E), as are all the other properties in the Montane Park Subdivision, this is the zone district that would afford the most reasonable use of the property.

11. *Whether denial of the proposed rezoning would impose an undue hardship on the owner;*

If annexed, the property must be rezoned.

12. *Whether the proposed rezoning will promote or disturb stability in the zoning of the neighborhood;*

There would be no changes to the character of the neighborhood as a result of this rezoning.

Vacation of Right of Way

Section 43-2-303 of the Colorado Revised Statutes directs that no platted or deeded roadway or part thereof or unplatted or undefined roadway which exists by right of usage shall be vacated so as to leave any land adjoining said roadway without an established public road or private-access easement connecting said land with another established public road.

The ROWs proposed vacation exist on steep topography and all of the developed roads will remain. Staff and the Public Works Superintendent assessed the proposed vacation area on a site visit and determined this ROW will not be used and all access shall remain.

Divide View Road between the two parcels proposed for annexation and rezoning is developed, but is within a public access easement; it is not right-of-way. Staff has discussed this with the Applicants and they are amenable to dedicating this area to the City. This dedication has been shown on the proposed plat amendment.

REFERRALS AND PUBLIC MATERIALS

Planning staff has coordinated the scheduling of the referral process and the provision of materials related to the annexation to the public. Map, reports and studies were provided to governmental entities in a timely manner. A list of all agencies who received the referral is attached with this report. Staff has not received any responses in opposition to this request.

PLANNING COMMISSION:

This proposal went to the Planning Commission at their November 6, 2019 meeting. The Planning Commission had no issues and unanimously voted to recommend approval to the City Council.

STAFF SUMMARY:

The Applicants propose to annex and rezone vacant parcels and combine them with their existing residential lots. Following this lot merger, three different groups of applicants propose to vacate very steep portions of Divide View Drive and Montane Drive that are not part of the improved roads. Staff does not anticipate any negative impacts as a result of these proposals and finds they meet all requirements of the Land Development Regulation and State Statute.

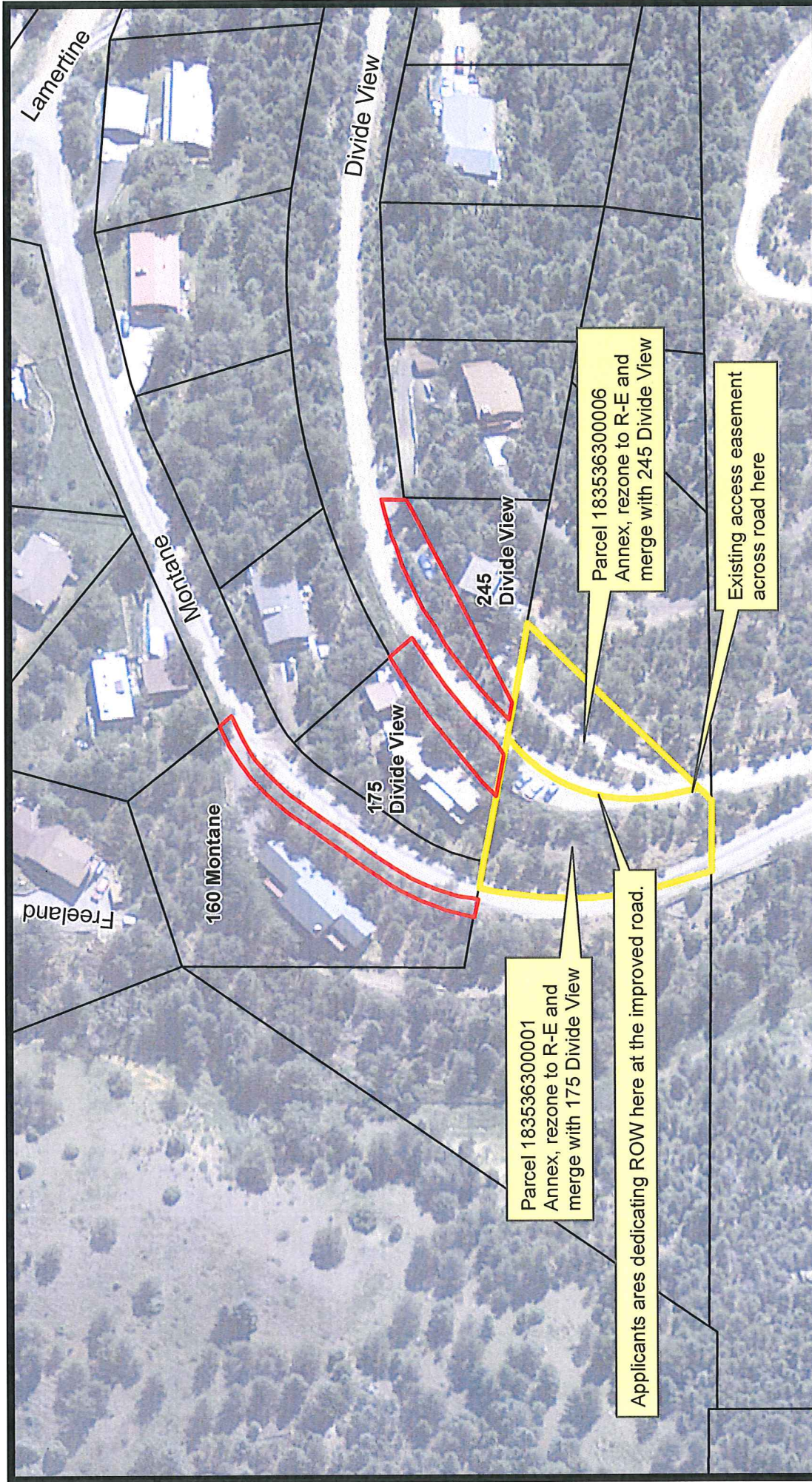
RECOMMENDATIONS:

STAFF:

- Staff recommends the City Council APPROVE the proposed Bowland - Garnett Annexation to the City Council.
- Staff recommends the City Council APPROVE the proposal to rezone Parcels 183536300001 and 183536300006 from County Mining-Two (M-2) to Residential-Estate (R-E).
- Staff recommends the City Council APPROVE the proposal to vacate portions of Divide View Road and Montane Drive as shown on the Administrative Plat Amendment dated 09/11/19.

PLANNING COMMISSION:

Planning Commission recommends the City Council APPROVE the proposal as listed above.



Bowland – Garnett – McKown Annexation, Rezoning and Vacation of Right of Way Exhibit

- Annex and Rezone to R-E
- Proposed ROW Vacation Area



Montane Park Subdivision

18

Montane Drive

see plat recorded
at Book 536, Pg 486

10' utility easement
all lot lines

17

stop

175 Divide View Drive
one story frame
w/ garden level

B-Bolt court

leased area from City of Idaho Springs
expires 2024

Divide View Drive

LOT 24

GARNETT

245 Divide View Drive
2 story frame

shed

drillsteel
0.79' from placer line

65.19'

85.19'

set corner 0.57' from
lot line and on placer
line in 2001

current City Limits

current City Limits

current City Limits

current City Limits

current City Limits

ANNEXED

ANNEXED

ANNEXED

Thence angle of 2
Thence
Thence angle of 3
contain

REVISED LOT 17

Original Lot 17 is 10,430.41 sf and is to be combined with County Tract for a Total Acreage of 24,558 sf or 0.56 acres

Portions of Divide View Drive Vacated by this approved plat: West part is 3129 sf and East part is 3452 sf for a total of 6581 sf or 0.15 acres

18

10' utility easement all lot lines Book 304, Page 680

see plat recorded at Book 536, Pg 486

line deleted by this approved plat

17

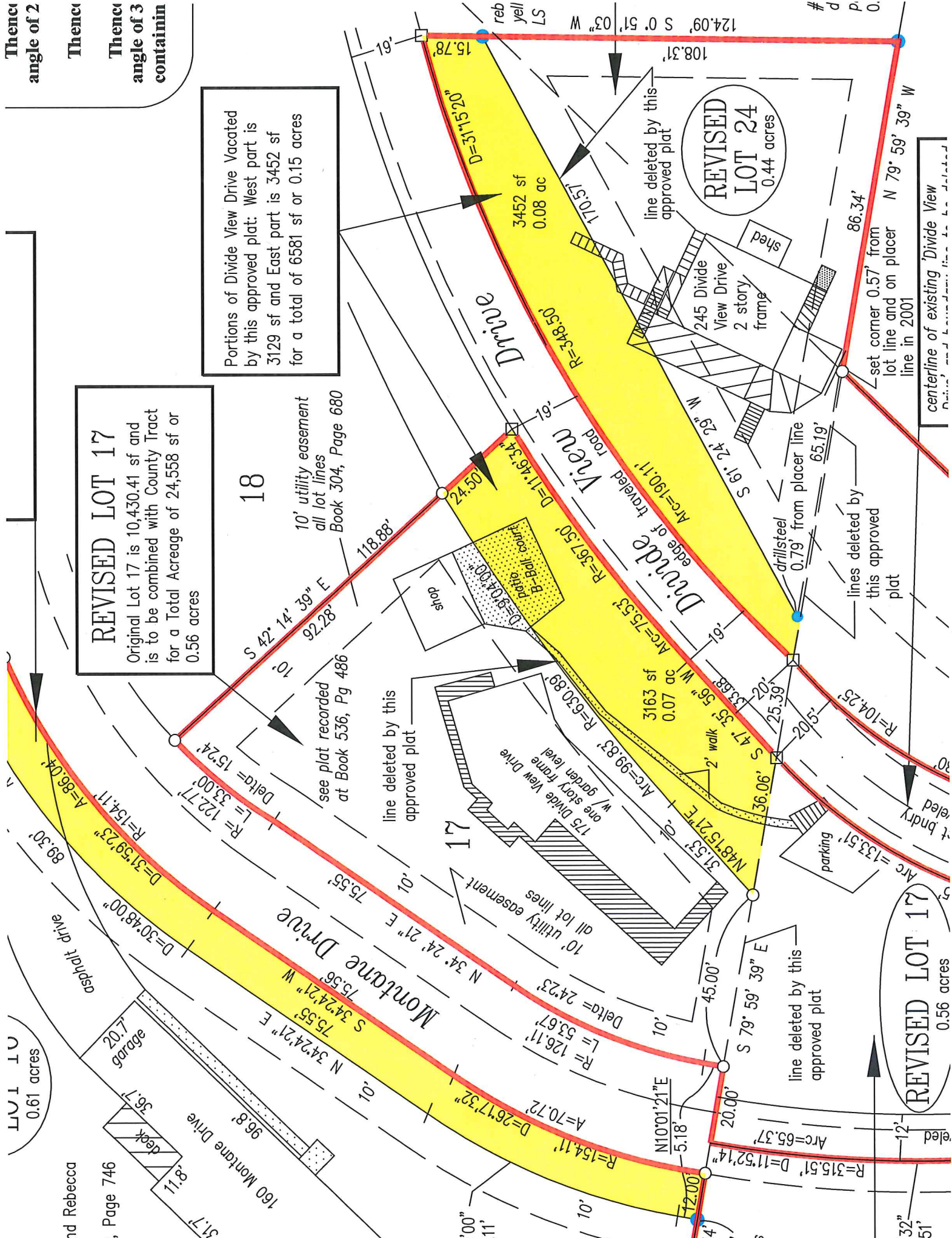
10' utility easement all lot lines

Delta = 24.23' R = 126.11' L = 53.67'

line deleted by this approved plat

REVISED LOT 17

0.56 acres





Staff Use Only

Application Number: _____

Received By: _____

Date: _____

Idaho Springs Land Use Application

1. This is the master land use form for the City of Idaho Springs. Please use to apply for:
(Please select one of the following as appropriate)

- | | | |
|--|--|---|
| ☒ Administrative (Subdivision) | ☒ Annexation | ☐ Conditional Use Waiver |
| ☐ Plat Major Subdivision | ☐ Variance or Appeal | ☐ RV Park |
| ☐ Planned Development Overlay | ☐ Minor Subdivision | ☐ Site Plan |
| ☐ Sign Permit | ☒ Rezoning | |
| ☐ Temporary Use | ☒ Other: <u>Vacation of Right of Way</u> | |

2. Project Name: Bowland Annexation, Rezoning, Vacation of ROW and Admin Plat
Please print or type legibly

3. Contact information: (a list of additional contacts may be attached)

Owner Name: Robert and Janice Bowland
Address: 175 Divide View Road
Telephone: 303-257-9046 Fax: _____
E-mail: _____

Applicant Name: Robert Boland
Address: 175 Divide View Road
Telephone: _____ Fax: _____
E-mail: _____

4. Property Description:

Address or Location: 175 Divide View Road and Parcel 183536300001
Existing Zoning: RS Existing Use: Vacant
Proposed Zoning: RE Proposed Use: Residential

5. Purpose: (describe intent of this application in 1-2 sentences)

Annexation, rezoning, vacation of ROW and admin plat to incorporate land into the City, and acquire land, and merge into single lot.

6. Certification: (must be signed in blue ink) To annex & rezone for auxiliary residence also vacation of north edge of ROW, that is on slope inside yard. Combine the lots

I certify that I am the lawful owner of the parcel(s) of land affected by this application and hereby consent to this action.

Owner: Robert T. Bowland Date: 6/13/19 AND
Janice A. Bowland

I certify that the information and attachments I have submitted are true and correct to the best of my knowledge. In filing this application, I am acting with the knowledge and consent of the property owner(s). I understand that all materials and fees required by the City of Idaho Springs must be submitted prior to processing this application.

Applicant: Robert T. Bowland Date: 6/13/19
Janice A. Bowland

To: Alan Tiefenbach

January 29, 2019

Community Development Planner

Idaho Springs, Colorado

As requested, this cover letter addresses the needed information pertinent to the Bowland request to the City of Idaho Springs for several land related actions adjacent to our residence at 175 Divide View Drive in the Montane Park subdivision.

The vacant parcel is 183536300001 purchased by the Bowland's in 2001 from Clear Creek County. The land is part of the previous BLM holdings that were awarded to Clear Creek County by an act of Congress a few years prior to our purchase.

We are petitioning the City to annex the 12,881 square foot parcel and to combine it with our existing lot. The zoning we are requesting, Residential Estate, is in conformance with the Comprehensive Plan and is the same as all the surrounding properties within the city boundaries.

Our intent for this land is to Construct an Accessory Dwelling Unit as provided for in the City's Land Use Regulations. There should be no negative impact on the community at large nor on any neighbors. All the adjacent parcels, with the exception of our residence, are vacant. The required new utility taps will be in the city's best interest.

Additionally, we are requesting the vacation of that unused portion of the Divide View Drive right-of-way that lies on the steep slope below the grade of the road along the east boundary of our existing 175 Divide View Address. This vacation will not impact the existing developed road nor will it affect access to any other property.

Enclosed are: Property deed confirming our ownership of the parcel to be annexed.

A current Title Commitment.

A Petition for Annexation.

An Annexation Agreement.

A land Use Application.

Legal Description of the requested vacation of right-of-way.

Payment of related fees.

Thank You,



Robert and Janice Bowland

PETITION FOR ANNEXATION

Parcel 183536300001
(175 Divide View Drive)

TO: THE CITY CLERK AND THE CITY COUNCIL OF THE CITY OF IDAHO SPRINGS,
COLORADO

The undersigned, in compliance with the "Municipal Annexation Act of 1965," C.R.S. §31-12-101 et seq., as amended, hereby petition the City Council of the City of Idaho Springs, Colorado, for annexation to the City of Idaho Springs, the following described unincorporated territory located in the County of Clear Creek, State of Colorado, and more particularly described in Paragraph 5 below. In support of said Petition for Annexation, the undersigned submits the attached annexation map, and states and alleges as follows:

1. It is desirable and necessary that the property described in Exhibit A be annexed to the City of Idaho Springs, Colorado.
2. The requirements of C.R.S. §§31-12-104 and 31-12-105, as amended, exist and have been met as follows:
 - a. Not less than one-sixth (1/6) of the perimeter of the area proposed to be annexed is contiguous with the City of Idaho Springs, Colorado.
 - b. A community of interest exists between the City and the area proposed to be annexed to the City of Idaho Springs, Colorado.
 - c. The area proposed to be annexed is urban or will be urbanized in the near future.
 - d. The area proposed to be annexed is integrated or is capable of being integrated with the City of Idaho Springs, Colorado.
 - e. In establishing the boundaries of the area proposed to be annexed, no real property held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, will be divided into separate parts or parcels without the written consent of the landowners.
 - f. In establishing the boundaries of the area proposed to be annexed, no real property held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, comprising twenty (20) acres or more (which together with the buildings and improvements situated thereon has a valuation for assessment in excess of \$200,000.00 for ad valorem tax purposes for the year next preceding the annexation) shall be included without the written consent of the landowners.

- g. The property proposed for annexation is not presently part of any incorporated city or town, nor have annexation proceedings been commenced for the annexation of part of all of such property to another municipality.
- h. The proposed annexation will not result in the detachment of real property from any school district and the attachment of same to another school district.
- i. The proposed annexation will not have the effect of extending the municipal boundary more than three (3) miles in any direction in one (1) year.

3. The undersigned are the owners of more than 50% of the real property proposed to be annexed, and hereby consents to the establishment of the boundaries of this property as shown on the annexation plat submitted herewith.

4. No election for annexation to the City of Idaho Springs, Colorado, has been initiated for the real property to be annexed hereunder within the preceding twelve (12) months.

5. The legal description of the property to be annexed is as follows:

SEE EXHIBIT A

WHEREFORE, the undersigned request that the City approve the annexation of the above-described property.

**SIGNATURES TO PETITION FOR ANNEXATION
OF Robert T. Bowland and Janice A. Bowland
THE CITY OF IDAHO SPRINGS, COLORADO**

Property Owner: Robert T. Bowland and Janice A. Bowland

Legal description of property owned:

SEE EXHIBIT A

County of Clear Creek, State of Colorado

Signature: Robert T. Bowland Date of Signature: 6/13/19

Signature: Janice A. Bowland Date of Signature: 6-13-19

Robert T. and Janice A. Bowland
Post Office Box 1498
Idaho Springs, Colorado 80452

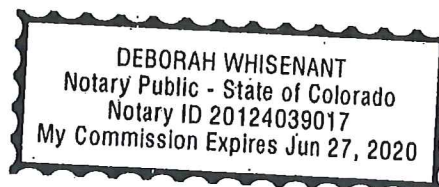
STATE OF COLORADO)
) ss.
COUNTY OF CLEAR CREEK)

The foregoing instrument was acknowledged before me this 13th day of June, 2018,
by Robert T Bowland and Janice A Bowland

WITNESS my hand and official seal.

My Commission expires: June 27 2020

Deborah Whisenant
Notary Public



204882 02/27/2001 10:08A B809 P828 WD
1 of 2 R 0.00 D 0.00 N 0.00 Clr Crk Cnty, Co

SPECIAL WARRANTY DEED

THIS DEED, made this 27 day of February 2001, between the Board of County Commissioners of the County of Clear Creek, State of Colorado, grantor and Robert T. Bowland and Janice A. Bowland, whose legal address is PO Box 1498, Idaho Springs, County of Clear Creek, Colorado 80452, grantee;

WITNESSETH, that the grantor for and in consideration of the sum of \$65.00, receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold, and conveyed, and by these presents does grant, bargain, sell, convey, and confirm unto the grantee, its heirs and assigns forever, all of the real property together with improvements, if any, situate, lying and being in the County of Clear Creek, State of Colorado, described as follows:

A tract of land situated in Section 36, Township 3 South, Range 73 West of the 6th Principal Meridian, County of Clear Creek, State of Colorado, more particularly described as follows:

Beginning at a point at the intersection of Line 1-10 of the Hall Placer, M.S. No. 11793 and the centerline of an existing dirt road known as 'Montane Drive', said point also being at the southern terminus of the centerline of Montane Drive as platted on the Montane Park Subdivision Plat, from which corner No. 1 of said placer bears N79°59'39"W, a distance of 60.54 Feet; thence along said centerline, on the arc of a curve to the left, with a radius of 315.51 Feet, and a central angle of 31°07'32", for an arc distance of 171.40 Feet to a point on the township line between Section 36, T3S, R73W, and Section 1, T4S, R73W; thence S89°29'00"E along said township line, a distance of 53.17 Feet to Line 4-1 of the Alley Mae Lode, M.S. No. 17552; thence N44°00'00"E, along said Line 4-1, a distance of 11.45 Feet to a point on the centerline of an existing dirt road known as 'Divide View Drive'; thence N12°02'12"W, along said centerline, a distance of 24.78 Feet; thence along said centerline, on the arc of a curve to the right with a radius of 116.25 Feet, and a central angle of 64°21'04", for an arc distance of 130.57 Feet to a point on said Line 1-10 of the Hall Placer; thence N79°59'39"W, along said Line 1-10, a distance of 116.71 Feet to the point of beginning.

Except unspecified Rights of Way for Montane Drive and Divide View Drive as they currently exist.

And except any valid existing easements or rights of way existing at the time of conveyance.

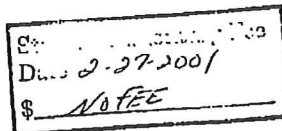
This newly prepared legal description was prepared by:
Greg Martle
Clear Creek Surveying
P.O. Box 1171
Idaho Springs, Colorado, 80452
02/02/01

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits, thereof; and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances; except any easements of record.

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto the grantee, her heirs and assigns forever. The grantor, for itself and its successors does covenant and agree that it shall and will warrant and forever defend the above-bargained premises and the quiet and peaceful possession of the grantee, her heirs and assigns, against all and every person or persons claiming the whole or any part thereof, by, through, or under the grantor.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

BOARD OF COUNTY COMMISSIONERS
CLEAR CREEK COUNTY, COLORADO



ATTEST:


Robert J. Poirot, Chairman


Deputy Clerk and Recorder

EXHIBIT A

204882 02/27/2001 10:08A B609 P028 WD
1 of 2 R 0.00 D 0.00 N 0.00 Clr Crk Cnty, Co

SPECIAL WARRANTY DEED

THIS DEED, made this 27 day of February 2001, between the Board of County Commissioners of the County of Clear Creek, State of Colorado, grantor and Robert T. Bowland and Janice A. Bowland, whose legal address is PO Box 1498, Idaho Springs, County of Clear Creek, Colorado 80452, grantee;

WITNESSETH, that the grantor for and in consideration of the sum of \$65.00, receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold, and conveyed, and by these presents does grant, bargain, sell, convey, and confirm unto the grantee, its heirs and assigns forever, all of the real property together with improvements, if any, situate, lying and being in the County of Clear Creek, State of Colorado, described as follows:

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Except unspecified Rights of Way for Montane Drive and Divide View Drive as they currently exist.

And except any valid existing easements or rights of way existing at the time of conveyance.

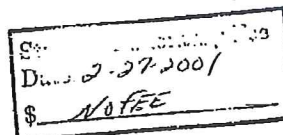
This newly prepared legal description was prepared by:
Greg Makiie
Clear Creek Surveying
P.O. Box 1571
Idaho Springs, Colorado, 80452
02/20/01

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits, thereof; and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances; except any easements of record.

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto the grantee, her heirs and assigns forever. The grantor, for itself and its successors does covenant and agree that it shall and will warrant and forever defend the above-bargained premises and the quiet and peaceful possession of the grantee, her heirs and assigns, against all and every person or persons claiming the whole or any part thereof, by, through, or under the grantor.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

BOARD OF COUNTY COMMISSIONERS
CLEAR CREEK COUNTY, COLORADO



ATTEST:

Robert J. Poirot, Chairman

Deputy Clerk and Recorder

EXHIBIT A

LEGAL DESCRIPTION

VACATION OF DIVIDE VIEW DRIVE (BOWLAND)

That portion of Divide View Drive within the Montane Park Subdivision situated in Section 36, Township 3 South, Range 73 West of the 6th Principle Meridian and being within the City of Idaho Springs and further described as follows:

Beginning at the easterly corner of Lot 17 of said Montane Park Subdivision;

thence S 42° 14' 39" E, a distance of 24.50 feet;

thence along the arc of a curve to the left with a radius of 365.75 feet, a central angle of 11° 49' 40", for an arc distance of 75.50 feet;

thence S 46° 17' 19" W, a distance of 32.75 feet to a point at the intersection of line 1-10 of the Hall Placer, M.S. No. 17552;

thence N 79° 59' 39" W, along said line 1-10, a distance of 37.58 feet to the southeast corner of said Lot 17;

thence N 48° 15' 21" E, a distance of 31.53 feet;

thence on the arc of a curve to the right with a radius of 630.89 feet, a central angle of 09° 04' 00", for an arc distance of 99.83 feet to the Point of Beginning, containing 3,225 square feet, more or less.

This newly created legal description was prepared by:

Greg Markle

Clear Creek Surveying

P.O. Box 1571, Idaho Springs

Colorado, 80452

01/24/19

RICHARD L. GARNETT, P.C.

Attorneys and Counselors at Law
1536 Miner Street • P.O. Box 656
Idaho Springs, Colorado 80452

(303) 567-2456
(303) 567-2450 Fax
rick@garnettlaw.net

PRE-SCHEDULED APPOINTMENTS AT
VARIOUS METRO LOCATIONS

September 19, 2019

Mr. Alan Tiefenbach
Idaho Springs Community Development Planner
PO Box 907
Idaho Springs, CO 80452

Re: Bowland parcel combination and administrative plat modification

To Whom it May Concern:

The undersigned is an attorney-at-law duly licensed to practice in the state of Colorado. In that capacity, I have examined title to two parcels of real estate owned by Robert T. Bowland and Janice A. Bowland. I submit this letter as an attorney's title opinion with respect to those parcels in compliance with the City's requirement for proof of title for the above referenced administrative actions, including annexation of the parcel located outside of the City and combination of the two parcels together with a portion of Montane Drive which is to be vacated as part of this process. This opinion is limited to an examination of the current ownership of the properties described herein.

A review of the records on file at the Clear Creek County Clerk and Recorder's Office reveals that Robert T. Bowland and Janice A. Bowland acquired their interest in Lot 17, Montane Park Addition to the City of Idaho Springs, County of Clear Creek, State of Colorado by warranty deed in 1995. As an aside, I can personally attest to the fact that Mr. and Mrs. Bowland have been continuously in possession of that property since they acquired it. Clear Creek County records reveal that the Bowlands' interest in Lot 17 is encumbered by two deeds of trust.

The real estate records further reveal that Mr. and Mrs. Bowland took title to a small tract of former BLM land in the year 2000. There are no encumbrances on the parcel of former BLM land. This parcel is adjacent to the aforementioned Lot 17 and will be combined with it in the current administrative proceedings.

If you require anything further, please do not hesitate to give me a call. We thank you for your assistance with this difficult matter and look forward to concluding it as soon as possible.

Sincerely,

A handwritten signature in cursive script, appearing to read "R. L. Garnett".

Richard L. Garnett

copy to Bob and Jan Bowland

**Staff Use Only**

Application Number: _____

Received By: _____

Date: _____

Idaho Springs Land Use Application

1. This is the master land use form for the City of Idaho Springs. Please use to apply for:
(Please select one of the following as appropriate)

- | | | |
|--|--|---|
| ☒ Administrative (Subdivision) | ☒ Annexation | ☐ Conditional Use Waiver |
| ☐ Plat Major Subdivision | ☐ Variance or Appeal | ☐ RV Park |
| ☐ Planned Development Overlay | ☐ Minor Subdivision | ☐ Site Plan |
| ☐ Sign Permit | ☒ Rezoning | |
| ☐ Temporary Use | ☐ Other: _____ | |

2. Project Name: 245 Divide View Drive Admin Plat
Please print or type legibly

3. Contact information: (a list of additional contacts may be attached)

Owner Name: Richard Garnett and Constance Planck

Applicant Name: _____

Address: 245 Divide View Dr

Address: _____

Telephone: _____ Fax: _____

Telephone: _____ Fax: _____

E-mail: _____

E-mail: _____

4. Property Description:

Address or Location: 245 Divide View DrExisting Zoning: RE Existing Use: _____Proposed Zoning: RE Proposed Use: Residential

5. Purpose: (describe intent of this application in 1-2 sentences)

Vacation of ROW and Admin Plat Amendment to acquire land and reconfigure lot lines.

6. Certification: (must be signed in blue ink)

I certify that I am the lawful owner of the parcel(s) of land affected by this application and hereby consent to this action.

Owner: Richard L. Garnett Date: 1.24.19 AND

I certify that the information and attachments I have submitted are true and correct to the best of my knowledge. In filing this application, I am acting with the knowledge and consent of the property owner(s). I understand that all materials and fees required by the City of Idaho Springs must be submitted prior to processing this application.

Applicant: Richard L. Garnett Date: 1.24.19
Constance Planck 2.15.19

THE LIVERY LLC
Connie Planck and Rick Garnett, Managers
P.O. Box 3034
Idaho Springs, Colorado 80452
303-567-2456

Mr. Alan Tiefenbach
Community Development Planner
City of Idaho Springs
PO Box 907
Idaho Springs, CO 80452

Re: annexation of Bowland and Garnett properties

Dear Mr. Tiefenbach –

Enclosed herewith you will find our application for annexation with respect to Parcels 183536300001 and 183536300006, which are former BLM lands that were conveyed to the Bowlands and the undersigned in accordance with the Clear Creek County Lands Transfer Act several years ago. The two parcels described above are shown as one parcel on the attached annexation plat.

I am authorized to advise that the Bowlands and I propose to rezone the annexed land to “Residential Estate,” which is consistent with all surrounding properties. To our understanding, the zoning we propose is in conformance with the Comprehensive Plan. Any development will be compatible with surrounding land uses. Indeed, the Bowlands desire to construct an Accessory Dwelling Unit on their portion of the annexed land, but to our knowledge there should not be any negative impacts on the community and existing services and facilities.

Part and parcel to this annexation is our understanding that the City will vacate the unused portion of the right-of-way that was reserved from the Montane Park Addition to the City of Idaho Springs for Divide View Drive, conveying those unused parcels to the Bowlands and the undersigned as the adjoining property owners. At the same time, the Bowlands and I would like to convey to the City the traveled portion of Divide View Drive that crosses the annexed parcel. This will assure that the vacation will not leave any lands adjoining the affected portion of Divide View Drive without an established public road or private access easement connecting said land to another established public road.

Please do not hesitate to contact Mr. Bowland or the undersigned as you need additional information to complete this project. Sincerely thanking you for your assistance with this project, we are...

Very truly yours,

Richard L. Garnett

PETITION FOR ANNEXATION
Parcel 183536300006
(245 Divide View Drive)

TO: THE CITY CLERK AND THE CITY COUNCIL OF THE CITY OF IDAHO SPRINGS,
COLORADO

The undersigned, in compliance with the "Municipal Annexation Act of 1965," C.R.S. §31-12-101 et seq., as amended, hereby petition the City Council of the City of Idaho Springs, Colorado, for annexation to the City of Idaho Springs, the following described unincorporated territory located in the County of Clear Creek, State of Colorado, and more particularly described in Paragraph 5 below. In support of said Petition for Annexation, the undersigned submits the attached annexation map, and states and alleges as follows:

1. It is desirable and necessary that the property described in Exhibit A be annexed to the City of Idaho Springs, Colorado.
2. The requirements of C.R.S. §§31-12-104 and 31-12-105, as amended, exist and have been met as follows:
 - a. Not less than one-sixth (1/6) of the perimeter of the area proposed to be annexed is contiguous with the City of Idaho Springs, Colorado.
 - b. A community of interest exists between the City and the area proposed to be annexed to the City of Idaho Springs, Colorado.
 - c. The area proposed to be annexed is urban or will be urbanized in the near future.
 - d. The area proposed to be annexed is integrated or is capable of being integrated with the City of Idaho Springs, Colorado.
 - e. In establishing the boundaries of the area proposed to be annexed, no real property held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, will be divided into separate parts or parcels without the written consent of the landowners.
 - f. In establishing the boundaries of the area proposed to be annexed, no real property held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, comprising twenty (20) acres or more (which together with the buildings and improvements situated thereon has a valuation for assessment in excess of \$200,000.00 for ad valorem tax purposes for the year next preceding the annexation) shall be included without the written consent of the landowners.

- g. The property proposed for annexation is not presently part of any incorporated city or town, nor have annexation proceedings been commenced for the annexation of part of all of such property to another municipality.
- h. The proposed annexation will not result in the detachment of real property from any school district and the attachment of same to another school district.
- i. The proposed annexation will not have the effect of extending the municipal boundary more than three (3) miles in any direction in one (1) year.

3. The undersigned are the owners of more than 50% of the real property proposed to be annexed, and hereby consents to the establishment of the boundaries of this property as shown on the annexation plat submitted herewith.

4. No election for annexation to the City of Idaho Springs, Colorado, has been initiated for the real property to be annexed hereunder within the preceding twelve (12) months.

5. The legal description of the property to be annexed is as follows: Beginning at a point on the intersection of Line 1-10 of the Hall Placer, M.S. No. 11793 and the centerline of an existing dirt road known as "Divide View Drive", from which Corner No. 1 of said placer bears N79°59'39" W, a distance of 177.25 Feet; thence along said centerline, on the arc of a curve to the left, with a radius of 116.25 Feet, and a central angle of 64°21'04", for an arc distance of 130.57 Feet; thence continuing along said centerline S12°02'12"E, a distance of 24.78 Feet to a point on Line 4-1 of the Alley Mae Lode, M.S. No. 17552; thence N 44° 00' 00" E, along said Line 4-1, a distance of 174.70 Feet to a point on said Line 1-10 of the Hall Placer, thence N79° 59' 39" W, along said Line 1-10, a distance of 85.19 Feet to the point of beginning. Except unspecified Rights of Way for Divide View Drive as it currently exists and except any valid existing easements or rights-of-way existing at the time of conveyance.

WHEREFORE, the undersigned request that the City approve the annexation of the above-described property.

SIGNATURES TO PETITION FOR ANNEXATION
OF Richard L. Garnett and Connie L. Planck
THE CITY OF IDAHO SPRINGS, COLORADO

Property Owner: Richard L. Garnett and Connie L. Planck

Legal description of property owned: Lot 24, Montane Park Addition to the City of Idaho Springs, County of Clear Creek, State of Colorado, together with the parcel described above which will be combined with Lot 24 and henceforth referred to as Lot 24 Revised, Montane Park Addition.

Signature Connie L. Planck Date of Signature: 9-16-19

Signature: Richard L. Garnett Date of Signature: 9.16.19

PO Box 3034, 245 Divide View Drive, Idaho Springs, CO 80452

STATE OF COLORADO)
) ss.
COUNTY OF CLEAR CREEK)

The foregoing instrument was acknowledged before me this 16th day of September, 2019,
by Richard L. Garnett.

WITNESS my hand and official seal.

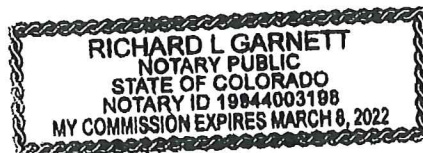
Deborah Whisenant
Notary Public

STATE OF COLORADO)
) ss.
COUNTY OF CLEAR CREEK)



The foregoing instrument was acknowledged before me this 16th day of September, 2019,
by Connie L Planck.

WITNESS my hand and official seal.



Richard L. Garnett
Notary Public

RICHARD L. GARNETT, P.C.

Attorneys and Counselors at Law
1536 Miner Street • P.O. Box 656
Idaho Springs, Colorado 80452

(303) 567-2456
(303) 567-2450 Fax
rick@garnettlaw.net

PRE-SCHEDULED APPOINTMENTS AT
VARIOUS METRO LOCATIONS

September 24, 2019

Mr. Alan Tiefenbach
Idaho Springs Community Development Planner
PO Box 907
Idaho Springs, CO 80452

Re: Garnett parcel combination and administrative plat modification

To Whom it May Concern:

The undersigned is an attorney-at-law duly licensed to practice in the state of Colorado. In that capacity, I have examined title to two parcels of real estate owned by Richard L Garnett and Connie L Planck. I submit this letter as an attorney's title opinion with respect to those parcels in compliance with the City's requirement for proof of title for the above referenced administrative actions, including annexation of the parcel located outside of the City and combination of the two parcels together with a portion of Montane Drive which is to be vacated the part of this process. This opinion is limited to an examination of the current ownership of the properties referenced herein.

A review of records on file at the Clear Creek County Clerk and Recorder's Office reveals that Mr. Garnett first went into title of Lot 17, Montane Park Addition to the City of Idaho Springs, County of Clear Creek, State of Colorado in 1984. He quitclaimed a 50% interest in the property to his wife, Constance L Planck, in 1998 and title remains in their names, subject to a deed of trust in favor of US Bank Home Mortgage.

Mr. Garnett acquired a small tract of former BLM land by special warranty deed from Clear Creek County in 2000. This parcel is adjacent to the aforementioned Lot 17 and will be combined with it in the current administrative proceedings. There are no encumbrances on the parcel of former BLM land.

The real estate records also show an easement granted by the City to Mr. Garnett and Mrs. Planck in 2006. This easement resolved an encroachment of improvements constructed on Lot 17 prior to Mr. Garnett's ownership. Title to that easement will "merge" with the new parcel created by the combination of the three parcels at the conclusion of these administrative actions.

If you require anything further, please do not hesitate to give me a call. We thank you for your assistance with this complex matter and look forward to concluding it at the City's earliest convenience.

Sincerely,

Richard L. Garnett

copy to Connie L Planck

**Staff Use Only**

Application Number: _____

Received By: _____

Date: _____

Idaho Springs Land Use Application

1. This is the master land use form for the City of Idaho Springs. Please use to apply for:
(Please select one of the following as appropriate)

- | | | |
|--|--|---|
| ☒ Administrative (Subdivision) | ☐ Annexation | ☐ Conditional Use Waiver |
| ☐ Plat Major Subdivision | ☐ Variance or Appeal | ☐ RV Park |
| ☐ Planned Development Overlay | ☐ Minor Subdivision | ☐ Site Plan |
| ☐ Sign Permit | ☐ Rezoning | |
| ☐ Temporary Use | ☒ Other: <u>vacation of right of way</u> | |

Bowland, Garnett, McKown Vacation/Admin Plat

2. Project Name: _____
Please print or type legibly

3. Contact information: (a list of additional contacts may be attached)

Owner Name: Andrew McKown
160 Montane Drive Idaho Springs
Address: _____
801-318-1094
Telephone: _____ Fax: _____
E-mail: andrewmckown@gmail.com

Applicant Name: Andrew McKown
160 Montane Drive Idaho Springs
Address: _____
801-318-1094
Telephone: _____ Fax: _____
E-mail: andrewmckown@gmail.com

4. Property Description:

Address or Location: 160 Montane Drive, Idaho Springs
Existing Zoning: _____ Existing Use: _____
Proposed Zoning: _____ Proposed Use: _____

5. Purpose: (describe intent of this application in 1-2 sentences)

Request to vacate right of way along Montane Drive and merge into existing lot

6. Certification: (must be signed in blue ink)

I certify that I am the lawful owner of the parcel(s) of land affected by this application and hereby consent to this action.

Owner: [Signature] Date: 9/24/2019 AND

I certify that the information and attachments I have submitted are true and correct to the best of my knowledge. In filing this application, I am acting with the knowledge and consent of the property owner(s). I understand that all materials and fees required by the City of Idaho Springs must be submitted prior to processing this application.

Applicant: [Signature] Date: 9/24/2019

From: [Alan Tiefenbach](#)
Bcc: [Andrew Marsh, City Administrator](#); [Diane Breece, City Clerk](#); [Mike Hillman](#); [Chris Malanka](#); [John Bordon](#); [Carmen Berry \(cbeery@mdbrlaw.com\)](#); [Nina Williams](#); [Dan Wolf](#); [Charlotte Hampson](#); [dustin.proffitt@clearcreekems.com](#); [Fred Banfield \(fbanfield@jvaiva.com\)](#); [George, Donna L](#); [mitch.houston@ccsdre1.org](#); [kb@clearcreekfire.com](#); [Bob Bowland \(jbowland08@gmail.com\)](#); [Rick Garnett](#); [Andrew McKown](#)
Subject: Formal Referral and Public Hearing Notice for Bowland - Garnett - McKown Annexation, Rezoning, Vacation of ROW and Amended Plat
Date: Tuesday, September 24, 2019 2:39:00 PM

City of Idaho Springs
NOTICE OF FORMAL SUBMITTAL FOR ANNEXATION,
REZONING, VACATION OF RIGHT OF WAY AND
ADMINISTRATIVE PLAT AMENDMENT.
September 24, 2019

We are interested in your review of the following project:

Project: Bowland – Garnett – McKown Annexation, Rezoning and Vacation of Right-of-Way

Location: 175 Divide View Drive and Parcel No.183536300001
245 Divide View Drive and Parcel No. 183536300006
160 Montane Drive

Applicant(s): Robert and Janice Bowland
Richard Garnett and Constance Planck
Andrew and Rebecca McKown

Summary: 1. Annex Parcel No.183536300001 into 175 Divide View Drive and rezone to Residential – Estate
2. Annex Parcel No. 183536300006 into 245 Divide View Drive and rezone to Residential – Estate
3. Vacate portions of Divide View Drive between 175 and 245 Divide View Road.
4. Vacate portion of Montane Drive into 160 Montane Drive
5. Merge the annexed and vacated areas into three newly reconfigured lots. (175 Divide Road, 245 Divide Road, 160 Montane Drive)

All information regarding this project can be downloaded at:

https://drive.google.com/open?id=1F9f5TRwp0tgivOdtxy_5odQPiuWozS

PLEASE REPLY BY: Tuesday October 10, 2019

Reply to: Alan Tiefenbach

Community Development Planner
City of Idaho Springs
PO Box 907
Idaho Springs, CO 80452
303-567-4421 ext 118

This application has been sent to you for your review and recommendation. Project materials are attached.

Any comments or issues you may consider relevant to this request would be appreciated. If you have any further questions regarding the application, please contact the Planner listed above.

The City Council is the final decision making authority. All meetings of the City Council are open to the public and held at Idaho Springs City Hall, 1711 Miner Street. You are invited to attend the meetings and comment to the Council. Staff shall prepare a written report of the City's findings and recommendations to submit first to the Planning Commission, who in a public hearing will make a recommendation to the City Council. The City Council will review the application for conformance with the applicable review criteria, and hear recommendations of City staff, the Planning Commission as well as any public testimony. All evidence and testimony shall be presented publicly.

Tentative Hearing Dates on this proposal:

Planning Commission: Wednesday November 2, 2019 at 6:30 PM.

City Council: Monday January 13, 2020 at 7:00 PM.

Referral Agencies

X	Andrew Marsh, Idaho Springs City Administrator	X	Donna George, Xcel Energy
X	Diane Breece, City Clerk	X	Clear Creek County School District
X	Michael Hillman, Mayor	X	Kelly Babeon, Fire Chief Clear Creek Fire Authority
X	Chief Chris Malanka, Idaho Springs Police Department		Colorado Geological Survey
X	John Bordoni, Public Works Superintendent		Colorado Division of Wildlife
X	Carmen Beery, City Attorney		Colorado Water Conservation Board
X	Dan Wolf, Superintendent, Idaho Springs Water/Wastewater Treatment		Idaho Springs Chamber of Commerce
	HPRC Chairperson		Telephone, Qwest Communications
	Town of Georgetown Town Administrator		TV Cable, AT&T Broadband
X	Clear Creek County Environmental Health		Colorado State Land Board
	Frederick Rollenhagen, Clear Creek County Community Development		Adjacent Property Owners

	CDOT		Chicago Creek Sanitation
	Clay Brown, Department of Local Affairs		Dan Wester, Safebuilt
X	Clear Creek County EMS		Colorado State Patrol
	Sandy Bronson, Deputy Treasurer		Gilpin County
X	JVA Engineering		Jefferson County
	Clear Creek Housing Authority		Interested Stakeholders

CITY OF IDAHO SPRINGS

City Council Communication



MEETING DATE: JANUARY 13, 2020

PRESENTED BY: ALAN TIEFENBACH
COMMUNITY DEVELOPMENT PLANNER

ITEM: CLEAR CREEK COUNTY COMMUNITY RESOURCE CENTER
FINAL DEVELOPMENT PLAN – INFORMATIONAL UPDATE

BACKGROUND:

On December 4, 2019, the Planning Commission (PC) approved the Clear Creek County Community Resource Center Final Development Plan (FDP). The proposed two-story, 12,000 square foot Resource Center at 1969 Miner Street (the former lumberyard site) will include the Centura health clinic on the first level.

Typically, the City Council is the decision making authority on FDPs. However, during pre-application discussions regarding the project, the County informed the City that the County would assert its right to limit City review of this project. Under Section 31-23-209 of the Colorado Revised Statutes, the City may review "the location, character and extent" of proposed public buildings under the control of other public entities (counties, fire districts, other cities, etc.). This state law only requires City Planning Commission review and action; no City Council review or action is required. The proposal was required to go to the Planning Commission within 60 days of the formal submittal, and the Planning Commission ultimately made the final City decision on this particular FDP. In addition, under the State Statute, the Board of County Commissioners could overrule Planning Commission disapproval or conditions. The City has discussed this with the City Attorney who has confirmed this Statute.

The PC approved the FDP with all conditions of approval as recommended by staff, with an additional condition that access along Miner Street be limited to entrance only, and access be limited on Soda Creek Road to exit only. The County has now submitted plans to the City and SAFEbuilt for review and expects to begin construction this spring.

ATTACHMENTS:

Planning Commission Staff Report Packet

CITY OF IDAHO SPRINGS

Planning Commission Communication



MEETING DATE: DECEMBER 4, 2019

PRESENTED BY: ALAN TIEFENBACH
COMMUNITY DEVELOPMENT PLANNER

ITEM: CLEAR CREEK COUNTY COMMUNITY RESOURCE CENTER
FINAL DEVELOPMENT PLAN

BACKGROUND:

This is a proposal for a Final Development Plan (FDP) to construct a two-story, 12,000 square foot Clear Creek County Community Resource Center at 1969 Miner Street (site of the former lumberyard).

The subject property is located at the southeast corner of Miner Street and Soda Creek Road and is approximately one acre in area. The property is embedded within an existing single-family neighborhood and is one block east of the Downtown Historic District. It is zoned Commercial-One (C-1) which allows a broad range of commercial uses, including medical offices and clinics. The property falls within the East End Overlay District, which has additional design requirements. Soda Creek bisects the property roughly through the middle.

Prior to 2011, Idaho Springs Lumberyard operated on the property. The lumber yard went out of business in 2011, and Clear Creek County purchased the property in 2016. The County demolished the existing buildings in April of 2017 in anticipation of this new clinic.

The first floor of the Community Resource Center will include a medical center that presently exists at the "Jacob House" at 115 15th Avenue. The second floor will contain various Clear Creek County Human Services providers such as mental health services and a behavioral health specialist. The Community Resource Center building will be located on the western portion of the lot, and the parking lot will be on the eastern portion of the lot. Pedestrian access to the building from the parking lot will be via a footbridge crossing Soda Creek.

During pre-application discussions regarding the project, the County informed the City that State Statute limited City review of this project. According to Section 31-23-209 of the Colorado Statutes, the City is allowed to review the location, character and extent of this proposal, and the proposal must go to the Planning Commission within 60 days of the formal submittal. The Planning Commission ultimately makes the final decision on this particular FDP; there is no City Council decision allowed under the State Statute. In addition, under the State Statute, the County can overrule any Planning Commission decision and move forward with the clinic as desired. The City has discussed this with the City Attorney who has confirmed this Statute.

REVIEW CRITERIA

Section 21-106.F (1) (Final Development Plan) of the Land Development Regulations states "Final Development Plans shall conform to all use and development standards of the Idaho Springs Municipal Code as well as the Idaho Springs Standards and Specifications for Design and Construction and any underlying Planned Development." Below is a table summarizing the requirements:

LAND DEVELOPMENT REGULATION STANDARDS		
	Regulation	Proposed
Zoning	Commercial-One (East End Overlay District)	
Proposed Use	Medical and dental office, clinic or laboratory	Medical and dental office, clinic or laboratory
Minimum Lot Size	None	43,545.66 sf +/-
Setbacks		
Front	10'	10'
Rear	15'	56'
Side	5'	10.3'
Parking		
Medical or dental clinic	1 space per 400 SF of GFA 30 spaces	43 spaces
Maximum Height	No higher than 46'	45'-9"
Maximum Building Length	No maximum	102'
Open Space	10%	>30%

STAFF ANALYSIS OF REVIEW CRITERIA

Zoning

The subject property is located in the Commercial-One Zone District (C-1) and within the East End Overlay District. Medical and dental office, clinic or laboratory is an allowed use in this zone district.

Site Plan

The site plan reflects the proposed building, with a 6,000 square foot footprint, located at the southwest corner of the property. The East End Overlay District gives “build to zones” for commercial frontages for buildings to address the street, but requires typical setbacks for residential frontages. Although this is a commercial building in a commercial zone district, the existing character of this neighborhood is residential. Accordingly, staff reviewed this against residential guidelines to increase compatibility with the surrounding residences. It was staff’s assessment that the closer the building to the street, the greater the impact on the existing residences directly across Miner Street. The building meets the required 10’ front, 15’ rear, and 5’ side residential frontage setbacks.

The Site and Design Standards of the Land Development Regulations (LDR) state “parking shall be provided to the extent possible at the rear or sides of the building.” This is mostly met as the parking is to the rear and side of the building, but parking does also front along Miner Street to the east. Per staff’s request, the applicant is providing an undulating landscaped berm along Miner Street and Soda Creek Road. This berm should be of a sufficient height to screen the parking lot and reduce impacts to the neighbors across Miner Street from headlights of cars exiting the clinic to Miner Street.

Soda Creek bisects the property from south to north. FEMA has designated this area as a Floodway. At time of building permit, a final drainage report will be required. This report should confirm there will be “no rise” to Soda Creek as a result of this development. If rise is determined, detention (storage) will be necessary. Soda Creek runs right through the property and adjacent to the parking lot; water quality facilities will be required per Urban Drainage requirements with the building permit.

Traffic and Parking

The applicant submitted a traffic study dated October 31, 2019. The traffic study analyzes the project for short term traffic impacts (to year 2021), and long range impacts (to year 2040). The traffic study indicates the proposed project is anticipated to generate 438 daily trips, with 43 of the trips occurring during the morning peak hour (7AM – 9AM) and 37 trips being generated during the evening peak hour (4PM – 6PM). The report discusses the anticipated Level of Service (LOS) with LOS A being “no delay” at intersections, and LOS F being “extensive delay at intersections”. The Idaho Springs Standards and Specifications for Design and Construction limit the level of service in the City to LOS D (noticeable congestion with large portion of vehicles stopped). The traffic study shows a current LOS B at the Colorado Blvd and 20th Avenue intersection, and LOS A at the other surrounding intersections. The traffic study predicts LOS at these intersections will not change and, therefore, no additional road improvements will be required. The City Engineer reviewed the traffic study and agreed with its conclusions. The Executive Summary of this traffic study has been included.

The LDR requires one parking space per 400 square feet of gross floor area. Based on this calculation and a total gross floor area of 12,000 square feet, 30 parking spaces are required with this project. The site plan shows 43 proposed parking spaces.

Architecture

Section 21-205 – “Design setting” of the LDR states: *“Envision Idaho Springs 2017 describes individual Character Areas and the general nature of these areas. Developments shall be designed to be compatible with the Comprehensive Plan recommendations to fit into the setting of the City and protect scenic view corridors, historic districts and historic landscapes.”*

The East End Action Plan, which guides this area, notes this area is within the East End Neighborhood. The Plan states this area is a *“well-established residential neighborhood” with “potential for daylighting Soda Creek south of Miner Street. New development should be sensitive to the historic residential character”*.

The surrounding neighborhood is characterized by single-family residences of mostly Victorian and Craftsman style architecture. Exteriors consist of predominately clapboard siding, with pitched roofs, balconies and dormers. The architecture of the Project Support building (1840 Miner Street) is somewhat of an anomaly in this area.

Staff and the applicant have engaged in lengthy dialogue regarding the architectural design of this project, which is in a very visible location and will likely set the design quality for future development. Also, this is a County project, and it is staff’s opinion that this project should represent cooperation between the City and the County regarding respect to the existing residential neighborhood.

This project has undergone at least four different architectural revisions (please see attachments indicating the evolution of the design). The earliest version was a style of mountain chalet architecture that represented more of a resort-style building, although mostly compatible with the neighborhood. The applicant decided against this style as it did not accommodate enough floor space on the second floor.

Later versions proposed two different types of architecture on the same building. The eastern portion of the building tied into the surrounding houses (pitched roof, dormers, clapboard). The western portion represented downtown style architecture (flat roof, cornices, cupolas, rock, brick and masonry). Staff did not believe the two-style type of architecture respected or fit into the context of the surrounding neighborhood. Staff also had concerns regarding the amount of brick as none of the other buildings (other than the Project Support Building) utilize brick as their exterior materials.

The most recent version as proposed utilizes predominately sloped roofs, exposed timber, fiber cement horizontal siding that resembles the surrounding clapboard structures, and mining-style paneled colors. The proposed elevations do still contain a proposed cupola and brick at the west end (on the corner of Soda Creek Road and Miner Street). However, staff believes the present design is the most appropriate one in the context of the Victorian neighborhood.

The elevations propose stone along the bottom of the northern elevations. Few, if any, of the buildings in this area utilize stone, although there are numerous stone retaining walls along Colorado Blvd as well as on the site. Staff has recommended to the Applicant that the western elevation (and chimney) utilize

stone of a similar size and color as the surrounding retaining walls. Staff also recommended the stone toward the middle of the northern elevation (above the windows) be slightly reduced in height. Staff is recommending this as a condition of approval.

Mechanical Equipment

The elevations indicate mechanical equipment on top of the building, although the equipment is not actually shown on the elevations. The Applicant should note that Sec 21-220.6 (c) of the Land Development Regulations state: "All exposed HVAC units and utility boxes must be designed to blend in with the building and/or landscaping." This will be reviewed at time of building permit.

Lighting

As mentioned above, Section 21-205 - Design setting of the LDR states *"Developments shall be designed to be compatible with the Comprehensive Plan recommendations to fit into the setting of the City and protect scenic view corridors, historic districts and historic landscapes."*

This proposed Community Resource Center is embedded within an established residential neighborhood. As this is a non-residential use, staff has concerns regarding how site lighting will impact the adjacent neighborhood. Although the site plan and architectural elevations do not indicate the type and location of proposed lighting, staff has conveyed these concerns to the County who as of yet has not responded. Staff recommends as a condition of approval that parking lot light poles be limited to 12' in height, all lighting be downcast and shielded, and either be on timers to turn off or regulated by motion sensors after 8 PM.

Landscaping

The site utilizes a significant amount of landscaping, both deciduous and evergreen. The applicant has designed Soda Creek into the project as a pocket park, and provides several benches along the perimeter. At staff's request, the Applicant agreed to provide undulating landscaped berms along Miner Street and Soda Creek Road. This is to screen the parking lots and reduce the impact of headlights on adjacent residents as cars exit the establishment onto Miner Street. The site plan and landscape plan do not indicate contours showing these berms, although the Applicant has stated this is their intention. Staff is recommending these berms as a condition of approval.

REFERRALS AND PUBLIC MATERIALS

Planning staff has coordinated the scheduling of the referral process and the provision of materials related to the annexation to the public. Map, reports and studies were provided to governmental entities in a timely manner. A list of all agencies who received the referral is attached with this report.

COMMUNITY MEETING

As required by Section 21-85 of the LDR, a community meeting was held on September 25, 2019. Notification was mailed to all property owners within 300 feet of the project, signs were posted on the property, and announcements were made on the City's webpage and social media account. Eleven people signed into this meeting. Comments and questions involved why the County was constructing this facility after a ballot measure to fund it failed, where the funding was coming from, hours of operation, types of services, and whether or not ambulances would be coming to or from the site. In addition, staff has received two letters of concern. One letter was related to the two-story height of the building and whether or not shadows would lead to icy conditions on the north side of Miner Street in the winter. The second letter had numerous comments in regard to why the Center was being built even though a ballot measure for the Center failed, the costs, which design consultants were retained, and specificity regarding the way the Center would operate.

STAFF SUMMARY:

Clear Creek County proposes a two-story 12,000 square foot Community Resource Center. This use is allowed by right-in this zone district. The site will be heavily landscaped, and Soda Creek is designed into the site as an amenity. The Applicant's traffic study indicates the new Center would generate approximately 483 trips per day, no road improvements are required, and the level of service in the area will not change.

Staff and the Applicant's Architect have had multiple discussions regarding the architecture of the building. There has been at least four different versions, and the present version is the one most appropriate in the area. Staff does recommend for the river stone being proposed on the building to be consistent with the rock walls in and around the vicinity. Staff also recommends the river rock be reduced in height on the northern elevation. Staff has concerns in regard to what type of lighting is proposed and the impact on the adjacent neighbors. Finally, although the Applicant has indicated an undulating landscaped berm will traverse the length of the property along Miner Street and Soda Creek Road, contours do not reflect this on the landscape plan.

PLANNING STAFF RECOMMENDATION:

Staff recommends the Planning Commission **APPROVE** the proposed Community Resource Center Final Development Plan with the following conditions of approval:

1. The river stone reflected on the elevations be of a size, color and texture that is compatible with the rock walls in and around the adjacent area on Miner Street.
2. The river stone reflected on the middle of the northern elevation, above the windows, be reduced several feet in height.

3. Parking lot light poles be limited to 12' in height, all lighting be shielded and downcast, and lighting either be on timers to turn off or regulated by motion sensors after 8 PM.
4. An undulating landscaped berm shall be provided along the property frontage along Miner Street and Soda Creek Road. This berm should be of a sufficient height to screen the parking lot and reduce impacts to the neighbors across Miner Street from headlights of cars exiting the clinic to Miner Street.

Additional condition added by the 12/4/19 PC that Miner Street access be entrance only and Soda Creek Road access be exit only.



November 1, 2019

Dear City of Idaho Springs:

The Clear Creek County Community Resource Center is proposed to be located at the corner of Soda Creek Road and Miner Street. The site is currently unoccupied but was previously the site of a lumber yard. The current zoning of the site is C-1 and no change to the zoning classification is being proposed. A map of the site, in relation to the city, is attached.

This Community Resource Center is being proposed by Clear Creek County in order to continue to serve the community's social service and healthcare needs. The building is proposed to be two stories with 6,000 square feet per floor for a total of 12,000 square feet.

The first floor will house a new Health clinic, which is intended to replace the Jacob's House Clinic that currently exists in Idaho Springs. The new space will allow the clinic to expand its size and service offerings and share a building with the Clear Creek County department of Human Services providers who will be located on the second floor and will include a Behavioral Health Specialist.

The new facility will connect with water, power and sewer services already in place along Miner St. and Soda Creek avenue. The building is expected to use 2,800 total gallons of water per day, and produce a sewage flow rate of 2,660 total gallons per day.

Special attention is given to the design of the project in order to ensure that the building respects the local historical context, the environment, improves the resources of the community, and provides a facility that serves both the City of Idaho Springs and the greater Clear Creek County region. Additionally, special consideration is being given to flood water management, as Soda Creek runs through the site.

We are excited for the opportunity to review the current design of the project and engage with interested parties on any questions or concerns.

Sincerely,

Steve Carr, AIA (*representing Clear Creek County in this application process*)

PRINCIPAL, ARCHITECT

1755 Blake Street, Suite 400
Denver CO 80202

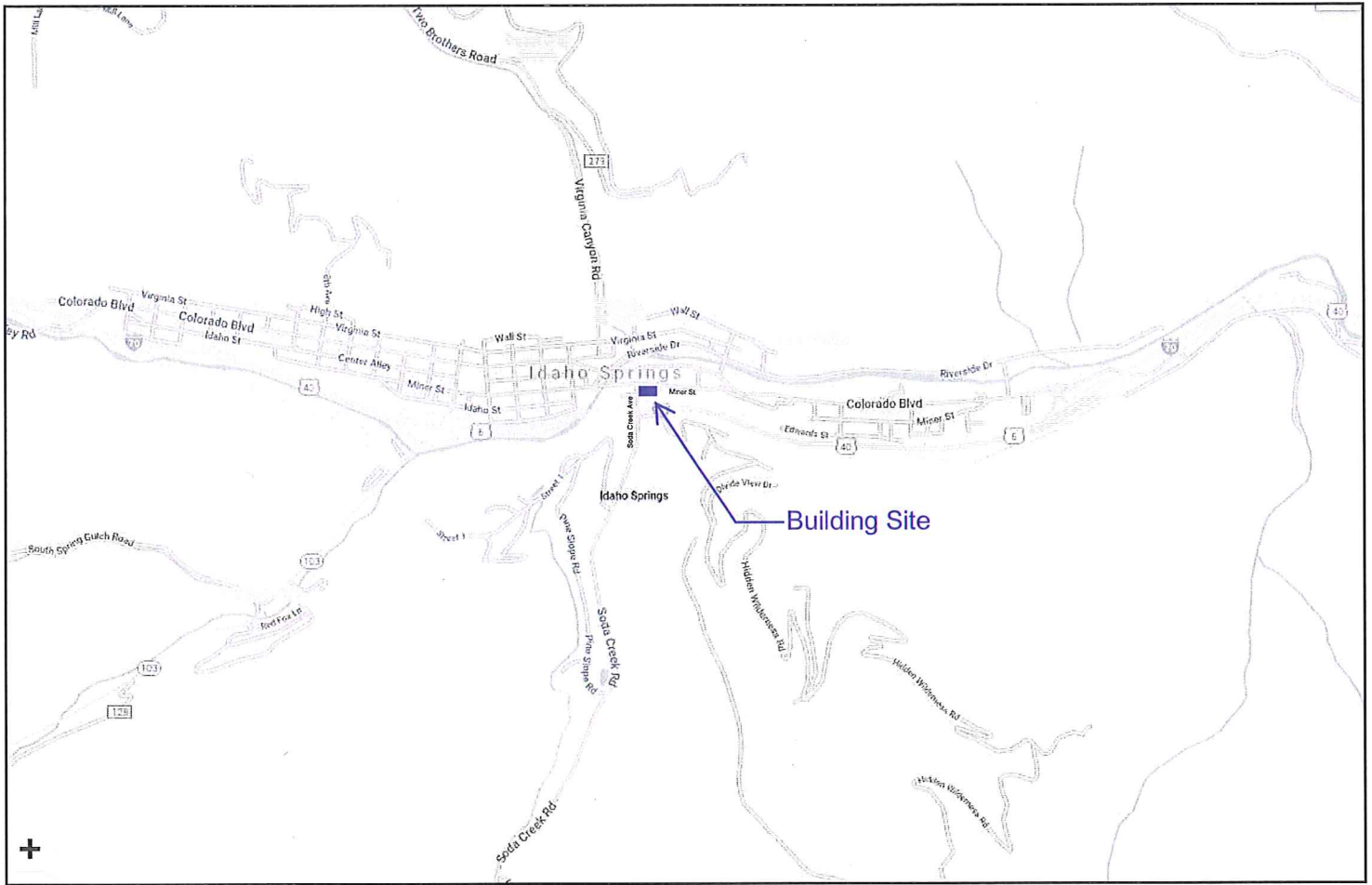
scarr@treanorhl.com

o 303.298.4700

JC/SC/jlhk

j:\dv\hc0548.1901.00 idaho springs community clinic\01_pm\09_communications\l-community notice 2019 0905.docx





**Staff Use Only**

Application Number: _____

Received By: _____

Date: _____

Idaho Springs Land Use Application

1. This is the master land use form for the City of Idaho Springs. Please use to apply for:
(Please select one of the following as appropriate)

- | | | |
|---|--|---|
| ☐ Administrative (Subdivision) | ☐ Annexation | ☐ Conditional Use Waiver |
| ☐ Plat Major Subdivision | ☐ Variance or Appeal | ☐ RV Park |
| ☐ Planned Development Overlay | ☐ Minor Subdivision | ☐ Site Plan |
| ☐ Sign Permit | ☐ Rezoning | |
| ☐ Temporary Use | ☒ Other: <u>Location and Extent Review</u> | |

2. Project Name: Clear Creek County Community Clinic
Please print or type legibly

3. Contact information: (a list of additional contacts may be attached)

Owner Name: Clear Creek County
Address: P.O. Box 2000, Georgetown, Colorado 80444
Telephone: 303-679-2300 Fax: _____
E-mail: kmontag@co.clear-creek.co.us

Applicant Name: TreanorHL
Address: 1755 Blake St # 400, Denver, CO 80202
Telephone: (303) 298-4700 Fax: _____
E-mail: mhagan@treanorhl.com

4. Property Description:

Address or Location: 1969 Miner St. Idaho Springs, CO 80452
Existing Zoning: C-1 Existing Use: _____
Proposed Zoning: C-1 Proposed Use: Office/Clinic

5. Purpose: (describe intent of this application in 1-2 sentences)

The Clear Creek County Community Clinic Building is a proposed office building and clinic space at the corner of Soda Creek Road and Miner St.

6. Certification: (must be signed in blue ink)

I certify that I am the lawful owner of the parcel(s) of land affected by this application and hereby consent to this action.

Owner: Kristi P. Montag Date: 10/31/19 AND

I certify that the information and attachments I have submitted are true and correct to the best of my knowledge. In filing this application, I am acting with the knowledge and consent of the property owner(s). I understand that all materials and fees required by the City of Idaho Springs must be submitted prior to processing this application.

Applicant: Mind H Date: 10/31/19



CITY OF IDAHO SPRINGS

1711 Miner Street
P.O. Box 907
Idaho Springs, CO 80452-0907
Telephone: 303-567-4421
Fax: 303-567-4955
www.idahospringsco.com

November 4, 2019

Commissioner Wood
Commissioner Wheelock
Commissioner Marlin
Clear Creek County
405 Argentine St.
P.O. Box 2000
Georgetown, CO 80444

Re: County Health Clinic Development Process: Idaho Springs

Gentlemen:

I write to you concerning the planned County Health Clinic ("Clinic") proposed to be located in the City of Idaho Springs ("City"). I am aware that our respective staff members have been communicating about the nature and scope of the City's review of the Clinic. If the Clinic were a private project, it would be subject to the review of the City's Planning Commission and City Council and, ultimately, subject to Council approval. County staff has apparently invoked a state law to demand an expedited and streamlined review process for this public project, with Planning Commission review only and subject to County veto or over-rule.

I respectfully state the belief of me and the City Council that simply because this legal authority may exist, that does not make it the right thing to do. To by-pass the review and approval of the City Council on a significant landmark that is going to be located for years to come in the City is disrespectful to us, as a Council, and to our citizenry. I sincerely hope that this message of disrespect was not intended or directed by you, Commissioners.

I am asking you to do the right thing, in this case, and direct your staff to submit the Clinic to the City development review process that would apply to any other building like this: review by both the City Planning Commission and City Council, with City Council decision. This request stems from our desire to treat each other with due respect and regard, not from desire to delay or obstruct. We as a Council would do whatever we can to maintain your current projected timeline, if possible.

We look forward to hearing from you on this very important matter and to continued positive relations between our jurisdictions.

Sincerely,

Mayor Mike Hillman

cc: Idaho Springs City Council
Andrew Marsh, City Administrator



Clear Creek County

POST OFFICE BOX 2000
GEORGETOWN, COLORADO 80444

TELEPHONE: (303) 679-2300

November 7, 2019

Mayor Mike Hillman and City Council
City of Idaho Springs
P.O. Box 907
Idaho Springs, CO 80452

Dear Mayor and City Council:

Thank you for your recent letter dated November 4th about our collaborative care clinic project. County staff met with the City on October 3rd to discuss procedure and we achieved consensus regarding the process that would be followed. A letter was subsequently provided to the County from the City acknowledging the statutory process would be followed. We are following the law governing our project in your jurisdiction, in the same way the County always follows the law when other governments have projects in our jurisdiction which we have previously done it for the City.

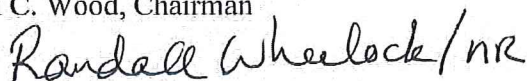
That said, we are pleased to share with you our recent progress, including the specifics around accommodations that were made at the request of Idaho Springs staff in collaboration with our architect, Steve Carr. We are excited to be partnering with Centura, Colorado Health Foundation, Jefferson Center for Mental Health, Colorado Department of Local Affairs and others in bringing this project to Idaho Springs and Clear Creek County and we are proud of the physical aspects of the proposed clinic.

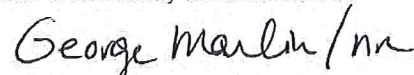
Our plans have improved as a result of our collaboration with City staff and we are grateful for their contributions and professionalism. We are looking forward to meeting with your Planning Commission in a formal public hearing in early December. It would be our pleasure to have a work session with you in advance of that meeting to share with you the results of our collaboration with the City and answer any questions you might have, during your November 18th or December 2nd work session meetings.

Sincerely,

CLEAR CREEK BOARD OF COUNTY COMMISSIONERS


Sean C. Wood, Chairman

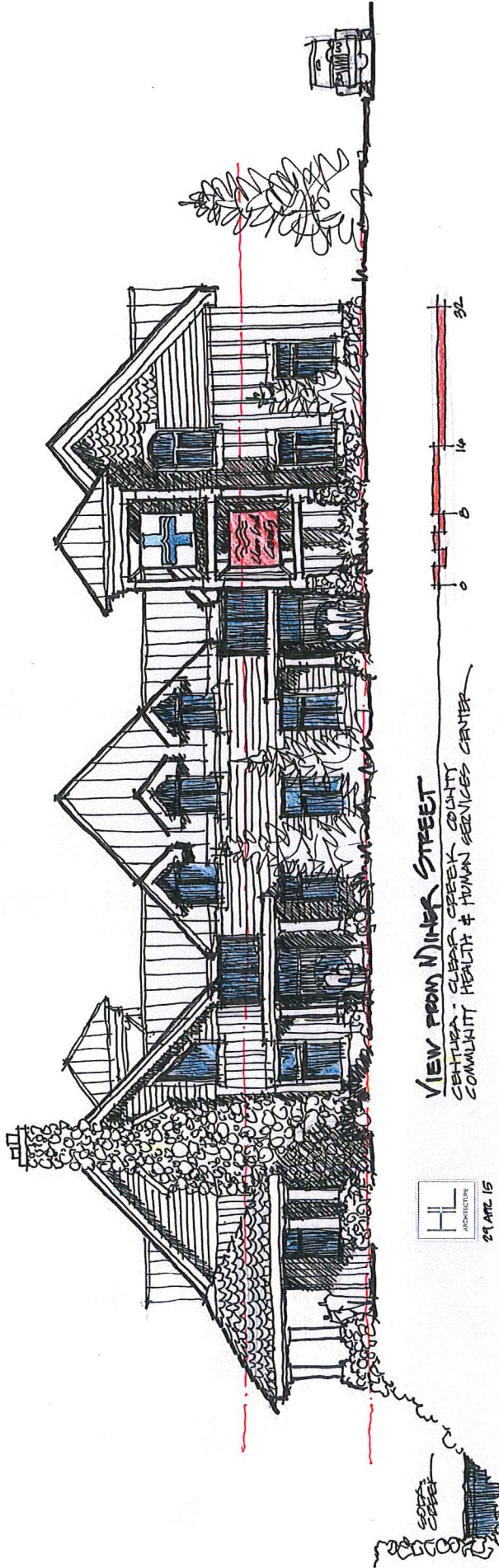

Randall Wheelock, Commissioner


George Marlin, Commissioner

"Honoring Our Past, While Designing Our Future"

**EARLY
VERSIONS OF
PROPOSED
ARCHITECTURE**

First Design



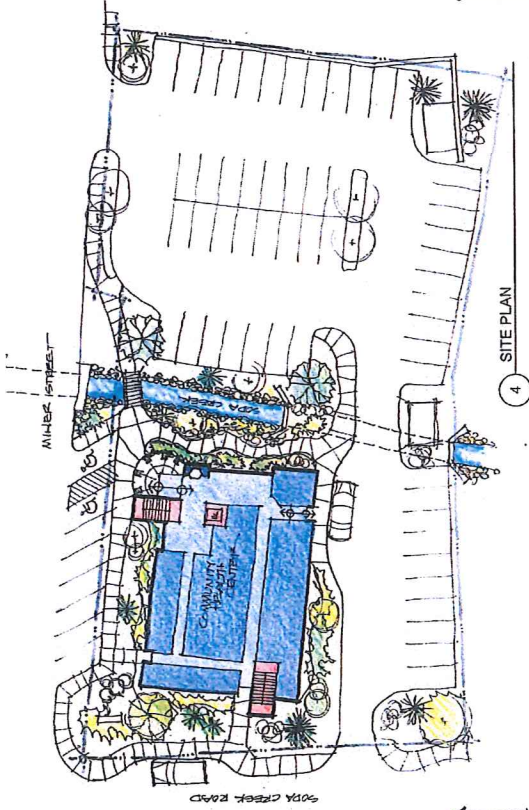
VIEW FROM NINE STREET
CENTURA - CLEAR CREEK COUNTY
COMMUNITY HEALTH & HUMAN SERVICES CENTER

HL
ARCHITECTURE
29 APR 15

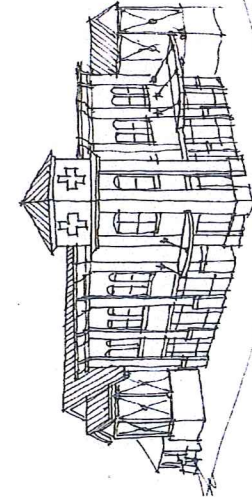
Steven Carr AIA, AIA
PRINCIPAL

scarr@treanorhl.com
o 303.298.4700
d 303.298.4794
c 720.261.3635
treanorhl.com

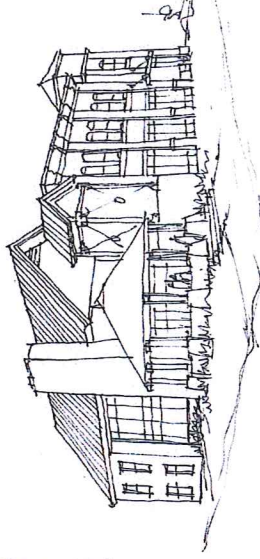
TREANORHL



4 SITE PLAN

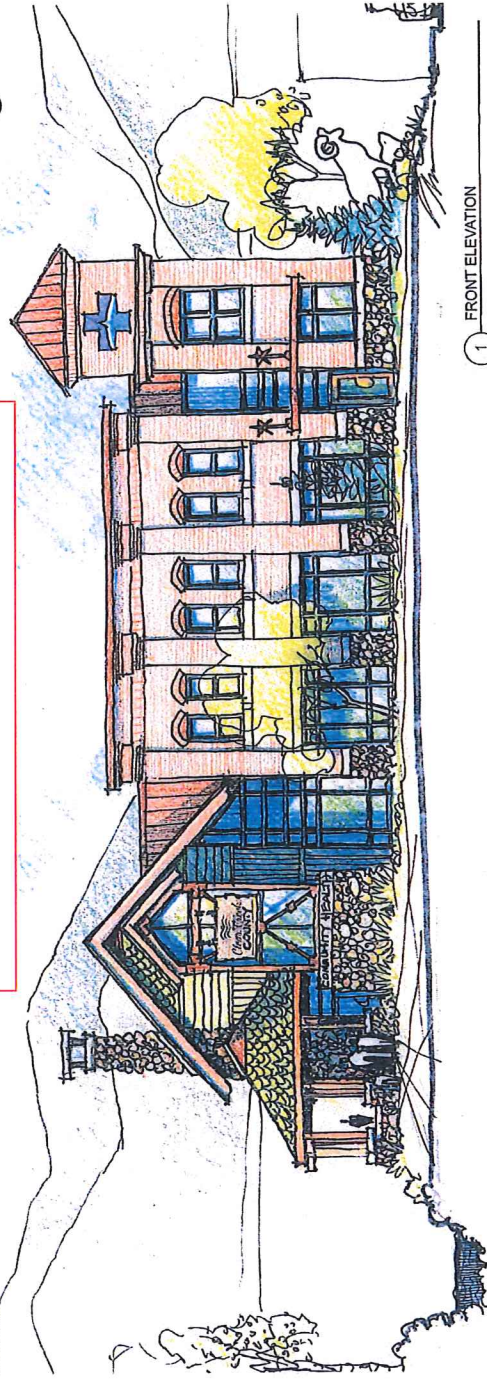


3 VIEW FROM WEST



2 VIEW FROM EAST

Second Design



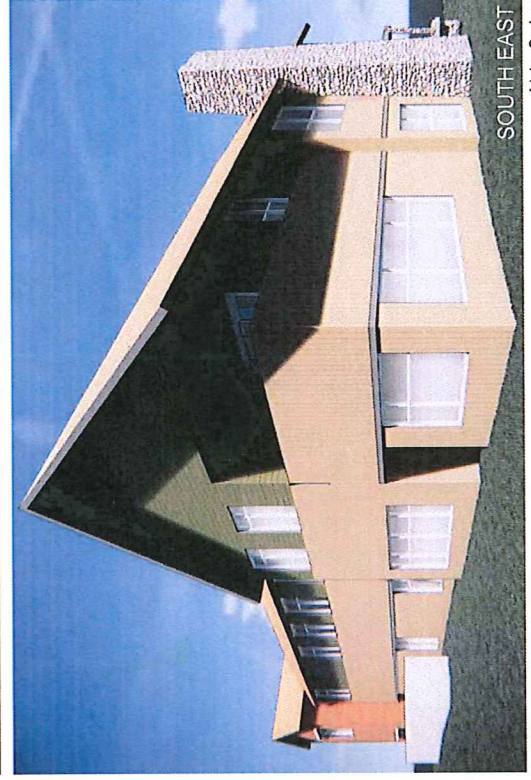
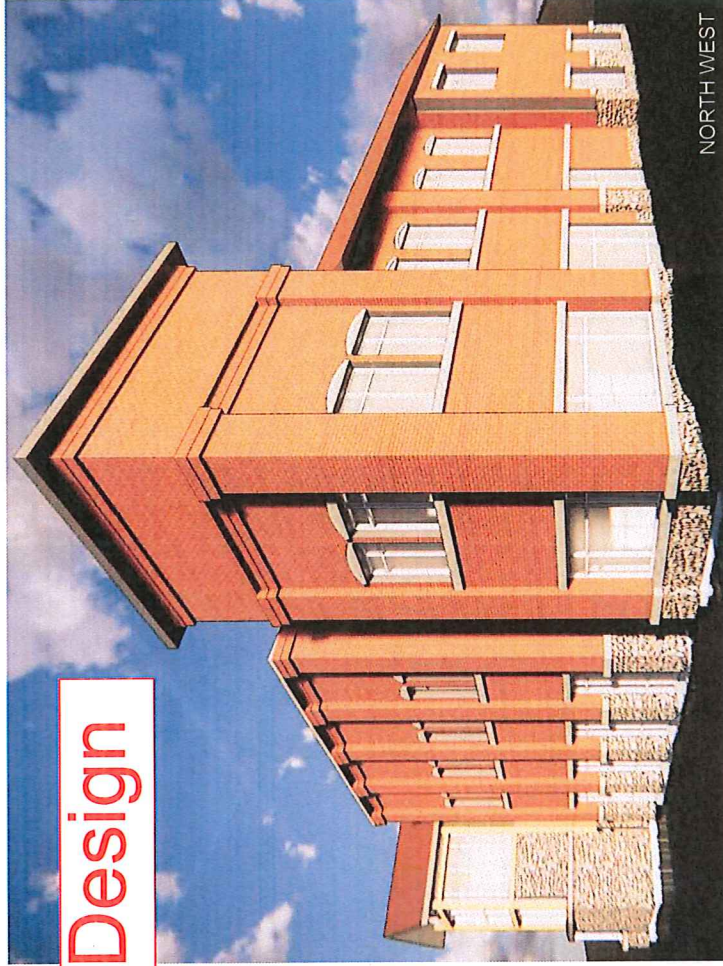
1 FRONT ELEVATION

CLEAR CREEK COUNTY
MEDICAL CENTER

SCHEME 1
8.1.2017

TREANORHL

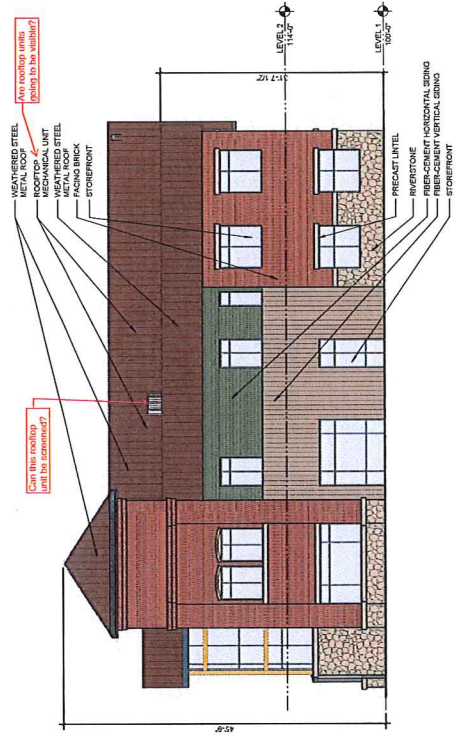
Third Design



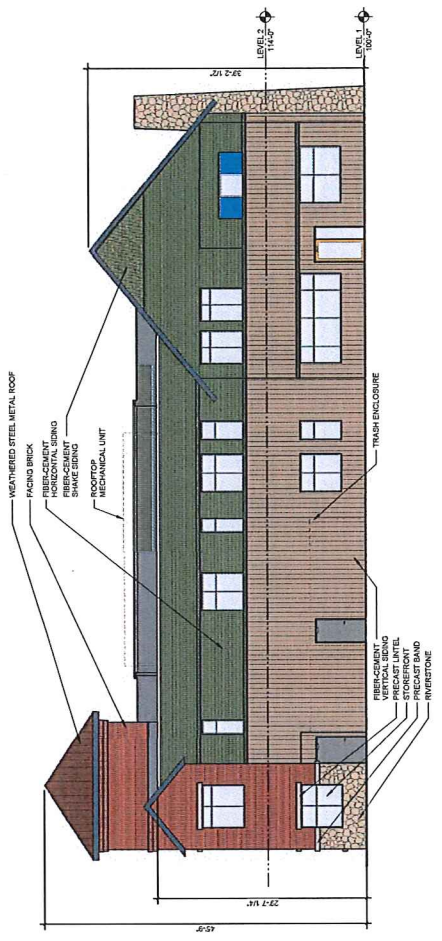
MOST RECENT DESIGNS

(this is what is
being proposed)

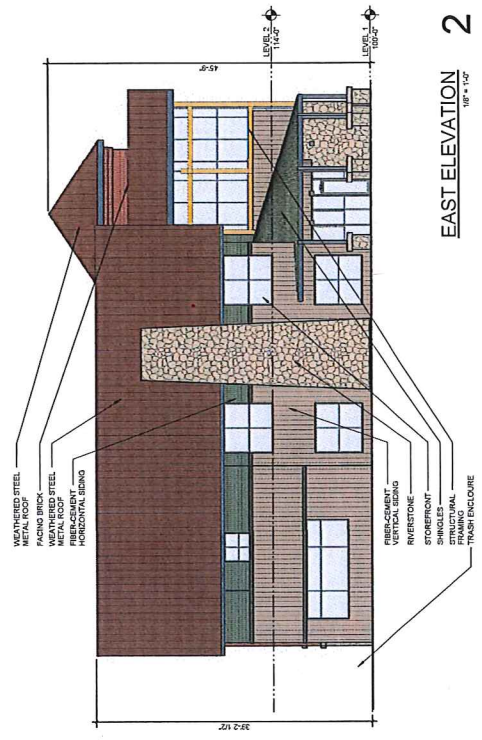
FINAL DESIGN



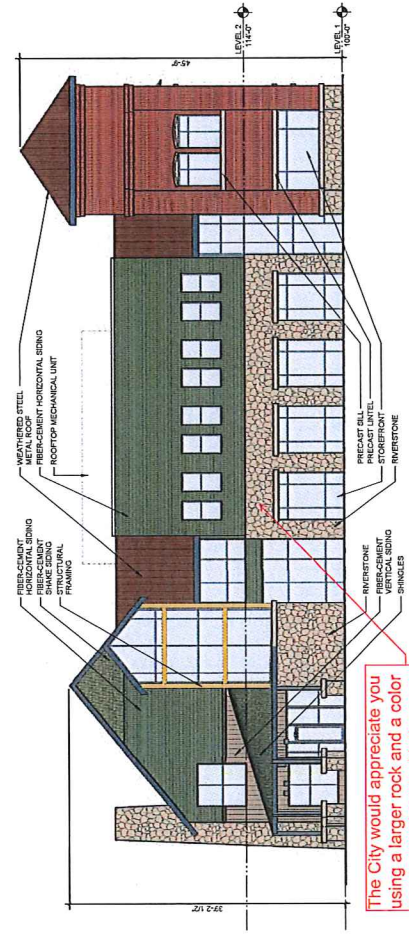
WEST ELEVATION
1/8" = 1'-0"



SOUTH ELEVATION
1/8" = 1'-0"



EAST ELEVATION
1/8" = 1'-0"



NORTH ELEVATION
1/8" = 1'-0"

TREANOR+HILL
1755 E Main St., Suite 400
Denver, CO 80202
Phone: 303.292.6417
Fax: 303.292.6417
www.treanorhill.com

Clear Creek County
Idaho Springs Community Clinic
1969 Miner St, Idaho Springs, CO 80452

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NO.	DESCRIPTION	DATE
1	REVISION	
2	REVISION	
3	REVISION	
4	REVISION	
5	REVISION	
6	REVISION	
7	REVISION	
8	REVISION	
9	REVISION	
10	REVISION	

Drawn For: LER SUBMITTAL
Date: 11/01/2019

LER-1

ELEVATIONS

10/31/2019 4:30:55 PM
884 303/292543.1901.00 Idaho Springs Community Clinic.dwg
1901.00 Idaho Springs Community Clinic.dwg

FINAL DESIGN



VIEW FROM SODA CREEK ROAD

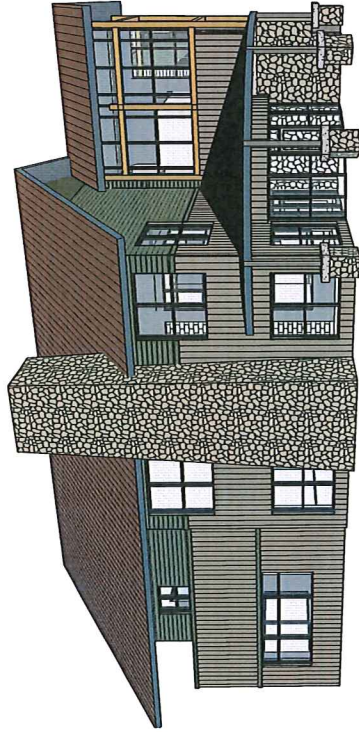
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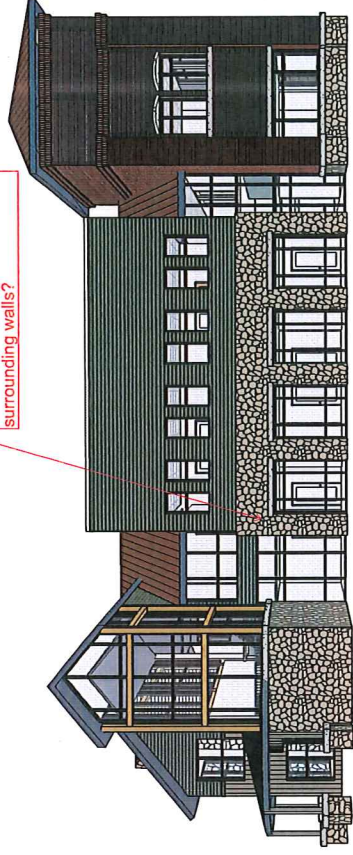
VIEW FROM CORNER OF MINER ST. AND SODA CREEK ROAD

Can you reduce the height of the stone, and make it of a size, texture and color to tie into the surrounding walls?

Can you reduce the height of the stone, and make it of a size, texture and color to tie into the surrounding walls?



VIEW FROM PARKING AREA



VIEW FROM MINER ST.

LER-2

PERSPECTIVES

TRANSPORT, INC. HOSKINS, ILL. 60143

NO.	DESCRIPTION	DATE
1	REVISIONS	
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Drawn For: LER SUBMITTAL

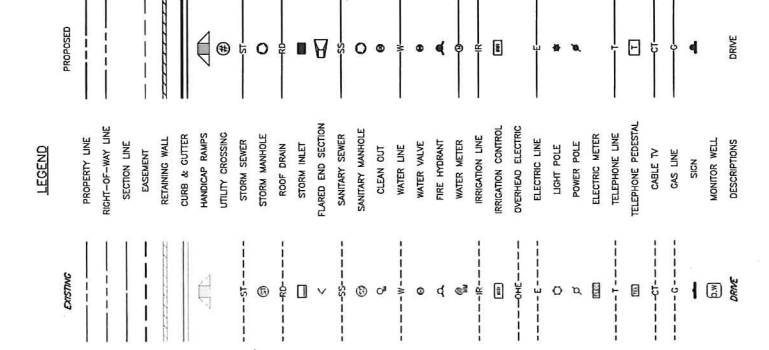
Date: 11/01/19

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Clear Creek County
Idaho Springs Community Clinic
1969 Miner St. Idaho Springs, CO 80452

TRANSPORT, INC.
1750 South Street, Suite 400
Denver, CO 80202
Phone: 303.292.6433
Fax: 303.292.6433
www.transportinc.com



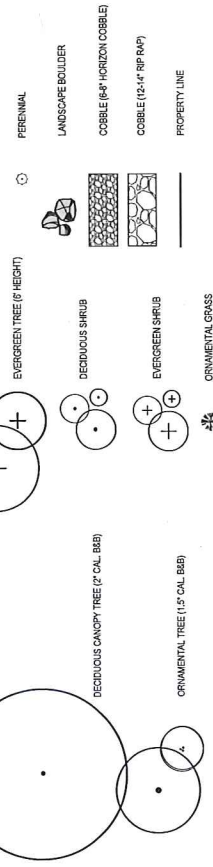
COLORADO 811
CALL BEFORE YOU DIG • CALL BEFORE YOU DRILL

CALL 811 2-BUSINESS DAYS IN ADVANCE
BEFORE YOU DO, GRADE OR EXCAVATE FOR
MARKING OF UNDERGROUND UTILITY LINES

MARTIN/MARTIN ASSUMES NO RESPONSIBILITY FOR UTILITIES NOT PLOTTED FROM PROVIDED ASCE (39) UTILITY QUALITY LEVEL (UQL) AVAILABLE INFORMATION. IT IS, HOWEVER, THE CONTRACTOR'S RESPONSIBILITY TO FIELD VERIFY THE SIZE, MATERIAL, DEPTH AND LOCATION OF ALL UTILITIES PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION ACTIVITY. THE COMMENCEMENT OF ANY CONSTRUCTION ACTIVITY SHALL BE DEEMED AN ACKNOWLEDGEMENT THAT THE CONTRACTOR HAS BEEN ADVISED OF THIS WARNING.

LER-3	SITE PLAN	PROJECT # 00-0000-00
-------	-----------	----------------------

TREANORHL
1755 State Street, Suite 400
Denver, CO 80202
Phone: 303.733.4400
Fax: 303.732.4437
www.treanorhl.com



TRAFFIC IMPACT STUDY

Proposed Clear Creek County Community Care Clinic

**Soda Creek Road & Miner Street
Idaho Springs, Colorado**

October 31, 2019

M/M Project No.: 19.1033

Prepared by:



12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215
MAIN 303.431.6100 MARTINMARTIN.COM

This report has been prepared by the staff of Martin/Martin Inc. on behalf of TreanorHL under the direction of the undersigned professional engineer whose seal and signature appears hereon.



Craig A. MacPhee, P.E

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TECHNICAL APPENDIX

*Raw Traffic Counts; Trip Generation Calculations;
Level of Service Calculations
Existing; Short-Term with Project; Long-range No Project;
Long-range with Project*

EXECUTIVE SUMMARY

This Traffic Impact Study (TIS) document has been prepared to supplement development plans for a proposed community care clinic in the City of Idaho Springs, Colorado. The following is a summary of the traffic information and findings included in this report.

1. The Clear Creek County (CCC) Community Care Clinic is a proposed medical care facility within the City of Idaho Springs. The site is located at the southeast corner of Miner Street & Soda Creek Road. The project is anticipated to be completed and operational by the end of 2020. The project site is bound by Miner Street (north), I-70 (south), Soda Creek Road (west) and adjacent residential property (east). A vicinity map is included as **Exhibit 1**.
2. The site, which is currently vacant, will accommodate a 12,000 square foot building with associated off-street parking in a paved surface lot. The building will include 6,000 square feet of medical office space and 6,000 square feet clinic use. Two full-movement accesses are proposed with one driveway to Miner Street and one driveway to Soda Creek Road. The current project site plan has been provided and is shown on **Exhibit 2**, herein. An aerial map is also included as **Exhibit 3**.
3. The property that will accommodate the proposed project is zoned Commercial One (C-1). The proposed land use is an allowed use within this zoning district.
4. The proposed project is anticipated to generate 438 daily trips, with 43 of those trips occurring during the AM peak hour and 37 during the PM peak hour.
5. The study area was identified through discussions with the City of Idaho Springs staff to include the followings intersections.
 - Miner Street & Soda Creek Road
 - Miner Street & 20th Avenue
 - Colorado Boulevard & 20th Avenue
 - Miner Street & Colorado Boulevard
 - Site Accesses (future)

These were analyzed for intersection capacity for the weekday AM and PM peak hours.

6. The analysis horizons considered and evaluated in this report include:
 - Existing Conditions (Year 2019)
 - Short-Term with Project Conditions (Year 2021)
 - Long-range without Project Conditions (Year 2040)
 - Long-range with Project Conditions (Year 2040)

Each of these analysis horizons included intersection capacity and queuing analysis. The site driveways were also evaluated for intersection sight distance.

7. The City of Idaho Springs has established a minimum level of service D (LOS D) for acceptable operations at signalized intersections and unsignalized (stop-controlled) approaches. Capacity analysis was conducted at the study area intersections utilizing the *Highway Capacity Manual* methodology. All of the study area intersections are currently operating at acceptable levels of service.
8. In addition to the capacity analysis, the queue results were reviewed to determine if the vehicle stacking along the approaches to the study area intersections are currently extending back to adjacent intersections. The 95th percentile queue for each movement is reported within the Highway Capacity Manual report as number of vehicles. An average vehicle length of 25' was used to convert number of vehicles to length. The existing 95th percentile queues for the study area intersections are well within available storage.
9. With the anticipated growth in traffic in the short-term (Year 2021) over the next two years and the additional traffic generated by the proposed project, the study area intersections are anticipated to continue to operate at acceptable levels of service. Additionally, 95th percentile queues for the study area intersections are anticipated to continue to be well within storage lengths.
10. Per Figure 8 of the City of Idaho Springs Standards and Specification for Design and Construction, the required sight triangles for the proposed site driveways were determined. Miner Street and Soda Creek Road are classified as minor collectors. Therefore, per the Figure 8 of the City's standards, L1 = 50' and L2 = 10'.

Per 3.7.6 of the Standards, "any object within the sight triangle that is greater than 12" in diameter between three feet (3') and eight feet (8') above the roadway elevation of the adjacent street shall constitute a sight obstruction, and shall be removed. Such objects include: snow, buildings, cut slopes, hedges, trees, bushes, utility cabinets or tall crops."
11. For the long-range conditions, both with and without the proposed project, the study area intersections are anticipated to continue to operate at acceptable levels of service.
12. Queuing analysis was completed for each of the long-range analysis scenarios. The 95th percentile queues for each of the intersections were reported and no queuing issues are anticipated at the study area intersections.

Based upon the analysis, field observations, assumptions, methodologies and results which are provided in the body of this document, this project is not anticipated to have any significant impacts on the study area intersections that would require mitigation as presented within this study. Therefore, the recommendation to the City of Idaho Springs staff is that the proposed project and its proposed accesses to Soda Creek Road and Miner Street be approved.

It should be noted: this traffic study was completed in accordance with the City of Idaho Springs standards as well as standard traffic engineering practices. Results are

quantitative and based on Highway Capacity Manual methodologies and City of Idaho Springs criteria for capacity of intersections and roadways. It does not, nor could it, address subjective measurements such as quality of life.

From: [Alan Tiefenbach](#)
To: ["Ann - Business"](#)
Subject: RE: community meeting about health clinic
Date: Monday, September 23, 2019 9:17:00 AM

Good morning Ann,

The community meeting you received notice of is required before the applicant can even make a formal application. If this project goes forward, they will be required to go through Planning Commission and City Council – both public hearings.

I can't speak to all of the details of the Special District that was proposed by a ballot measure several years back. It is my understanding that the Board of County Commissioners had always intended to move forward with a medical clinic. How and why they have chosen to move forward is not a question I can address.

The property is zoned Residential-One (R-1) which allows a height of 35' in this area. Whoever owns that property is allowed to build to this height, just as you are allowed to build to 35' on your property. That said, as we go through the Final Development Plan process, I will certainly do what I can to ensure the building is designed as sensitively to the neighborhood as possible.

Alan Tiefenbach
Community Development Planner
City of Idaho Springs
PO Box 907
Idaho Springs, CO 80452
303-567-4421 ext 118

From: Ann - Business <amz80452@comcast.net>
Sent: Sunday, September 22, 2019 10:44 PM
To: Alan Tiefenbach <planning@idahospingsco.com>
Subject: community meeting about health clinic

Alan.

I'm sending you this e-mail because I have to be out of town this week and am upset that I cannot attend the meeting on September 25th. I sincerely hope this will not be the only meeting about the health clinic. However, I was hoping you might consider asking two questions of the commissioners for me.

The voters did not just reject the proposed medical district. We also voted down the building of a new clinic. Why are the commissioners continuing with this project against the will of the community? Who do they represent?

The picture shows a two story building planned directly across the street from my residence, on the section of property that is already several feet above street level. How high is this

proposed building supposed to be? I am most concerned about the possible blocking of sun to my property in winter. We purchased our home because of its southern exposure and the one story lumberyard never caused a problem. But I'm afraid this proposed clinic will interfere with my southern exposure. I wonder why they have committed to the higher section of the property instead of the lower portion to the east.

I would really appreciate your help in getting these questions answered. I also appreciate everything you have already done for our town.

Thank you.
Ann Zimmerman
1906 Miner St.

From: [Jessica Kaufmann](#)
To: [Alan Tiefenbach](#)
Subject: Clear Creek Co. Health Clinic Questions
Date: Wednesday, September 25, 2019 4:34:13 PM
Attachments: [Community Hearing Questions.pdf](#)

Mr. Tiefenbach,

I am an interested party in the proposed Clear Creek County Medical Center as the property owner of 1844 Miner Street. I am unable to attend tonight's Community Meeting in person so I am respectfully submitting my questions below and attached. The notice I received and the corresponding information on your webpage indicates that this is an appropriate manner in which to submit questions concerning this project.

1. How exactly is the County proposing to pay for this project?
2. Assuming this is going to be tax payer funded, I oppose the project based upon the recent increase in property taxes and the direr need to provide quality education to Clear Creek County children. More specifically, most Clear Creek County residents had their real property taxes double via the 2019 real property assessment. Carlson Elementary school has a dismal great school rating of 2/10 and test scores that fall far below the state average. In addition to the teacher compensation disparage compared to neighboring Jefferson and Summit Counties. The state of Carlson Elementary School and disadvantage it presents to Clear Creek County kids should not be ignored.
 - a. How would the County attract and maintain quality staff given the dismal education rating in the County, in addition to traffic issues, housing prices, the new higher property taxes, and lack of other amenities?
 - b. Does the County plan on conducting a Beneficial Use Study?
3. The Jacob House is a Centura facility and the TreanorHL design does not resemble other Centura facilities in Colorado, it is much nicer and based on comparable sized Centura facilities does not include an Emergency Room.
 - a. Will there be an emergency entrance and emergency services?
 - b. What are the proposed hours of operation?
 - c. What are the proposed suite of services that the clinic will offer?
 - d. How was TreanorHL selected as the architectural firm?
 - e. Has TreanorHL designed other Centura Health facilities?
 - f. How much money has been spent to date on the conceptual design?
 - g. Where has the money spent to date originated from, and how was the money appropriated to this proposed project?

Thank you,
Jessica Kaufmann

Powder River Consultants LLC

Jessica Kaufmann / Senior Regulatory Manager
720.375.0254 / PO Box 2062, Idaho Springs, CO 80452
www.PowderRiverConsultants.com

From: [Cynthia Dicken](#)
To: jessica@powderriverconsultants.com
Cc: [Alan Tiefenbach](#)
Subject: Collaborative Healthcare Facility Questions
Date: Monday, September 30, 2019 9:33:01 PM

Ms. Kauffman, Alan Tiefenbach forwarded the list of questions you compiled regarding the Collaborative Healthcare Center to be located on the corner of Miner Street and Soda Creek Road. You included your address in your email to Alan. I am familiar your home. My home is almost at the end of Soda Creek Road. I have the pleasure of driving by your lovely Victorian home almost everyday. When I come to the end of Soda Creek and turn left onto Miner Street, especially during the late Spring and early Summer, I drive slowly so that I can look at your garden!

Let me see if I can help with the questions you have asked. We have been busy preparing for Spring 2020 to begin construction. A great deal of our time has been spent planning for the use of the interior space of the building and the exterior design. We have been writing grants and receiving funding from various foundations that will be used to pay for the design, engineering and construction of the building. Additionally, we have an excellent Fundraising Group that will be soliciting donations to help close the gap between the grants we have already received and the estimated cost of the project. The County will be receiving lease payments from all of the Tennant's in the Center. If we should find it necessary to use County Funds, during the building process, the lease payments will allow us to recover those funds with interest. We are just beginning lease negotiations with Centura for their Primary Care Clinic. They will occupy approximately 4,000 square feet of space in the 12,000 square foot facility. The rest of the programs and services in the Center are there to help round out the "collaborative" approach enabling a broad offering of healthcare for Clear Creek County Citizens and our visitors. Our Architect and his team bring a rich history of building design dedicated to healthcare. They understand the delivery of rural healthcare systems and they have designed a building that will function for years to come.

Please feel free to reach out to me if you have further questions or comments. I am happy to meet with you if I can be of further assistance.

Cindy Dicken
Division Director,
Clear Creek County Health and Human Services
P.O. Box 2000
Georgetown, Colorado 80444

(303) 679-2371 Office
(303) 519-0440 Mobile

From: [Alan Tiefenbach](#)
Bcc: [Andrew Marsh, City Administrator](#); [Diane Breece, City Clerk](#); [Mike Hillman](#); [Chris Malanka](#); [John Bordon](#); [Carmen Berry \(cbeery@mdbrlaw.com\)](#); [Dan Wolf](#); "Charlotte Hampson"; "Frederick Rollenhagen"; "clay.brown@state.co.us"; "dustin.proffitt@clearcreekems.com"; [fbanfield@ivaiva.com](#); "George, Donna L."; "Mitch Houston"; "kb@clearcreekfire.com"; "Dan Wester"; [Jonathan Cain](#); [kmontag@co.clear-creek.co.us](#); [cdicken@co.clear-creek.co.us](#); [Jordan Caylor](#); "Steve P. Carr"
Subject: Formal Referral for Clear Creek County Health Clinic
Date: Friday, November 1, 2019 1:27:00 PM

City of Idaho Springs
NOTICE OF FORMAL SUBMITTAL FOR CLEAR CREEK
COUNTY HEALTH CLINIC FINAL DEVELOPMENT PLAN
(FDP)
November 1, 2019

We are interested in your review of the following project:

Project: Clear Creek County Health Clinic Final Development Plan (FDP)

Location: 1969 Miner Street

Applicant(s): Clear Creek County

Summary: Final Development Plan (FDP) to allow 12,000 SF (6,000 SF on each level) Health Clinic

All information regarding this project can be downloaded at:

<https://drive.google.com/open?id=1yBWY4-yzkgbaVgJRNSNMlnhaVy277ocI>

PLEASE REPLY BY: Friday, November 15, 2019

Reply to: Alan Tiefenbach
Community Development Planner
City of Idaho Springs
PO Box 907
Idaho Springs, CO 80452
303-567-4421 ext 118

This application has been sent to you for your review and recommendation. Project materials are attached.

Any comments or issues you may consider relevant to this request would be appreciated. If you have any further questions regarding the application, please contact the Planner listed above.

Referral Agencies

☒	Andrew Marsh, Idaho Springs City Administrator	☒	Donna George, Xcel Energy
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X	Diane Breece, City Clerk	X	Clear Creek County School District
X	Michael Hillman, Mayor	X	Kelly Babeon, Fire Chief Clear Creek Fire Authority
X	Chief Chris Malanka, Idaho Springs Police Department		Colorado Geological Survey
X	John Bordoni, Public Works Superintendent		Colorado Division of Wildlife
X	Carmen Beery, City Attorney		Colorado Water Conservation Board
X	Dan Wolf, Superintendent, Idaho Springs Water/Wastewater Treatment		Idaho Springs Chamber of Commerce
	HPRC Chairperson		Telephone, Qwest Communications
	Town of Georgetown Town Administrator		TV Cable, AT&T Broadband
X	Clear Creek County Environmental Health		Colorado State Land Board
X	Frederick Rollenhagen, Clear Creek County Community Development		Adjacent Property Owners
	CDOT		Chicago Creek Sanitation
X	Clay Brown, Department of Local Affairs	X	Dan Wester, Safebuilt
X	Clear Creek County EMS		Colorado State Patrol
	Sandy Bronson, Deputy Treasurer		Gilpin County
X	JVA Engineering		Jefferson County
	Clear Creek Housing Authority		Interested Stakeholders

**CITY OF IDAHO SPRINGS
Clear Creek County, Colorado**

Resolution No. 1, Series 2020

**A RESOLUTION DESIGNATING THE PUBLIC PLACE FOR POSTING OF
NOTICE OF REGULAR AND SPECIAL MEETING OF LOCAL PUBLIC
BODIES OF THE CITY OF IDAHO SPRINGS.**

WHEREAS, Section 24-6-402(2)(c) C.R.S., requires the annual designation of a public place or places for posting of meeting notices.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF IDAHO SPRINGS, COLORADO** as follows:

Section 1. Notices of regular and special meetings of the local public bodies of the City named below, and of all committees thereof, shall be posted in a public place at the front door of the City Hall, 1711 Miner Street, in the City of Idaho Springs, Colorado and the City of Idaho Springs Website:

City Council
Local Liquor Licensing Authority
Local Marijuana Licensing Authority
Governing Body of Idaho Springs Water Activity Enterprise
Planning Commission
Historic Preservation Review Commission
Board of Adjustment

Section 2. Specific agenda information for all such meetings, if available, will be posted at the same place stated in Section 1 above not less than 24 hours before the commencement of such meetings.

RESOLVED, APPROVED and ADOPTED this 13th day of January, 2020

CITY OF IDAHO SPRINGS

By: _____
Michael Hillman, Mayor

ATTEST:

Diane Breece, City Clerk

CITY OF IDAHO SPRINGS
Clear Creek County

Resolution No. 2, Series 2020

A RESOLUTION CALLING A SPECIAL MAIL BALLOT ELECTION ON THE RECALL OF MICHAEL HILLMAN FROM THE OFFICE OF MAYOR ON APRIL 7, 2020, FIXING THE BALLOT TITLE FOR THE SAME AND AUTHORIZING THE APPOINTMENT OF ELECTION JUDGES

WHEREAS, in accordance with C.R.S. § 31-4-503(4), on January 13, 2020, the Idaho Springs City Clerk presented the Idaho Springs City Council ("Council") with a Certificate of Sufficiency concerning a recall petition proposing the recall of Mayor Michael Hillman from the office of the Mayor of Idaho Springs; and

WHEREAS, pursuant to C.R.S. § 31-4-503(4), the Council is now required to order and fix a date for the recall election to be held, not less than thirty nor more than ninety days from the date of submission of the Certificate of Sufficiency; and

WHEREAS, due to constraints concerning the timing of special elections under C.R.S. § 31-10-108, the Council finds and determines that the recall election must be conducted on Tuesday, April 7, 2020, and wishes to fix and order the date therefor and formally set the ballot title; and

WHEREAS, the Council further finds and determines that it is desirable to authorize the City Clerk to appoint not less than three (3) election judges, as authorized by Part 4, Article 10, Title 31, C.R.S.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Idaho Springs, Colorado, as follows:

Section 1. The above and foregoing recitals are hereby adopted as specific findings of the Council by reference.

Section 2. The Council hereby fixes and orders the following date for the conduct of a special election on the proposed recall of Michael Hillman from the office of the Mayor of Idaho Springs: Tuesday, April 7, 2020.

Section 3. The recall election ordered by this Resolution shall be conducted by mail ballot in accordance with C.R.S. §§ 31-4-503(4), 31-10-907 through 913.

Section 4. The following ballot question shall be submitted to the registered electors of the City at the April 7, 2020 election:

BALLOT QUESTION:

SHALL MICHAEL HILLMAN BE RECALLED FROM THE OFFICE OF
MAYOR OF IDAHO SPRINGS?

Yes _____ No _____

Section 5. The City Clerk is authorized to appoint not less than three (3) election judges for the special recall election called hereby, in accordance with C.R.S. §§ 31-10-401, 402.

Section 6. The Council authorizes and further directs City Staff to investigate the most cost-effective manner of conducting the special election called hereby, including but not limited to the investigation of possible contractors or consultants to assist with election tasks. The formal terms of any such arrangement would be subject to prior review and approval by the Council, in the Council's sole and absolute discretion.

ADOPTED AND APPROVED at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January, 2020.

CITY OF IDAHO SPRINGS

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

**CITY OF IDAHO SPRINGS
CITY OF IDAHO SPRINGS WATER
ACTIVITY ENTERPRISE
Clear Creek County, Colorado**

Ordinance No. 1, Series 2020

AN ORDINANCE AMENDING RATES AND CHARGES FOR WATER AND SEWER SERVICE AND MAKING CONFORMING AMENDMENTS TO THE IDAHO SPRINGS MUNICIPAL CODE

WHEREAS, pursuant to Chapter 12 of the Idaho Springs Municipal Code (“Code”), the City maintains its water and waste water facilities as an enterprise known as the Idaho Springs Water Activity Enterprise (the “Enterprise”); and

WHEREAS, the City Council, acting as the governing body of the Enterprise, periodically reviews the rates and charges imposed for water and sewer services and evaluates the adequacy of the same to provide safe and reliable service to existing and projected future users; and

WHEREAS, as a result of its annual review and evaluation and in accordance with the recommendations of the updated Water and Wastewater Financial Plan, Cost of Service and Rates presentation provided to City Council on October 14, 2019 by JVA and Raftelis, the Council finds that a nine percent (9%) increase in water rates and an eight percent (8%) increase in sewer rates is necessary in 2020 to reasonably and responsibly keep pace with the projected demands on the City’s water and sewer systems; and

WHEREAS, the Council therefore wishes to amend the Code to implement such increases and changes, as further set forth herein; and

WHEREAS, the Council finds and determines that the rate and charge increases enacted by this Ordinance are a fair, equitable and non-discriminatory means of raising sufficient revenues to pay the costs of providing service to customers of the Enterprise.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Idaho Springs, acting also as the governing body of the Enterprise, as follows:

Section 1. The above and foregoing recitals are expressly adopted as findings of the City Council.

Section 2. Subsections (B) and (C) of Section 12-122 of the Code are hereby amended as follows:

(B) The consumption charge is based upon the amount of water taken during the billing period, as shown by the meter. The consumption charge for all services, prorated to the date of meter reading, is an amount set forth below.

<i>Customer Class</i>	<u>Charges per Thousand Gallons</u>	
	<i>Inside City & Chicago Creek</i>	<i>Outside City Limits</i>
Residential Tier 1 (0 to 10,000 gallons)	\$4.15 <u>\$4.52</u>	\$8.30 <u>\$9.05</u>
Residential Tier 2 (10,001 to 30,000 gallons)	\$5.19 <u>\$5.66</u>	\$10.38 <u>\$11.31</u>
Residential Tier 3 (Over 30,000 gallons)	\$6.23 <u>\$6.79</u>	\$12.46 <u>\$13.58</u>
Commercial (per 1,000 gallons)	\$6.95 <u>\$7.58</u>	\$13.90 <u>\$15.15</u>
Municipal (per 1,000 gallons)	\$8.50 <u>\$9.27</u>	n/a

(C) The bimonthly service charge is based upon the size and type of the meter and applies to all services connected to the City system at any time during the billing period. The bimonthly service charge for all services (not including fire services) is an amount set forth below, multiplied by the multiplier established for such premises pursuant to Section 12-61 of this Chapter. The bimonthly service charge shall be imposed upon each active tap regardless of whether any water is taken from the City system during the billing period.

<i>Bi-Monthly Base Rate</i>	<i>Inside City & Chicago Creek</i>	<i>Outside City</i>
Residential	\$65.00 <u>\$70.85</u>	\$130.00 <u>\$141.70</u>
Commercial	\$100.00 <u>\$109.00</u>	\$200.00 <u>\$218.00</u>

Section 3. Subsections (B) and (C) of Section 12-182 of the Code are hereby amended as follows:

(B) The volumetric use charge is based upon the water consumption for each service. During the months of November of one (1) year through April of the following year, the charge is applied to actual water consumption. For the months of May through October of each year, the charge is applied to the *lower* of: (1) average winter water use (November through April); or (2) actual water consumption.

Notwithstanding the foregoing, if the City receives reliable evidence that the actual use of the City sewer system at a location significantly exceeds the average winter water use at that location, the use charge shall be applied to actual sewer system use, and the winter averaging method shall not be available.

Prior to applying the charge to actual sewer system use, the City shall issue a notice of its decision to do so, which notice shall include the reliable evidence in support of the decision and the process by which the customer may request a hearing on the same. The hearing shall be conducted by either the City Administrator or a hearing officer appointed by the City Administrator. At the hearing, the burden shall be on the City to establish by a preponderance of the evidence that the premises' actual sewer system use significantly exceeds the premises' average winter water use.

The volumetric charge for any premises not served by the City water system, and therefore not metered for water, shall be applied to an assumed water consumption of twenty thousand (20,000) gallons per bimonthly billing period.

Customer Class	Charge per Thousand Gallons	
	Inside City & Chicago Creek	Outside City
Residential	\$5.02 <u>\$5.42</u>	\$10.04 <u>\$10.84</u>
Commercial Low Strength	\$6.76 <u>\$7.30</u>	\$13.52 <u>\$14.60</u>
<u>Commercial Medium Strength</u>	\$12.00 <u>\$12.96</u>	\$24.00 <u>\$25.92</u>
<u>Commercial High Strength</u>	\$18.00 <u>\$19.44</u>	None accepted

(C) The bi-monthly service charge for all services (not including fire services) is an amount set forth below, multiplied by the multiplier established for such premises pursuant to Section 12-61 of this Chapter. The bi-monthly service charge shall be imposed upon each active tap regardless of whether any wastewater is discharged from the premises to the City system during the billing period.

Customer Class	Bi-Monthly Base Rate		
	Inside City	Outside City	Chicago Creek Sanitation District
Residential	\$46.50 <u>\$50.22</u>	\$93.00 <u>\$100.44</u>	\$46.50 <u>\$50.22</u>
Commercial Low Strength	\$93.00 <u>\$100.44</u>	\$186.00 <u>\$200.88</u>	\$93.00 <u>\$100.44</u>
<u>Commercial High Strength</u>	\$93.00 <u>\$100.44</u>	None accepted	\$93.00 <u>\$100.44</u>

Section 4. The rates enacted by this Ordinance shall be invoiced for the service period commencing on April 1, 2020 after the effective date of this Ordinance and subsequently invoiced by the City in July of 2020.

Section 5. Should any one or more sections or provisions of this Ordinance, or Code provisions enacted hereby, be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions thereof, the intention being that the various sections and provisions are severable.

Section 6. Any and all Ordinances or Code provisions or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such Ordinance or Code or part thereof shall not revive any other section or part of any Ordinance or code provision heretofore repealed or superseded.

INTRODUCED, READ AND ORDERED PUBLISHED at a regular meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

PASSED, ADOPTED AND APPROVED, after publication, at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 10th day of February, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

**CITY OF IDAHO SPRINGS
CITY OF IDAHO SPRINGS WATER
ACTIVITY ENTERPRISE**

Clear Creek County, Colorado

Ordinance No. 2, Series 2020

AN ORDINANCE APPROVING A LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY, AUTHORIZING THE FORMS AND EXECUTION OF THE LOAN AGREEMENT AND GOVERNMENTAL AGENCY BOND TO EVIDENCE SUCH LOAN

WHEREAS, the City of Idaho Springs, Colorado (the "City") is a political subdivision of the State of Colorado (the "State"), duly organized and existing as a statutory city under the laws of the State; and

WHEREAS, the members of the City Council of the City (the "City Council") have been duly elected and qualified; and

WHEREAS, the City has acted pursuant to Article X, Section 20 of the Colorado Constitution ("TABOR") and Title 37, Article 45.1, C.R.S. (the "Enterprise Act") to create a water activity enterprise (the "Enterprise") to operate the municipal water and wastewater systems serving the inhabitants of the City (the "System"); and

WHEREAS, the City Council serves as the governing body of the Enterprise; and

WHEREAS, under TABOR, the Enterprise is a government-owned business authorized to issue its own revenue bonds and receiving under 10% of annual revenue in grants from all Colorado state and local governments combined; and

WHEREAS, the City Council has determined that it is in the best interest of the City to expand the City's existing wastewater treatment facility and construct a new secondary treatment process of granular activated sludge and associated appurtenances (the "Project"); and

WHEREAS, the City has made application to the Colorado Water Resources and Power Development Authority ("CWRPDA"), a body corporate and political subdivision of the State of Colorado, for a loan to finance all or a portion of the cost of the Project; and

WHEREAS, the City Council has determined that in order to finance all or a portion of the cost of the Project, it is necessary and advisable and in the best interests of the City to (i) enter into a loan agreement with CWRPDA (the "Loan Agreement") pursuant to which CWRPDA shall loan the City an amount not to exceed \$3,000,000 (the "Loan") for such purpose, and (ii) issue a governmental agency bond (the "Bond") to CWRPDA to evidence the City's repayment obligations under the Loan Agreement; and

WHEREAS, there have been presented to the City Council the forms of the Loan Agreement and the Bond (collectively, the "Financing Documents"); and

WHEREAS, the Financing Documents shall constitute revenue obligations of the City, payable from the Net Revenues of the System (as defined in the Loan Agreement); and

WHEREAS, the City has heretofore entered into a loan agreement with the Colorado Water Conservation Board ("CWCB") for a loan in the aggregate principal amount of \$955,000, dated December 20, 2000, as amended by a loan agreement with the CWCB for an additional loan in the aggregate principal amount of \$210,000, dated April 1, 2002 (together, the "CWCB Bond"); a loan agreement with CWRPDA for a loan in the aggregate principal amount of \$2,339,796.89, dated April 1, 2002, as evidenced by a governmental agency bond dated April 1, 2002 (the "CWRPDA 2002 Bond"); and a loan agreement with CWRPDA for a loan in the aggregate principal amount of \$3,000,000, dated March 19, 2019, as evidenced by a governmental agency bond dated March 19, 2019 (the "CWRPDA 2019 Bond" and with the CWRPDA 2002 Bond and the CWCB Bond, the "Prior Bonds"); and

WHEREAS, the Prior Bonds are all secured by a pledge of the Net Revenue of the System; and

WHEREAS, except for the Prior Bonds, the City has not pledged nor hypothecated the Net Revenue derived or to be derived from the operation of the System, or any part thereof, to the payment of any bonds or for any other purpose, with the result that the Net Revenue may now be pledged lawfully and irrevocably to the payment of the Bond; and

WHEREAS, the City is not delinquent in the payment of any principal or interest requirements under the Prior Bonds; and

WHEREAS, pursuant to Title 31, Article 35, Part 4, C.R.S. and the Enterprise Act, the Financing Documents may be approved by the City Council without an election; and

WHEREAS, the forms of the Financing Documents are on file with the City Clerk; and

WHEREAS, the City Council desires to approve the form of the Financing Documents and other documents referenced therein, authorize the execution of the Loan Agreement, and authorize the execution and delivery of the Bond.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF IDAHO SPRINGS, COLORADO, ACTING ALSO AS THE GOVERNING BODY OF THE ENTERPRISE, AS FOLLOWS:

Section 1. **Recitals Incorporated.** The foregoing recitals are made a part of this Ordinance.

Section 2. **Determinations.** The City Council hereby finds and determines that the Enterprise constitutes an enterprise under TABOR.

Section 3. Approvals, Authorizations, and Amendments. The forms of the Financing Documents presented at this meeting are incorporated herein by reference and are hereby approved. The City shall enter into and perform its obligations under the Financing Documents in the forms of such documents, with such changes as are not inconsistent herewith and as are hereafter approved by the Mayor of the City (the "Mayor") or the City Administrator. The Mayor, the City Administrator and the City Clerk are hereby authorized and directed to execute the Financing Documents and to affix the seal of the City thereto, and further to execute and authenticate such other documents or certificates as are deemed necessary or desirable in connection therewith. The Financing Documents shall be executed in substantially the forms approved at this meeting.

The execution of any instrument or certificate or other document in connection with the matters referred to herein by the Mayor, the City Administrator, and the City Clerk or by other appropriate officers of the City, shall be conclusive evidence of the approval by the City of such instrument.

Section 4. Election to Apply the Supplemental Act. Section 11-57-204 of the Supplemental Public Securities Act, constituting Title 11, Article 57, Part 2, C.R.S. (the "Supplemental Act") provides that a public entity, including the City, may elect in an act of issuance to apply all or any of the provisions of the Supplemental Act. The City hereby elects to apply all of the provisions of the Supplemental Act to the Financing Documents.

Section 5. Delegation.

(a) Pursuant to Section 11-57-205 of the Supplemental Act, the City hereby delegates to the Mayor or the City Administrator the independent authority to make the following determinations relating to and contained in the Loan Agreement and the Bond, subject to the restrictions contained in paragraph (b) of this Section 5:

- i. The interest rate on the Loan;
- ii. The principal amount of the Loan;
- iii. The amount of principal of the Loan maturing in any given year and the final maturity of the Loan;
- iv. The dates on which the principal of and interest on the Loan are paid; and
- v. The existence and amount of reserve funds for the Loan, if any.

(b) The delegation in paragraph (a) of this Section 5 shall be subject to the following parameters and restrictions:

- i. The interest rate on the Loan shall not exceed 1.0%;
- ii. The principal amount of the Loan shall not exceed \$3,000,000; and
- iii. The final maturity of the Loan shall not be later December 31, 2055.

Section 6. Conclusive Recital. Pursuant to Section 11-57-210 of the Supplemental Act, the Bond and the Loan Agreement shall contain recitals that the Bond is

issued pursuant to certain provisions of the Supplemental Act. Such recital shall be conclusive evidence of the validity and the regularity of the issuance of the Bond after its delivery for value.

Section 7. Ratification and Approval of Prior Actions. All actions heretofore taken by the officers of the City and members of the City Council, not inconsistent with the provisions of this Ordinance, relating to the Financing Documents, or actions to be taken in respect thereof, are hereby ratified, approved, and confirmed.

Section 8. Pledge of Revenues. The creation, perfection, enforcement, and priority of the pledge of revenues to secure or pay the Bond and the Loan Agreement provided herein shall be governed by Section 11-57-208 of the Supplemental Act and this Ordinance. The amounts pledged to the payment of the Bond and the Loan Agreement shall immediately be subject to the lien of such pledge without any physical delivery, filing, or further act. The lien of such pledge shall have the priority described in the Loan Agreement. The lien of such pledge shall be valid, binding, and enforceable as against all persons having claims of any kind in tort, contract, or otherwise against the City irrespective of whether such persons have notice of such liens.

Section 9. Limitation of Actions. Pursuant to Section 11-57-212 of the Supplemental Act, no legal or equitable action brought with respect to any legislative acts or proceedings in connection with the Financing Documents shall be commenced more than thirty days after the issuance of the Bond.

Section 10. Limited Obligation; Special Obligation. The Loan Agreement and Bond are payable solely from the Pledged Property (as defined in the Loan Agreement), and the Loan Agreement and Bond do not constitute a debt within the meaning of any constitutional or statutory limitation or provision.

No elected or appointed officers or agents of the City shall be subject to any pecuniary liability in connection with any agreement, covenant, or undertaking by the City, or by them, contained in any document executed in connection with the authorization, execution, and delivery of the Financing Documents or this Ordinance or with respect to any action taken or omitted to be taken in good faith with reference thereto.

Section 11. Disposition and Investment of Loan Proceeds. The proceeds of the Loan shall be applied to pay the costs and expenses of acquiring, constructing, and equipping the Project, including costs related thereto and, to the extent permitted under federal tax laws, reimbursement to the City for capital expenditures heretofore incurred and paid from City funds in anticipation of the incurrence of long-term financing therefor, and all other costs and expenses incident thereto, including without limitation the costs of obtaining the Loan. Neither CWRPDA nor any subsequent owner(s) of the Loan Agreement shall be responsible for the application or disposal by the City or any of its officers of the funds derived from the Loan. In the event that all of the proceeds of the Loan are not required to pay such costs and expenses, any remaining amount shall be used for the purpose of paying the principal amount of the Loan and the interest thereon, as applicable.

Section 12. City Representative. Pursuant to Exhibit B of the Loan Agreement, the Mayor and the City Administrator are hereby designated as the Authorized Officers (as defined in the Loan Agreement) for the purpose of performing any act or executing any document relating to the Loan, the City, or the Financing Documents. A copy of this Ordinance shall be furnished to CWRPDA as evidence of such designation.

Section 13. Estimated Life of Improvements. It is hereby determined that the estimated life of the Project to be financed with the proceeds of the Loan is not less than the final maturity of the Loan.

Section 14. Direction to Take Authorizing Action. The appropriate officers of the City and members of the City Council are hereby authorized and directed to take all other actions necessary or appropriate to effectuate the provisions of this Ordinance, including but not limited to such certificates and affidavits as may reasonably be required by CWRPDA.

Section 15. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 16. Repealer. All orders, resolutions, bylaws, ordinances or regulations of the City, or parts thereof, inconsistent with this Ordinance are hereby repealed to the extent only of such inconsistency.

Section 17. Ordinance Irrepealable. After the Bond is issued, this Ordinance shall constitute an irrevocable contract between the City and CWRPDA, and shall be and remain irrepealable until the Bond and the interest thereon, as applicable, shall have been fully paid, satisfied, and discharged. No provisions of any constitution, statute, charter, ordinance, resolution, or other measure enacted after the issuance of the Bond shall in any manner be construed as impairing the obligations of the City to keep and perform the covenants contained in this Ordinance.

Section 18. Recordation. A true copy of this Ordinance, as adopted by the City Council, shall be numbered and recorded on the official records of the City and its adoption and publication shall be authenticated by the signatures of the Mayor and the City Clerk, and by a certification of publication.

Section 19. Effective Date. This Ordinance shall be in full force and effect thirty (30) days after publication following final adoption.

[Remainder of page left blank intentionally]

INTRODUCED, READ AND ORDERED PUBLISHED at a regular meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

PASSED, ADOPTED AND APPROVED, after publication, at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 10th day of February, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

STATE OF COLORADO)
)
COUNTY OF CLEAR CREEK) SS.
)
CITY OF IDAHO SPRINGS)

I, Diane Breece, the duly appointed, qualified and acting City Clerk of the City of Idaho Springs, Colorado (the "City") do hereby certify:

1. That the foregoing pages are a true, correct, and complete copy of an ordinance adopted by the City Council of the City constituting the governing body of the City (the "City Council"), by vote had and taken at open, regular meetings of the City Council held at the Council Chambers, Idaho Springs City Hall, Idaho Springs, Colorado, on January 13, 2020, and February 10, 2020, each convening at the hour of 7:00 p.m., as recorded in the regular book of official records of the proceedings of said City kept in my office.

2. The adoption of the Ordinance on first reading was duly moved and seconded and the Ordinance was adopted by an affirmative vote of a majority of the members of the City Council at the regular meeting of the City Council on January 13, 2020, as follows:

Name	"Yes"	"No"	Absent
Michael Hillman, Mayor			
Robert Bowland, Mayor Pro Tem			
John Curtis, Member			
Scott Pennell, Member			
Chuck Harmon, Member			
Arthur Caccavale, Member			
Jim Clark, Member			

3. The adoption of the Ordinance on second and final reading was duly moved and seconded and the Ordinance was adopted by an affirmative vote of a majority of the members of the City Council at the regular meeting of the City Council on February 10, 2020, as follows:

Name	"Yes"	"No"	Absent
Michael Hillman, Mayor			
Robert Bowland, Mayor Pro Tem			
John Curtis, Member			
Scott Pennell, Member			
Chuck Harmon, Member			
Arthur Caccavale, Member			
Jim Clark, Member			

4. The members of the City Council were present at the meeting and voted on the passage of such Ordinance as set forth above.

5. There are no bylaws, rules, or regulations of the City Council which might prohibit the adoption of said Ordinance.

6. Notices of the meetings of January 13, 2020, and February 10, 2020, in the forms attached hereto as **Exhibit A**, were posted not less than 24 hours prior to the meeting in accordance with law.

7. The Ordinance was published in the *Clear Creek Courant*, a newspaper of general circulation in the City, after its first and second readings, in accordance with the laws of the State. The affidavits of publication are attached hereto as **Exhibit B**.

WITNESS my hand and the seal of the City affixed this [_____] , 2020.

City Clerk

(SEAL)

EXHIBIT A

(Attach Notices of Meetings)

EXHIBIT B

(Attach Affidavits of Publication)

CITY OF IDAHO SPRINGS
Clear Creek County, Colorado

Ordinance No. 20, Series 2019

**AN ORDINANCE CONDITIONALLY VACATING PORTIONS OF DIVIDE VIEW DRIVE
AND MONTANE DRIVE WITHIN THE MONTANE PARK SUBDIVISION, ADJACENT TO
LOTS 16, 17 AND 24 OF SAID SUBDIVISION WITHIN THE CITY OF IDAHO SPRINGS**

WHEREAS, certain portions of Divide View Drive and Montane Drive within the Montane Park Subdivision of the City of Idaho Springs, Colorado (“City”) located adjacent to Lots 16, 17 and 24 therein, are not presently relied upon by any property for access to the public street system; and

WHEREAS, said rights-of-way areas are not presently used for the location of utilities and the City Council does not project that such use of the alley ways will be needed in the future; and

WHEREAS, Robert and Janice Bowland, Richard Garnett, Connie Planck and Andrew and Rebecca McKown (the “Applicants”) are the owners of Lots 16, 17 and 24 within the Montane Park Subdivision, respectively, which abut all boundaries of the rights-of-way at issue and have requested the vacation of the same; and

WHEREAS, because the portions of right-of-way requested to be vacated are neither relied upon by any property for access to a public street nor required for public utilities, the City Council finds that they may be vacated as public right-of-way without prejudice to the interests of the City, the public or any other interested party, as specified herein.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Idaho Springs, Colorado as follows:

Section 1. The above and foregoing recitals are incorporated herein by reference as findings and determinations of the City Council.

Section 2. Certain portions of City right-of-way located in the Montane Park Subdivision, adjacent to Lots 16, 17 and 24 therein, and known as Divide View Drive and Montane Drive, and more particularly described in **Exhibit A**, attached hereto and incorporated herein by reference, are hereby vacated upon the following **CONDITIONS**:

- 1) The Applicants shall obtain final City-approval of an associated Administrative Plat Amendment to adjust the lot lines of Lots 16, 17 and 24 of the Montane Park Subdivision, to incorporate the rights-of-way vacated hereby and the Bowland-Garnett Annexation. in the vicinity of 620 Pine Slope Road as a result of this vacation;
- 2) The above condition must be fully-satisfied by the Applicants no later than July 31, 2020.

Should the Applicants, or their successors in interest, fail to timely satisfy these conditions, the vacation approved by this Ordinance shall be null and void, and no record of the same shall be recorded with the County Clerk and Recorder.

Section 3. Upon the recording of this Ordinance and Exhibit pursuant to Section 4 below, title to the rights-of-way vacated by this Ordinance shall vest in the owners of the land abutting said vacated areas by operation of law, specifically: C.R.S. § 43-2-302(1)(b).

Section 4. On August 1, 2020, or sooner if the circumstances allow, the City Clerk is hereby directed to verify that the conditions of vacation set forth in Section 2 of this Ordinance have been timely satisfied. If the City Clerk finds that said conditions were timely satisfied, she is further directed to record a copy of this Ordinance with the Clear Creek County Clerk and Recorder's office as required by C.R.S. § 43-1-202.7, without undue delay.

INTRODUCED, READ, AND ORDERED PUBLISHED at a Special Meeting of the City Council of the City of Idaho Springs, Colorado on the 18th day of November, 2019.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

PASSED, ADOPTED AND APPROVED AS AMENDED, after publication, at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January, 2020.

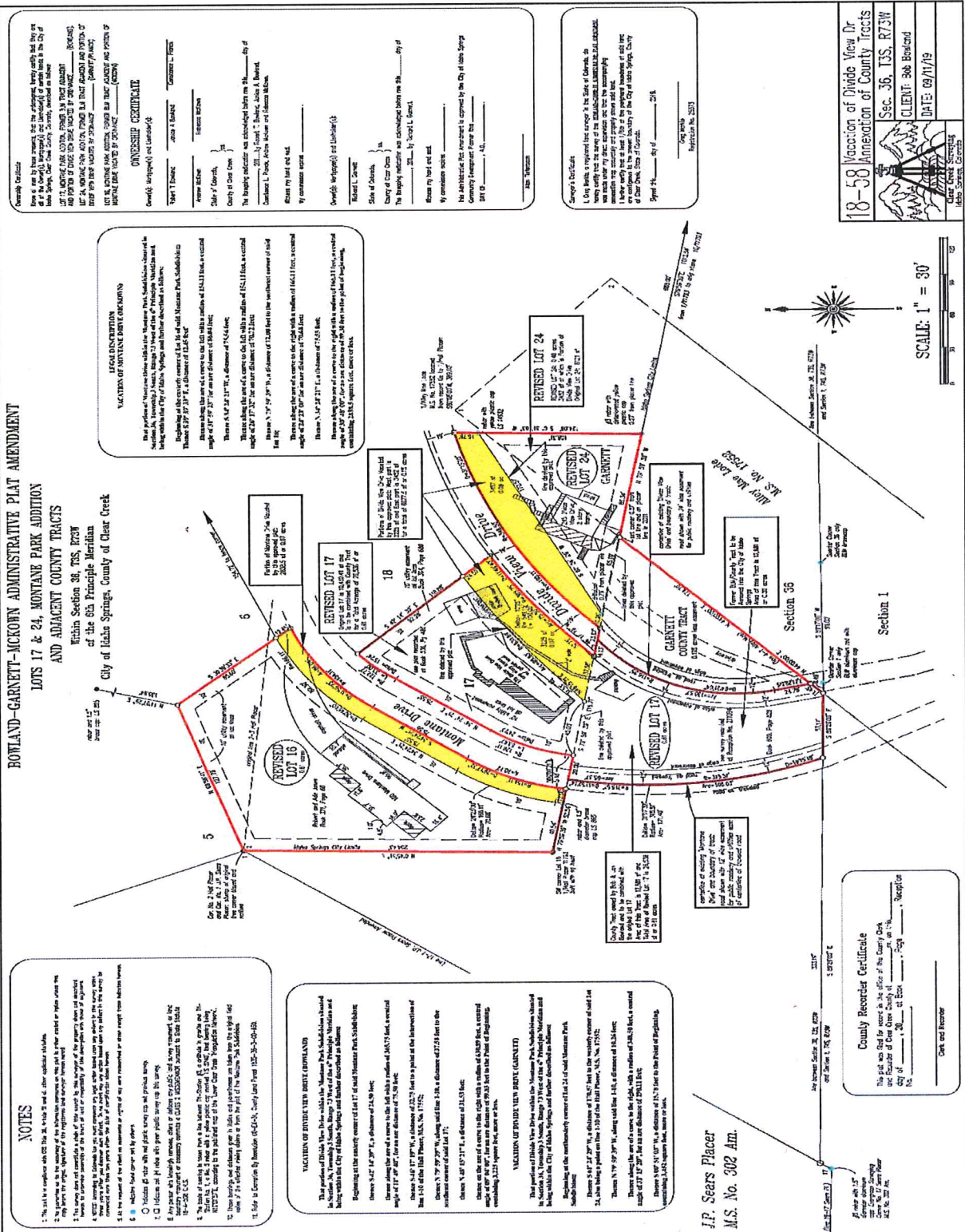
Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

EXHIBIT A

[Administrative Plat Amendment – Includes Vacation descriptions and Illustrations]



NOTES

1. The plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

2. The plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

3. The plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

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9. The plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

10. The plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

VACATION OF MONTANE DRIVE (CONTINUED)

This portion of Montane Drive within the Montane Park Subdivision, situated in Section 35, Township 36 North, Range 73 West of the 6th Principal Meridian, and being within the City of Idaho Springs, Colorado, is hereby vacated.

Beginning at the northeast corner of Lot 17, a distance of 14.50 feet;

Thence S 47° 24' 20" W, a distance of 14.50 feet;

Thence S 47° 24' 20" W, a distance of 14.50 feet;

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Thence S 47° 24' 20" W, a distance of 14.50 feet;

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Thence S 47° 24' 20" W, a distance of 14.50 feet;

Thence S 47° 24' 20" W, a distance of 14.50 feet;

VACATION OF MONTANE DRIVE (CONTINUED)

This portion of Montane Drive within the Montane Park Subdivision, situated in Section 35, Township 36 North, Range 73 West of the 6th Principal Meridian, and being within the City of Idaho Springs, Colorado, is hereby vacated.

Beginning at the northeast corner of Lot 17, a distance of 14.50 feet;

Thence S 47° 24' 20" W, a distance of 14.50 feet;

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VACATION OF MONTANE DRIVE (CONTINUED)

This portion of Montane Drive within the Montane Park Subdivision, situated in Section 35, Township 36 North, Range 73 West of the 6th Principal Meridian, and being within the City of Idaho Springs, Colorado, is hereby vacated.

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Thence S 47° 24' 20" W, a distance of 14.50 feet;

VACATION OF MONTANE DRIVE (CONTINUED)

This portion of Montane Drive within the Montane Park Subdivision, situated in Section 35, Township 36 North, Range 73 West of the 6th Principal Meridian, and being within the City of Idaho Springs, Colorado, is hereby vacated.

Beginning at the northeast corner of Lot 17, a distance of 14.50 feet;

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Thence S 47° 24' 20" W, a distance of 14.50 feet;

Thence S 47° 24' 20" W, a distance of 14.50 feet;

County Recorder Certificate

This plat is a duplicate of the original, and the original is on file in the office of the County Recorder, City of Idaho Springs, Colorado.

No. _____

City of _____

County of _____

State of _____

Date: _____

Recorder: _____

CITY OF IDAHO SPRINGS
Clear Creek County, Colorado

Ordinance No. 21, Series 2019

AN ORDINANCE REZONING APPROXIMATELY 0.49 ACRES KNOWN AS THE BOWLAND-GARNETT ANNEXATION TO THE CITY OF IDAHO SPRINGS TO RESIDENTIAL ESTATE (R-E)

WHEREAS, on January 13, 2020, by Ordinance No.16, Series 2019, the City of Idaho Springs ("City") annexed certain property, more fully described in said ordinance, and known as the Bowland-Garnett Annexation to the City of Idaho Springs; and

WHEREAS, the City Council and Planning Commission have authority pursuant to the laws of the State of Colorado and the Idaho Springs Zoning Ordinance to enact zoning classifications for property newly annexed to the City; and

WHEREAS, the City has received an application from the affected property owners to rezone the annexed property to the R-E zone district; and

WHEREAS, as authorized by Idaho Springs Municipal Code ("Code") Sections 21-82 and 21-108, the City Council and Planning Commission each conducted public hearing on the rezoning application, after full and proper public notice was given as required by law, at which all interested parties were afforded an opportunity to be heard; and

WHEREAS, the Council finds that the proposed zoning is generally in conformity with the City's comprehensive plan, will tend to preserve and promote property values in the neighborhood, will be in harmony and compatible with the surrounding land uses and present development in the area, and will generally promote the public welfare.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Idaho Springs, Colorado, as follows:

Section 1. The above and foregoing Recitals are incorporated herein by reference and are adopted as findings and determinations of the City Council.

Section 2. The zoning classification for the Property known as the Bowland-Garnett Annexation to the City of Idaho Springs as more particularly and fully described and illustrated in **Exhibit A**, attached hereto and incorporated herein by reference, is hereby approved and established as Residential Estate (R-E).

Section 3. The official zoning map of the City is hereby amended to incorporate therein the zoning classification established in Section 2, above. Except as expressly so amended, the said zoning map is readopted, ratified and confirmed in all respects.

Section 4. Any and all Ordinances or parts thereof in conflict or inconsistent

herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such Ordinance or part thereof shall not revive any other section or part of any Ordinance heretofore repealed or superseded.

Section 5. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various provisions are severable.

INTRODUCED, READ AND ORDERED PUBLISHED, and public hearing scheduled, at a Special Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 18th day of November, 2019.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

PASSED, ADOPTED AND APPROVED, after publication, following the public hearing, at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

4. *Chlorine* is a green gas with a strong irritating odor. It is heavier than air and liquefies at -34.6°C . It is soluble in water, forming a weak acid, hypochlorous acid, HOCl .
5. *Hydrogen* is a colorless, odorless gas. It is the lightest of all gases and is highly flammable. It burns with a pale blue flame.
6. *Helium* is a colorless, odorless gas. It is the second lightest gas and is chemically inert.
7. *Neon* is a colorless, odorless gas. It is chemically inert and is used in neon signs.
8. *Argon* is a colorless, odorless gas. It is chemically inert and is used in light bulbs.
9. *Krypton* is a colorless, odorless gas. It is chemically inert and is used in some types of light bulbs.
10. *Xenon* is a colorless, odorless gas. It is chemically inert and is used in some types of light bulbs.
11. *Radiation* is the emission of energy in the form of waves or particles. It can be ionizing or non-ionizing.
12. *Isotopes* are atoms of the same element with different numbers of neutrons. They have the same chemical properties but different physical properties.
13. *Half-life* is the time it takes for half of a radioactive substance to decay. It is a characteristic property of each isotope.
14. *Radioactive decay* is the process by which a radioactive isotope transforms into a more stable form, releasing energy in the process.
15. *Alpha particles* are helium nuclei, consisting of two protons and two neutrons. They have a positive charge and are relatively heavy.
16. *Beta particles* are high-speed electrons or positrons. They have a negative or positive charge and are much lighter than alpha particles.
17. *Gamma rays* are high-energy electromagnetic waves. They have no mass and no charge, and they travel at the speed of light.
18. *Neutron radiation* consists of free neutrons. They have no charge and a mass similar to that of a proton.
19. *Ionizing radiation* is radiation that has enough energy to remove electrons from atoms, creating ions. It includes alpha, beta, gamma, and neutron radiation.
20. *Non-ionizing radiation* is radiation that does not have enough energy to ionize atoms. It includes radio waves, microwaves, and visible light.
21. *Background radiation* is the ionizing radiation that is always present in the environment. It comes from natural sources like rocks and cosmic rays, as well as man-made sources like nuclear power plants.
22. *Dose* is a measure of the amount of radiation absorbed by a person or an object. It is usually measured in units like rads or grays.
23. *Dose rate* is the amount of radiation absorbed per unit of time. It is usually measured in units like rads per hour or grays per minute.
24. *Acute radiation syndrome* is a collection of symptoms that occur shortly after a person is exposed to a high dose of ionizing radiation. Symptoms include nausea, vomiting, and hair loss.
25. *Chronic radiation syndrome* is a collection of symptoms that occur after a person is exposed to a lower dose of ionizing radiation over a long period of time. Symptoms include fatigue, weakness, and changes in blood counts.
26. *Cancer* is a disease caused by the growth of abnormal cells in the body. It can be caused by a variety of factors, including radiation, chemicals, and genetics.
27. *Leukemia* is a type of cancer that affects the blood and bone marrow. It is characterized by the production of abnormal white blood cells.
28. *Lymphoma* is a type of cancer that affects the lymphatic system. It is characterized by the growth of abnormal lymphocytes.
29. *Solid tumors* are masses of abnormal cells that form in the tissues of the body. They can be benign or malignant.
30. *Benign tumors* are non-cancerous growths that do not spread to other parts of the body. They are usually harmless.
31. *Malignant tumors* are cancerous growths that can spread to other parts of the body. They are usually life-threatening.
32. *Metastasis* is the process by which cancer cells spread from the primary tumor to other parts of the body.
33. *Primary tumor* is the first cancerous growth that develops in a particular part of the body.
34. *Secondary tumor* is a cancerous growth that develops in a part of the body that is not the primary site of the cancer.
35. *Biopsy* is a medical procedure in which a small sample of tissue is removed from the body and examined under a microscope to check for cancer.
36. *Immunotherapy* is a type of cancer treatment that uses the body's immune system to fight cancer. It can be used to treat a variety of types of cancer.
37. *Chemotherapy* is a type of cancer treatment that uses drugs to kill cancer cells. It can be used to treat a variety of types of cancer.
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40. *Hormone therapy* is a type of cancer treatment that uses hormones to treat cancer. It is usually used to treat breast and prostate cancer.
41. *Supportive care* is a type of medical care that helps patients cope with the side effects of cancer treatment. It can include pain management, nutrition counseling, and psychological support.
42. *Palliative care* is a type of medical care that focuses on relieving symptoms and improving the quality of life for patients with serious illnesses. It can be provided alongside curative treatment.
43. *End-of-life care* is a type of medical care that focuses on providing comfort and support to patients in the final stages of life. It can include pain management, emotional support, and spiritual care.
44. *Hospice care* is a type of end-of-life care that is provided in a patient's home or in a specialized facility. It focuses on providing comfort and support to patients and their families.
45. *Organ donation* is the process of donating an organ or tissue to another person who needs it. It can help save lives and improve the quality of life for many people.
46. *Organ transplant* is a medical procedure in which an organ is removed from one person and implanted into another person. It can be used to treat a variety of conditions, including kidney failure and heart disease.
47. *Stem cell transplantation* is a medical procedure in which stem cells are transplanted from one person to another. It can be used to treat a variety of conditions, including leukemia and bone marrow failure.
48. *Gene therapy* is a type of medical treatment that uses genes to treat or prevent disease. It is still in the early stages of development.
49. *CRISPR-Cas9* is a gene editing technology that allows scientists to make precise changes to the DNA of a cell. It has the potential to revolutionize medicine and biology.
50. *Artificial intelligence* is a type of computer science that deals with the creation of machines that can think and learn like humans. It has many applications in fields like healthcare, finance, and transportation.
51. *Machine learning* is a type of artificial intelligence that allows computers to learn from data without being explicitly programmed. It is used in a wide variety of applications, from spam filtering to image recognition.
52. *Deep learning* is a type of machine learning that uses neural networks to process information. It is particularly good at tasks like image and speech recognition.
53. *Robotics* is a field of engineering that deals with the design and construction of robots. Robots can be used in a variety of applications, from manufacturing to healthcare.
54. *Autonomous vehicles* are vehicles that can drive themselves without the need for a human driver. They are still in the testing phase but have the potential to revolutionize transportation.
55. *Space exploration* is the exploration of outer space by humans or robots. It has been going on since the mid-20th century and is expected to continue for many years to come.
56. *Space colonization* is the process of establishing permanent human settlements on other planets or in space. It is a long-term goal of many space agencies.
57. *Space mining* is the extraction of minerals or other resources from space. It is still in the early stages of development but has the potential to provide valuable resources for Earth.
58. *Space tourism* is the act of traveling to space for recreational purposes. It is still in the early stages of development but is expected to become a reality in the near future.
59. *Space research* is the study of the universe and the objects within it. It is a broad field that includes astronomy, astrophysics, and planetary science.
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42. *Palliative care* is a type of medical care that focuses on relieving the symptoms and improving the quality of life of patients with serious illnesses. It can be provided alongside curative treatment.
43. *Hospice care* is a type of medical care that is provided to patients who are in the final stages of a terminal illness. It focuses on providing comfort and support to the patient and their family.
44. *End-of-life care* is a type of medical care that is provided to patients who are dying. It focuses on providing comfort and support to the patient and their family.
45. *Death* is the permanent cessation of all biological functions that sustain a living organism. It is a natural part of life.
46. *Life expectancy* is the average number of years a person is expected to live, based on current trends. It is a statistical measure.
47. *Mortality rate* is the number of deaths per 1,000 people per year. It is a measure of the health of a population.
48. *Morbidity rate* is the number of cases of a particular disease per 1,000 people per year. It is a measure of the prevalence of a disease.
49. *Prevalence* is the total number of cases of a particular disease in a population at a given time. It is a measure of the burden of a disease.
50. *Incidence* is the number of new cases of a particular disease in a population over a given period of time. It is a measure of the risk of developing a disease.
51. *Risk factors* are characteristics or behaviors that increase the likelihood of developing a disease. Examples include smoking, obesity, and high blood pressure.
52. *Protective factors* are characteristics or behaviors that decrease the likelihood of developing a disease. Examples include exercise, a healthy diet, and not smoking.
53. *Screening* is a medical procedure that is used to detect a disease or condition before it causes symptoms. It is usually done on a regular basis.
54. *Diagnosis* is the process of identifying a disease or condition. It usually involves a combination of medical history, physical examination, and laboratory tests.
55. *Prognosis* is a prediction of the course of a disease or condition. It is usually based on the results of a diagnosis.
56. *Remission* is a period of time during which the symptoms of a disease or condition are absent or significantly reduced. It is usually a temporary state.
57. *Relapse* is a return of a disease or condition after a period of remission. It is usually a sign that the disease is still present.
58. *Recurrence* is a new episode of a disease or condition that occurs after a period of remission. It is usually a sign that the disease has returned.
59. *Survival rate* is the percentage of people who survive a particular disease or condition for a given period of time. It is a measure of the effectiveness of treatment.
60. *Quality of life* is a measure of a person's overall well-being. It includes physical, mental, and social factors.
61. *Health-related quality of life* is a measure of a person's quality of life that is specifically related to their health. It is a measure of how well a person is able to function despite their illness.
62. *Functional status* is a measure of a person's ability to perform everyday activities. It is a measure of a person's physical and mental capabilities.
63. *Disability* is a condition that makes it difficult for a person to perform everyday activities. It can be physical, mental, or a combination of the two.
64. *Impairment* is a loss or reduction in a person's ability to perform a specific function. It is a measure of a person's physical or mental capabilities.
65. *Limitation* is a restriction on a person's ability to perform a specific function. It is a measure of a person's physical or mental capabilities.
66. *Restriction* is a limitation on a person's ability to perform a specific function. It is a measure of a person's physical or mental capabilities.
67. *Barrier* is a factor that prevents a person from performing a specific function. It can be physical, mental, or social.
68. *Obstacle* is a factor that makes it difficult for a person to perform a specific function. It can be physical, mental, or social.
69. *Challenge* is a situation that requires a person to use their skills and abilities to overcome a difficulty. It is a measure of a person's physical or mental capabilities.
70. *Task* is a specific action or activity that a person is required to perform. It is a measure of a person's physical or mental capabilities.
71. *Activity* is a general term for any action or activity that a person performs. It is a measure of a person's physical or mental capabilities.
72. *Behavior* is a pattern of actions or activities that a person engages in. It is a measure of a person's physical or mental capabilities.
73. *Attitude* is a person's way of thinking or feeling about something. It is a measure of a person's mental capabilities.
74. *Belief* is a person's conviction that something is true or real. It is a measure of a person's mental capabilities.
75. *Opinion* is a person's view or judgment about something. It is a measure of a person's mental capabilities.
76. *Preference* is a person's liking or disliking for something. It is a measure of a person's mental capabilities.
77. *Choice* is a decision that a person makes between two or more options. It is a measure of a person's mental capabilities.
78. *Decision* is a conclusion or judgment reached after considering the available information. It is a measure of a person's mental capabilities.
79. *Conclusion* is a statement or judgment reached after a process of reasoning. It is a measure of a person's mental capabilities.
80. *Summary* is a brief statement of the main points of a longer text. It is a measure of a person's mental capabilities.
81. *Overview* is a general statement about a topic or subject. It is a measure of a person's mental capabilities.
82. *Introduction* is a statement that introduces a topic or subject. It is a measure of a person's mental capabilities.
83. *Conclusion* is a statement that concludes a topic or subject. It is a measure of a person's mental capabilities.
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100. *Summary* is a brief statement of the main points of a longer text. It is a measure of a person's mental capabilities.

PRELIMINARY

PRELIMINARY

County Recorder Certificate

This document was filed for record in the office of the County Clerk and Recorder of Clark County at _____, Ore. on the _____ day of _____, 20____ at Book _____, Page _____, Reception No. _____.

Date and Signature



18-58	Location of Divide View Dr Annexation of County Tracts
	Sec. 36, T3S, R73W
Owner: Lynne Surry 1830 Spruce Street Mesa, Arizona 85204	CLIENT: Bob Bealand
	DATE: 02/02/15

[illegible]

CITY OF IDAHO SPRINGS
Clear Creek County, Colorado

Ordinance No. 22, Series 2019

AN ORDINANCE ANNEXING TO THE CITY OF IDAHO SPRINGS APPROXIMATELY 0.49 ACRES OF LAND IN UNINCORPORATED CLEAR CREEK COUNTY COLORADO, ADJACENT TO THE MONTANE PARK SUBDIVISION, TO BE KNOWN AS THE "BOWLAND-GARNETT ANNEXATION TO THE CITY OF IDAHO SPRINGS"

WHEREAS, the City of Idaho Springs, Colorado ("City") is a statutory city, duly organized and existing under the laws of the state of Colorado; and

WHEREAS, pursuant to the Colorado Municipal Annexation Act, C.R.S. § 31-12-101, *et seq.*, the City possesses the authority to annex real property, thereby adding such property to its municipal territory; and

WHEREAS, the City has received two annexation petitions, submitted in conjunction and coordination with one another, to annex certain property within unincorporated Clear Creek County to the City, such property more particularly described and illustrated on the Annexation Map attached hereto and incorporated herein as **Exhibit A** (the "Property"); and

WHEREAS, by Resolution No. 16, Series 2019, the Idaho Springs City Council ("Council") found that said annexation petition substantially complies with statutory requirements, as set forth under the Colorado Municipal Annexation Act of 1965, C.R.S., 31, 12-101 *et seq.*; and

WHEREAS, after due and proper notice, a public hearing on the proposed annexation was conducted in accordance with Sections 31-12-108 and 109, C.R.S., and after due consideration, the Council finds that the Property is eligible for annexation in that all relevant conditions and requirements set forth in Sections 31-12-104 and 31-12-105, C.R.S., exist or have been met; that no election is required under Section 31-12-107(2), C.R.S.; and that no additional terms and conditions are to be imposed, other than those specified in this Ordinance; and

WHEREAS, the Council further finds and declares that the owners of one hundred percent (100%) of the area to be annexed, exclusive of public streets and rights-of-way, have petitioned for this annexation and that said area is not solely a public street or right-of-way; and

WHEREAS, the Council therefore finds that it is desirable to annex the Property into the City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Idaho Springs, Colorado, as follows:

Section 1. The above and foregoing recitals are incorporated herein by reference and adopted as findings and determinations of the Council.

Section 2. The Council finds that the Property is eligible for annexation in that all relevant

conditions and requirements set forth in Sections 31-12-104 and 31-12-105, C.R.S., exist or have been met; that no election is required under Section 31-12-107(2), C.R.S.; that no additional terms and conditions are to be imposed other than those that may be included in an Annexation Agreement; that the owner of one hundred percent (100%) of the area to be annexed, exclusive of public streets and rights-of-way, has petitioned for this annexation and that said area is not solely a public street or right-of-way.

Section 3. The Property is hereby annexed to and shall be included within the corporate boundaries of the City of Idaho Springs and shall be known as the "Bowland-Garnett Annexation to the City of Idaho Springs." Said annexation shall be complete and effective from the effective date of this Ordinance for all purposes.

Section 4. Terms and conditions of the annexation approved hereby are set forth in an Annexation Agreement, if necessary, and further approved. The Mayor and the City Clerk are authorized and directed to execute such an Annexation Agreement by and on behalf of the City.

Section 5. Promptly following the effective date of this Ordinance, the City Clerk shall complete all filings required of the City to be made by the provisions of Section 31-12-113, C.R.S.

INTRODUCED, READ AND ORDERED PUBLISHED at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 9th day of December, 2019.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

PASSED, ADOPTED AND APPROVED, after publication and public hearing, at a Regular Meeting of the City Council of the City of Idaho Springs, Colorado, held on the 13th day of January 13, 2020.

Michael Hillman, Mayor

ATTESTED AND CERTIFIED:

Diane Breece, City Clerk

CERTIFICATION

I, Diane Breece, City Clerk of the City of Idaho Springs, do hereby certify that the above and foregoing is a true and complete copy of an Ordinance duly adopted and finally-approved by the City Council of the said City at a regular meeting held on _____, 2020.

Diane Breece, City Clerk

EXHIBIT A

BOWLAND-GARNETT ANNEXATION

TO THE CITY OF IDAHO SPRINGS

[Annexation Map]

Within Section 36, T8S, E73W
of the 6th Principle Meridian
City of Idaho Springs, County of Clear Creek

Within Section 36, T8S, E73W
of the 6th Principle Meridian
City of Idaho Springs, County of Clear Creek

the 23, Tuesday : 2nd, the

CASE STUDY

[illegible]

10-11-67
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10-31-67

Approved this _____ day of _____ 2018 by the City Council of the
City of Idaho, to-wit:

Mayor

City Clerk

00-1-70

18-58	Vacation of Divide View Dr Annexation of County Tracts	Sec. 36, T3S, R73W	CLENTI, Bob Eowland	DATE: 02/02/16
				
Case: 02/02/16 Case: 02/02/16		Case: 02/02/16 Case: 02/02/16		

The first two sentences of the first paragraph of the above-mentioned document are as follows: "The Government of the United States of America, in order to promote the welfare of the people of the United States, and to secure the peace and good will of the world, has decided to take certain steps to prevent the exportation of certain articles of commerce to certain countries."

////////// Indicates conformity with current City Limits

Perimeter = 612.62'
 $1/6 \times 612.62' = 102.10'$
Capacity = 201.90'
Area of Bowland-Garnett
Acres: 0.49 acres

County Recorder Certificate

This file was sent for record to the office of the County Clerk
and is under the County Clerk's file of _____ on the
day of _____, 20____ at Book _____, Page _____
No. _____

Get it together

EXHIBIT A

[ANNEXATION MAP – ATTACHED]

DESCRIPTION OF SUBJECT PROPERTIES:

BOWLAND ANNEXATION LEGAL DESCRIPTION

A TRACT OF LAND SITUATED IN SECTION 36, TOWNSHIP 3 SOUTH, RANGE 73 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF CLEAR CREEK, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT AT THE INTERSECTION OF LINE 1-10 OF THE HALL PLACER, M.S. NO. 11793 AND THE CENTERLINE OF AN EXISTING DIRT ROAD KNOWN AS 'MONTANE DRIVE', SAID POINT ALSO BEING AT THE SOUTHERN TERMINUS OF THE CENTERLINE OF MONTANE DRIVE AS PLATTED ON THE MONTANE PARK SUBDIVISION PLAT, FROM WHICH CORNER NO. 1 OF SAID PLACER BEARS N79°59'39"W, A DISTANCE OF 60.54 FEET;
THENCE ALONG SAID CENTERLINE, ON THE ARC OF A CURVE TO THE LEFT, WITH A RADIUS OF 315.51 FEET, AND A CENTRAL ANGLE OF 31°07' 32", FOR AN ARC DISTANCE OF 171.40 FEET TO A POINT ON THE TOWNSHIP LINE BETWEEN SECTION 36, T3S, R73W, AND SECTION 1, T4S, R73W;
THENCE S89°29' 00"E ALONG SAID TOWNSHIP LINE, A DISTANCE OF 53.17 FEET TO LINE 4-1 OF THE ALLEY MAE LODGE, M.S. NO. 17552;
THENCE N44°00' 00"E, ALONG SAID LINE 4-1, A DISTANCE OF 11.45 FEET TO A POINT ON THE CENTERLINE OF AN EXISTING DIRT ROAD KNOWN AS 'DIVIDE VIEW DRIVE';
THENCE N12°02' 12"W, ALONG SAID CENTERLINE, A DISTANCE OF 24.78 FEET;
THENCE ALONG SAID CENTERLINE, ON THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 116.25 FEET, AND A CENTRAL ANGLE OF 64°21' 04", FOR AN ARC DISTANCE OF 130.57 FEET TO A POINT ON SAID LINE 1-10 OF THE HALL PLACER;
THENCE N79°59' 39"W, ALONG SAID LINE 1-10, A DISTANCE OF 116.71 FEET TO THE POINT OF BEGINNING,

EXCEPT UNSPECIFIED RIGHTS OF WAY FOR MONTANE DRIVE AND DIVIDE VIEW DRIVE AS THEY CURRENTLY EXISTS.

AND EXCEPT ANY VALID EXISTING EASEMENTS OR RIGHTS OF WAY EXISTING AT THE TIME OF CONVEYANCE.

This newly created legal description was prepared by:

Greg Markle

Clear Creek Surveying

P.O. Box 1571, Idaho Springs

Colorado, 80452

02/12/01

GARNETT ANNEXATION LEGAL DESCRIPTION

A TRACT OF LAND SITUATED IN SECTION 36, TOWNSHIP 3 SOUTH, RANGE 73 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF CLEAR CREEK, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT AT THE INTERSECTION OF LINE 1-10 OF THE HALL PLACER, M.S. NO. 11793 AND THE CENTERLINE OF AN EXISTING DIRT ROAD KNOWN AS 'DIVIDE VIEW DRIVE', FROM WHICH CORNER NO. 1 OF SAID PLACER BEARS N79°59'39"W, A DISTANCE OF 177.25 FEET;
THENCE ALONG SAID CENTERLINE, ON THE ARC OF A CURVE TO THE LEFT, WITH A RADIUS OF 116.25 FEET, AND A CENTRAL ANGLE OF 64°21' 04", FOR AN ARC DISTANCE OF 130.57 FEET;
THENCE CONTINUING ALONG SAID CENTERLINE S12°02' 12"E, A DISTANCE OF 24.78 FEET TO A POINT ON LINE 4-1 OF THE ALLEY MAE LODGE, M.S. NO. 17552;
THENCE N44°00' 00"E, ALONG SAID LINE 4-1, A DISTANCE OF 174.70 FEET TO A POINT ON SAID LINE 1-10 OF THE HALL PLACER;
THENCE N79°59' 39"W, ALONG SAID LINE 1-10, A DISTANCE OF 85.19 FEET TO THE POINT OF BEGINNING,

EXCEPT UNSPECIFIED RIGHTS OF WAY FOR DIVIDE VIEW DRIVE AS IT CURRENTLY EXISTS.

AND EXCEPT ANY VALID EXISTING EASEMENTS OR RIGHTS OF WAY EXISTING AT THE TIME OF CONVEYANCE.

This newly created legal description was prepared by:
Greg Markle
Clear Creek Surveying
P.O. Box 1571, Idaho Springs
Colorado, 80452
02/02/01

	A	D	E	F	G	H	I	J	K	L	M	N	O
	CITY OF IDAHO SPRINGS, COLORADO												
	2019 Monthly Financial Report												
	November, 2019												
			01-Nov-19										30-Nov-19
	<u>Fund</u>		<u>Beginning Cash</u>	<u>Receipts</u>	<u>Transfers In</u>	<u>Disbursements</u>	<u>Transfers Out</u>						<u>Ending Cash</u>
5													
6	Water Fund												
7		Water Operating	(\$389,941)	\$100,177	\$0	(\$1,896)	\$0						488,250
8		Water CIP	\$295,677	\$0	\$0	(\$30,067)	\$0						\$265,610
9	Total Water		(\$94,264)	\$100,177	\$0	(\$31,963)	\$0						\$753,859
10													
11	Wastewater Fund												
12		Wastewater Operating	\$442,000	\$70,591	\$0	\$0	\$0						\$512,591
13		Wastewater CIP	(\$2,701,802)	\$888,007	\$0	(\$589,037)	\$0						(\$2,402,832)
14	Total Wastewater		(\$2,259,802)	\$958,598	\$0	(\$589,037)	\$0						(\$1,890,241)
15													
16	General		\$1,840,962	\$36,562	\$0	(\$73,970)	\$0						\$1,803,553
17	Sales Tax Improvement		\$1,905,703	\$829,491	\$0	\$0	\$0						\$2,735,195
18	Conservation Trust		\$57,160	\$327	\$0	\$0	\$0						\$57,487
19	Storm Water Utility		\$154,251	\$0	\$0	(\$26,425)	\$0						\$127,826
20	Hanson Cemetery Trust		\$9,404	\$0	\$0	\$0	\$0						\$9,404
21	Cemetery Trust		\$100,089	\$326	\$0	\$0	\$0						\$100,415
22	Police Pension		(\$10,298)	\$0	\$0	(\$1,147)	\$0						(\$11,445)
23	TOTAL - FUNDS		\$4,057,271	\$1,925,481	\$0	(\$722,542)	\$0						\$3,686,052.37
24													
25	1% Street Sales Tax/Bonds		\$4,412,505	\$67,173	\$0	(\$853,131)	\$0						\$3,626,546
26	Ramp Fund		\$1,328,657	\$351		(\$359)	0						\$1,328,649
32							\$0						\$8,641,248
33													
35	BANK/CASH SUMMARY												
36			Bank Accts		Petty Cash & Court								
37			Operating/Investments				Total						
38	Operating Checking		525,004.64				525,004.64						
39	Money Market		2,355,823.70				2,355,823.70						
40	Payroll Checking		618,674.36				618,674.36						
41	Colostrust		476,235.71				476,235.71						
42	CSAFE		2,441,641.45				2,441,641.45						
43	Petty Cash (All Depts.)			3,900.00			3,900.00						
50	Returned check uncollected			0.00			1,173.01						
52	TOTAL			6,418,552.87			6,422,452.87						
53	CSAFE Street Bonds			2,017,041.08			2,017,041.08						
54	COLOTRUST Ramp Account			200,251.77			200,251.77						
55	TOTAL			8,641,248.11			8,639,745.72						

Office of the City Administrator

To: Mayor and City Council
From: Andrew Marsh
Date: January 13, 2020
Subject: Administrative Update

Requests for Action:

- Motion to approve awarding Sean Eno of Xtreme Footwerks at 222 17th Avenue a \$2,500 Facade Improvement Mini Grant for his project to improve his building's façade and access.
- Motion to approve and authorize the Mayor to sign an Engagement Letter from Mayberry & Company, LLC dated December 11, 2019 in the amount of \$9,600 for 2019 and \$9,900 for 2020 to conduct the annual audit of the City's financial statements.
- Motion to approve and authorize the Mayor to sign an Engagement Letter from Butler Snow dated December 16, 2019 in the amount of \$20,000 to serve as bond counsel for the loan agreements with the Colorado Water Resources and Power Development Authority in connection with Project 2 of the Wastewater Treatment Plant Expansion.

Updates:

- After an internal recruitment process, Management Intern Jonathan Cain was selected for the position of Assistant City Administrator. Congratulations, Jon!
- Attached is a City Community Update that Jon will be preparing periodically and is posted at various locations including the post office, Safeway, the visitor center, the senior center, and the recreation center. This information is also available on the City's website.
- Attended on December 5 the Floyd Hill Technical Team meeting at the CDOT offices in Golden. The Technical Team involves stakeholders with the project to redesign and widen Interstate 70 between the Veterans Memorial Tunnels and the top of Floyd Hill.
- Staff attended on December 5 the Community Meeting for the proposed apartments project at 2800 Miner Street.
- The Mayor attended on December 6 the Colorado Municipal League Policy Committee meeting in Denver.
- Staff met on December 6 with representatives of CDOT, the County and property owners regarding the design of the Greenway project along East Idaho Springs Road (County Road 314).

- Staff attended on December 9 a Community Meeting with residents of the Pine Slope neighborhood regarding proposed residential development.
- Jon facilitated on December 10 a meeting of the Parking Task Force.
- Staff participated on December 11 in a meeting with JVA Engineering regarding the design of the new Public Works Facility.
- Attended on December 12 the City Employee Holiday Party at the Wildfire restaurant.
- Staff attended on December 16 a Community Forum at Carlson Elementary School to provide an update and receive public comment on various programs and projects.
- Jon attended on December 17 a Housing Work Session with the Board of County Commissioners in Georgetown.
- Staff met on December 18 with the new County Census Coordinator, Ulla-Carin.
- Staff met on December 19 with representatives of History Colorado regarding the grant award for the historic survey of Idaho Springs.
- The Mayor and staff met on January 2 with representatives of CDOT regarding recent closures of Interstate 70.
- Jon facilitated on January 7 a meeting of the Parking Task Force.
- Staff met on January 8 with Tim Mayberry in preparation for the 2019 financial audit.
- The Mayor and staff met on January 8 to review the 12 applications for Municipal Court Judge. Our current Judge, Ford Wheatley, has announced his retirement.
- Staff participated on January 8 in the Planning Commission work session to update the Short-Term Rental Ordinance and to receive a briefing on the design of the new Public Works Facility.

Upcoming Events:

- City offices will be closed on Monday, January 20 in observance of the Martin Luther King, Jr. holiday. There will be a City Council work session on Tuesday, January 21 at 6:00 p.m.
- The Historic Preservation Review Commission will be meeting on January 21 at 4:30 p.m. Included on the agenda are the Historic Sites and Facilities Agreement and the historic survey project.

Mayberry & Company, LLC

Certified Public Accountants

Member of the American Institute of Certified Public Accountants
Governmental Audit Quality Center
and Private Company Practice Section

December 10, 2019

To City of Idaho Springs
PO Box 907
Idaho Springs, CO

We are pleased to confirm our understanding of the services we are to provide City of Idaho Springs for the year ended December 31, 2019 and 2020. We will audit the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of City of Idaho Springs as of and for the year ended December 31, 2019 and 2020. Accounting standards generally accepted in the United States of America provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement City of Idaho Springs' 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. As part of our engagement, we will apply certain limited procedures to City of Idaho Springs' RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding 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 will 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. The following RSI is required by U.S. generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

1) Management's Discussion and Analysis.

We have also been engaged to report on supplementary information other than RSI that accompanies City of Idaho Springs' financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America, and we will provide an opinion on it in relation to the financial statements as a whole, in a report combined with our auditor's report on the financial statements:

- 1) Combining and individual fund financial statements
- 2) Local Highway Finance Report

Audit Objective

The objective of our audit is the expression of opinions as to whether your financial statements are fairly presented, in all material respects, in conformity with generally accepted accounting principles and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the financial statements as a whole. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and will include tests of the accounting records and other procedures we consider necessary to enable us to express such opinions. We will issue a written report upon completion of our audit of City of Idaho Springs' financial statements. Our report will be addressed to City Council of City of Idaho Springs. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions are other than unmodified, we will discuss the reasons with you in advance.

If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or may withdraw from this engagement.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. 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 will plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the government or to acts by management or employees acting on behalf of the government.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, fraudulent financial reporting, or misappropriation of assets that comes to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include tests of the physical existence of inventories, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures—Internal Control

Our audit will include obtaining an understanding of the government and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of City of Idaho Springs' compliance with the provisions of applicable laws, regulations, contracts, and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Other Services

We will also prepare the financial statements of City of Idaho Springs in conformity with U.S. generally accepted accounting principles based on information provided by you. We will perform the services in accordance with applicable professional standards. The other services are limited to the financial statement services previously defined. We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities.

Management Responsibilities

Management is responsible for designing, implementing, and maintaining effective internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with U.S. generally accepted accounting principles.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial

statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the government complies with applicable laws and regulations.

You are responsible for the preparation of the supplementary information in conformity with U.S. generally accepted accounting principles. You agree to include our report on the supplementary information in any document that contains and indicates that we have reported on the supplementary information. You also agree to [include the audited financial statements with any presentation of the supplementary information that includes our report thereon OR make the audited financial statements readily available to users of the supplementary information no later than the date the supplementary information is issued with our report thereon]. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the supplementary information in accordance with GAAP; (2) you believe the supplementary information, including its form and content, is fairly presented in accordance with GAAP; (3) the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

You agree to assume all management responsibilities for financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Engagement Administration, Fees, and Other

We may from time to time and depending on the circumstances, use third-party service providers in serving your account. We may share confidential information about you with these service providers, but remain committed to maintaining the confidentiality and security of your information. Accordingly, we maintain internal policies, procedures, and safeguards to protect the confidentiality of your personal information. In addition, we will secure confidentiality agreements with all service providers to maintain the confidentiality of your information and we will take reasonable precautions to determine that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others. In the event that we are unable to secure an appropriate confidentiality agreement, you will be asked to provide your consent prior to the sharing of your confidential information with the third-party service provider. Furthermore, we will remain responsible for the work provided by any such third-party service providers.

We understand that your employees will prepare all cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

We expect to begin our audit on an agreed upon time and to issue our reports no later than June 30, 2019. Timothy Mayberry is the engagement partner and is responsible for supervising the engagement and signing the report or authorizing another individual to sign it.

Our fee for these services will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.) except that we agree that our gross fee, including expenses will not exceed \$9,600 for 2019 and \$9,900 for 2020 as long as a signal audit is not required. If a single audit is needed an additional fee of \$3,000 will be added. Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 30 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not

completed our report. You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

We appreciate the opportunity to be of service to City of Idaho Springs and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,

Mayberry & Company, LLC

RESPONSE:

This letter correctly sets forth the understanding of City of Idaho Springs.

Management signature: _____

Title: _____

Date: _____

Governance signature: _____

Title: _____

Date: _____

BUTLER | SNOW

December 16, 2019

VIA E-MAIL

City Council
City of Idaho Springs
P.O. Box 907
1711 Miner Street
Idaho Springs, Colorado 80452

Attn: Andrew Marsh, City Administrator

RE: Proposed Loan Agreement from the Colorado Water Resources and Power Development Authority to the City of Idaho Springs, Colorado acting by and through its Water Activity Enterprise

Dear Andy:

We are pleased to confirm our engagement as bond counsel to the City of Idaho Springs (the "City"). We appreciate your confidence in us and will do our best to continue to merit it. This letter sets forth the role we propose to serve and the responsibilities we propose to assume as bond counsel to the City in connection with the proposed Design and Engineering Loan Agreement and Direct Loan Agreement (collectively, the "Loan Agreement"), each between the Colorado Water Resources and Power Development Authority (the "Authority") and the City.

Personnel. Kim Crawford will be principally responsible for the work performed by Butler Snow LLP on your behalf and she will report to and take direction from you. Where appropriate, certain tasks may be performed by other attorneys or paralegals. At all times, however, Kim will coordinate, review, and approve all work completed for the City.

Scope of Responsibilities. Bond counsel is engaged as a recognized independent expert whose primary responsibility is to render an objective legal opinion with respect to the authorization and issuance of obligations such as the Loan Agreement. In our capacity as bond counsel, we will: examine applicable law; prepare or review authorizing and operative documents; consult with the parties to the transaction prior to the closing on the Loan Agreement; review certified proceedings of the City; and undertake such additional duties as we deem necessary to render the opinion. Subject to the completion of proceedings to our satisfaction, we will render our opinion relating to the validity of the Loan Agreement and the enforceability of the security for the Loan Agreement.

In rendering our opinion, we will rely upon the City's certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation. Our opinion on the Loan

1801 California Street
Suite 5100
Denver, CO 80202

KIMBERLEY K. CRAWFORD
720.330.2354
kim.crawford@butlersnow.com

T 720.330.2300
F 720.330.2301
www.butlersnow.com

Agreement will be executed and delivered by us in written form on the date the Loan Agreement is executed and delivered (the "Closing") and will be based on facts and law existing as of its date. Upon delivery of the opinion, our responsibilities as bond counsel will be concluded with respect to this financing.

Our services as bond counsel are limited to those contracted for explicitly herein; the City's execution of this letter constitutes as acknowledgement of those limitations. Specifically, but without implied limitation, our responsibilities do not include any representation by Butler Snow LLP in connection with any IRS audit or any litigation involving the City or the Loan Agreement, or any other matter.

Attorney-Client Relationship. In performing our services as bond counsel, the City will be our client and an attorney-client relationship will exist between us. We will represent the interests of the City rather than its City Council, its individual members, or the City's employees. We assume that other parties to the transaction will retain such counsel as they deem necessary and appropriate to represent their interests in this transaction.

Conflicts of Interest. Our firm sometimes represents, in other unrelated transactions, certain of the financial institutions that may be involved in this transaction, such as underwriters, credit enhancers, and banks that act as paying agents or trustees. We do not believe that any of these representations will materially limit or adversely affect our ability to represent the City in connection with the Loan Agreement, even though such representations may be characterized as adverse under the Colorado Rules of Professional Conduct (the "Rules"). In any event, during the term of our engagement hereunder, we will not accept a representation of any of these parties in any matter in which the City is an adverse party. However, pursuant to the Rules, we do ask that you consent to our representation of such parties in transactions that do not directly or indirectly involve the City. Your execution of this letter will signify the City's prospective consent to such adverse representations in matters unrelated to the Loan Agreement while we are serving as bond counsel hereunder.

Fee Arrangement. Based upon our current understanding of the terms, structure, size and schedule of the financing, the responsibilities we will undertake pursuant to this letter, the time we anticipate devoting to the financing, and the skill and experience required to complete the services properly, we estimate that our fee as bond counsel will be \$20,000. Such fee may vary: (i) if the principal amount of Loan actually issued differs significantly from what is anticipated, (ii) if material changes in the structure of the financing occur, or (iii) if unusual or unforeseen circumstances arise which require a significant increase in our time or our responsibilities. If, at any time, we believe that circumstances require an adjustment of our original fee estimate, we will consult with you.

We understand and agree that our contingent fees will be paid at Closing out of Loan proceeds. If the financing is not consummated, we understand and agree that we will not be paid.

Document Retention. At or within a reasonable period after Closing, we will review the file to determine what materials should be retained as a record of our representation and those that are no longer needed. We will provide you with a copy of the customary transcript of documents after Closing and will return any original documents obtained from you (if a copy is not included in the transcript). Our document retention policy is attached hereto.

Termination of Engagement. Upon delivery of our approving opinion, our responsibilities as bond counsel will terminate with respect to the Loan Agreement, and our representation of the City and the attorney-client relationship created by this engagement letter will be concluded. Should the City seek the advice of bond counsel on a post-closing matter or seek other, additional legal services, we would be happy to discuss the nature and extent of our separate engagement at that time.

Approval. If the foregoing terms of this engagement are acceptable to you, please so indicate by returning a copy of this letter signed by the officer so authorized, keeping a copy for your files.

We are pleased to have the opportunity to serve as your bond counsel and special counsel and look forward to a mutually satisfactory and beneficial relationship. If at any time you have questions concerning our work or our fees, we hope that you will contact us immediately.

BUTLER SNOW LLP

By: *Kevin Crang*

ACCEPTED AND APPROVED:

CITY OF IDAHO SPRINGS, COLORADO

By: _____

Title: _____

Date: _____

KKC/jw
Enclosure

**NOTICE TO CLIENTS OF BUTLER SNOW'S
RECORD RETENTION & DESTRUCTION POLICY FOR CLIENT FILES**

Butler Snow maintains its client files electronically. Ordinarily, we do not keep separate paper files. We will scan documents you or others send to us related to your matter to our electronic file for that matter and will ordinarily retain only the electronic version while your matter is pending. **Unless you instruct us otherwise, once such documents have been scanned to our electronic file, we will destroy all paper documents provided to us.** If you send us original documents that need to be maintained as originals while the matter is pending, we ordinarily will scan those to our client file and return the originals to you for safekeeping. Alternatively, you may request that we maintain such originals while the matter is pending. If we agree to do that, we will make appropriate arrangements to maintain those original documents while the matter is pending.

At all times, records and documents in our possession relating to your representation are subject to Butler Snow's Record Retention and Destruction Policy for Client Files. Compliance with this policy is necessary to fulfill the firm's legal and ethical duties and obligations, and to ensure that information and data relating to you and the legal services we provide are maintained in strict confidence at all times during and after the engagement. All client matter files are subject to these policies and procedures.

At your request, at any time during the representation, you may access or receive copies of any records or documents in our possession relating to the legal services being provided to you, excluding certain firm business or accounting records. We reserve the right to retain originals or copies of any such records or documents as needed during the course of the representation.

Unless you instruct us otherwise, once our work on this matter is completed, we will designate your file as a closed file on our system and will apply our document retention policy then in effect to the materials in your closed files. At that time, we ordinarily will return to you any original documents we have maintained in accordance with the preceding paragraph while the matter was pending. Otherwise, we will retain the closed file materials for our benefit and subject to our own policies and procedures concerning file retention and destruction. Accordingly, if you desire copies of any documents (including correspondence, e-mails, pleadings, contracts, agreements, etc.) related to this matter or generated while it was pending, you should request such copies at the time our work on this matter is completed.

You will be notified and given the opportunity to identify and request copies of such items you would like to have sent to you or someone else designated by you. You will have 30 days from the date our notification is sent to you to advise us of any items you would like to receive. You will be billed for the expense of assimilating, copying and transmitting such

records. We reserve the right to retain copies of any such items as we deem appropriate or necessary for our use. Any non-public information, records or documents retained by Butler Snow and its employees will be kept confidential in accordance with applicable rules of professional responsibility.

Any file records and documents or other items not requested within 30 days will become subject to the terms of Butler Snow's Record Retention and Destruction Policy for Client Files and will be subject to final disposition by Butler Snow at its sole discretion. Pursuant to the terms of Butler Snow's Record Retention and Destruction Policy for Client Files, all unnecessary or extraneous items, records or documents may be removed from the file and destroyed. The remainder of the file will be prepared for closing and placed in storage or archived. It will be retained for the period of time established by the policy for files related to this practice area, after which it will be completely destroyed. This includes all records and documents, regardless of format.

While we will use our best efforts to maintain confidentiality and security over all file records and documents placed in storage or archived, to the extent allowed by applicable law, Butler Snow specifically disclaims any responsibility for claimed damages or liability arising from damage or destruction to such records and documents, whether caused by accident; natural disasters such as flood, fire, or wind damage; terrorist attacks; equipment failures; breaches of Butler Snow's network security; or the negligence of third-party providers engaged by our firm to store and retrieve records.

December 31, 2019



City of Idaho Springs Community Update

Happy New Year!

Upcoming Meetings and Events

All meetings to be held at City Hall, 1711 Miner Street

January 8, 2020 | 6 PM | Planning Commission

The agenda includes discussion of our Short Term Rental

January 13, 2020 | 6:15 PM | City Council Work Session

The agenda includes discussion of the Recall Election for Mayor.

January 13, 2020 | 7:00 PM | City Council Meeting

The agenda includes setting a date for the Recall Election for

January 20, 2020 | Martin Luther King Holiday | City Offices are Closed

January 21, 2020 | 5:15 PM | Historic Preservation Review Commission (HPRC) Meeting

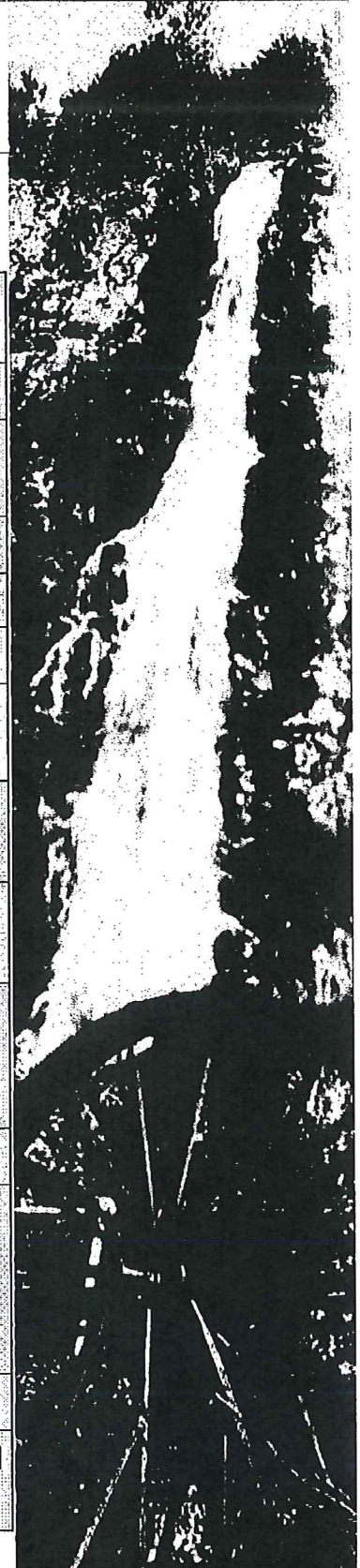
The agenda includes discussion of future options for oversight of historic City owned sites and facilities and an update on the upcoming survey plan for historic properties.

January 21, 2020 | 5:30 PM | City Council Work Session

The agenda includes an update from the County's new Census Count 2020 Coordinator. The Parking Task Force will be making a recommendation about Managed Parking in the City, and there will be an update on the new Public Works Facility.

January 27, 2020 | 6:00 PM | City Council Meeting

The agenda includes consideration of an updated Historic Sites and Facilities Agreement with the Historical Society of Idaho Springs.



Jurisdiction Building Performance Report													
IDSP - Idaho Springs													
Date Range: 01/01/2019 - 12/31/2019													
	Residential				Commercial				One Stop	Other	Total		
	Residential New Alteration	Residential Miscellaneous	Residential One Stop	Commercial New	Commercial Alteration	Commercial Miscellaneous	Commercial One Stop						
Inspection Activity													
Number of Inspections	9	27	0	0	36	81	0	0	92	0	245		
Number Passed	7	24	0	0	27	73	0	0	89	0	220		
Inspection Passed %	77.78 %	88.89 %	0.00 %	0.00 %	75.00 %	90.12 %	0.00 %	0.00 %	96.74 %	0.00 %	89.80 %		
% Completed on Sched Date											100.00 %		
Permit Activity													
Applications Filed	2	10	0	0	4	15	0	0	65	0	96		
Valuation - Applications	9,500,000.00	137,600.00	0.00	0.00	9,010,001.00	927,628.73	0.00	0.00	273,659.94	0.00	19,848,889.67		
Permits Issued	2	11	0	0	4	15	0	0	62	0	94		
Valuation - Issued	9,500,000.00	144,530.00	0.00	0.00	4,160,001.00	1,074,928.73	0.00	0.00	251,399.94	0.00	15,130,859.67		
Avg wk days submit to issue	72	16	0	0	80	32	0	0	2	0	13		
Total fees billed	56,947.34	2,630.05	0.00	0.00	19,736.00	12,294.29	0.00	0.00	4,668.84	0.00	96,276.52		
Avg fees/permit (billed)	28,473.67	239.10	0.00	0.00	4,934.00	819.62	0.00	0.00	75.30	0.00	1,024.22		
Total fees paid	71,184.18	5,708.40	0.00	0.00	43,338.30	30,965.90	0.00	0.00	9,534.10	0.00	160,730.88		
Avg fees/permit (all fees)	35,592.09	518.95	0.00	0.00	10,834.58	2,064.39	0.00	0.00	153.78	0.00	1,709.90		
Voided Permits													
Number of Voided permits	0	0	0	0	0	0	0	0	4	0	4		
Plan Reviews - Submittals													
Initial Submittals Received	4	11	0	0	5	26	0	0	2	0	48		
Resubmittals Received	0	1	0	0	0	0	0	0	0	0	1		
Total Submittals Received	4	12	0	0	5	26	0	0	2	0	49		
Approved Submittals	4	13	0	0	6	26	0	0	2	0	51		
Plan Reviews - Reviews													
Total Plan Reviews Completed	4	13	0	0	6	26	0	0	2	0	51		
Total Plan Reviews Created	4	12	0	0	5	26	0	0	2	0	49		
Total Approved Plan Reviews	4	13	0	0	6	26	0	0	2	0	51		

Jurisdiction Building Performance Report														
IDSP - Idaho Springs														
Date Range: 10/01/2019 - 12/31/2019														
	Residential				Commercial				One Stop	Other	Total			
	Residential New	Residential Alteration	Residential Miscellaneous	Residential One Stop	Commercial New	Commercial Alteration	Commercial Miscellaneous	Commercial One Stop						
Inspection Activity														
Number of Inspections	9	5	0	0	7	32	0	0	33	0	86			
Number Passed	7	5	0	0	2	24	0	0	32	0	70			
Inspection Passed %	77.78 %	100.00 %	0.00 %	0.00 %	28.57 %	75.00 %	0.00 %	0.00 %	96.97 %	0.00 %	81.40 %			
% Completed on Sched Date											100.00 %			
Permit Activity														
Applications Filed	0	3	0	0	1	2	0	0	24	0	30			
Valuation - Applications	0.00	18,400.00	0.00	0.00	5,000,000.00	22,322.00	0.00	0.00	149,815.27	0.00	5,190,537.27			
Permits Issued	0	5	0	0	0	3	0	0	25	0	33			
Valuation - Issued	0.00	108,900.00	0.00	0.00	0.00	252,322.00	0.00	0.00	133,555.27	0.00	494,777.27			
Avg wk days submit to issue	0	30	0	0	0	17	0	0	5	0	10			
Total fees billed	0.00	566.20	0.00	0.00	0.00	560.92	0.00	0.00	2,004.00	0.00	3,131.12			
Avg fees/permit (billed)	0.00	113.24	0.00	0.00	0.00	186.97	0.00	0.00	80.16	0.00	94.88			
Total fees paid	0.00	3,200.01	0.00	0.00	0.00	6,914.03	0.00	0.00	4,283.34	0.00	14,397.38			
Avg fees/permit (all fees)	0.00	640.00	0.00	0.00	0.00	2,304.68	0.00	0.00	171.33	0.00	436.28			
Voided Permits														
Number of Voided permits	0	0	0	0	0	0	0	0	3	0	3			
Plan Reviews - Submittals														
Initial Submittals Received	0	4	0	0	0	3	0	0	0	0	7			
Resubmittals Received	0	1	0	0	0	0	0	0	0	0	1			
Total Submittals Received	0	5	0	0	0	3	0	0	0	0	8			
Approved Submittals	0	6	0	0	0	4	0	0	0	0	10			
Plan Reviews - Reviews														
Total Plan Reviews Completed	0	6	0	0	0	4	0	0	0	0	10			
Total Plan Reviews Created	0	5	0	0	0	3	0	0	0	0	8			
Total Approved Plan Reviews	0	6	0	0	0	4	0	0	0	0	10			

To: Mayor and City Council
From: Diane Breece, City Clerk
Date: January 10, 2020
Subject: Staff Report

- ✓ Attended the Planning Commission work session on Jan. 8
- ✓ Reviewed potential candidates resumes for the Municipal Judge with City Administrator, Court Clerk and the Mayor.
- ✓ Issued Hotel and Restaurant liquor license renewal for Marion's
- ✓ Issued Retail Marijuana renewals for Mountain Medicinals
- ✓ Packet review/prep, minutes, special events, payroll, short term rentals

Recall Election

Petition

Letter of Sufficiency

Conduct of the Recall Election

Election process options:

1. Election consultant
2. Other outside sources e.g. attorneys
3. In-house (City staff)

Motion:

Move to approve the method of _____ in conducting the recall election.



OFFICE OF THE CITY CLERK

CERTIFICATION OF RECALL PETITION SUFFICIENCY

ISSUED TO: Mayor Michael Hillman and the Members of the Idaho Springs City Council

ISSUED BY: Diane Breece, City Clerk

DATE: January 13, 2020

In accordance with C.R.S. § 31-4-503(4), I hereby issue this Certification of Recall Petition Sufficiency for the Petition to Recall Michael Hillman from the Office of Mayor of the City of Idaho Springs, filed with the Idaho Springs City Clerk's Office on December 6, 2019.

This Certification of Recall Petition Sufficiency is based on the following findings:

- The signed petition was timely filed within 60 days of being approved as to form
- The signed petition sections each had attached thereto the required affidavits
- The petition has been signed by the requisite number of registered City electors
 - Requisite number = 77 (25% of 308 votes cast for office of Mayor in 2017)
 - Verified number of registered elector signatures = 142

Issued and presented to the City Council at its regular business meeting conducted this 13th day of January, 2020.

Diane Breece

Diane Breece, City Clerk

WARNING
IT IS AGAINST THE LAW:

For anyone to sign this petition with any name other than one's own or to knowingly sign one's name more than once for the same measure or to sign such petition when not a registered elector.

Do not sign this petition unless you are a registered elector. To be a registered elector, you must be a citizen of Colorado and registered to vote in the City of Idaho Springs.

Do not sign this petition unless you have read or have had read to you the proposed measure in its entirety and understand its meaning.

Petition to recall Michael Hillman from the office of Mayor, City of Idaho Springs (Clear Creek County)

The undersigned eligible electors of the City of Idaho Springs demand an election of a successor to Michael Hillman as Mayor of the City of Idaho Springs. A committee composed of Amanda M. Kowalewski, 1129 Colorado Blvd. Idaho Springs, CO 80452; Janet L. Diederichs, 175 Virginia Canyon Rd. Idaho Springs, CO 80452; and Candace L. Voisard 1114 Miner St. Idaho Springs, CO 80452 represent the signers in all matters affecting the petition.

General statement of the grounds on which the recall is sought:

We the undersigned registered voters, request and election to recall Idaho Springs Mayor Michael Hillman for the following reasons:

- Significant erosion of public confidence in City government during his administration.
- Failure to adequately supervise planning staff and, by failing to do so, allowing decisions to be made at staff level without public input or review that profoundly impact the property rights and quality of life of Idaho Springs residents.
- Allowing unresolved conflicts of interest by City Council members to occur.

1	Printed Name William V. K. Macy	Signature <i>William V. K. Macy</i>	Date 11/15/19
	Physical Address 1601 Colorado Blvd. Apt 22 E.S. CO		
2	Printed Name Jackson Paul Morgan Jr	Signature <i>Jackson Paul Morgan Jr</i>	Date 11/15/19
	Physical Address 30 MONTANE DR. IDAHO SPRINGS, CO		
3	Printed Name Kenneth Eugene Reid	Signature <i>Kenneth Eugene Reid</i>	Date 11-15-19
	Physical Address 1501 Colorado Blvd 80452		
4	Printed Name JOSEPH R WESTERMAN	Signature <i>Joseph R Westerman</i>	Date 12-15-19
	Physical Address 750 WATERWATER RD, IDAHO SPRINGS, CO		
5	Printed Name Benjamin Andrew Morgan	Signature	Date
	Physical Address <i>Benjamin Andrew Morgan</i>		
6	Printed Name Benjamin Andrew Morgan	Signature <i>Benjamin Andrew Morgan</i>	Date 11-16-19
	Physical Address 30 Montane Dr. Idaho Springs, CO		
7	Printed Name 139 Virginia Canyon Rd Idaho Springs	Signature	Date
	Physical Address		
8	Printed Name MICHAEL JOSEPH DEHMAN	Signature <i>Michael Joseph Dehman</i>	Date 11/17/19
	Physical Address 139 Virginia Canyon Rd. Idaho Springs		
9	Printed Name MICHELLE DALEUE ZEBROSKI	Signature <i>Michelle Zebroski</i>	Date 11-18-19
	Physical Address 1205 MINER ST. E.S. CO 80452		
10	Printed Name RUBEN F. GOERINGEN	Signature <i>Ruben F Goeringer</i>	Date 11-19-19
	Physical Address 1918 VIRGINIA ST, Idaho Springs		

Diane Breece, City Clerk

From: Brenda Corbett <bcorbett@clearcreekcounty.us>
Sent: Tuesday, December 17, 2019 11:21 AM
To: Diane Breece, City Clerk
Cc: Sherri Allen; Connie Olivas
Subject: RE: Recall Election

Good morning, Diane,

I've been on the phone this morning with the legal department at the SOS office and the Secretary of State County Regulation and Support Manager, and they strongly advised me to not conduct this recall election. I'm afraid I'm going to have to decline your request. County Clerks don't usually get involved with municipal recalls, unless they are included on a general election ballot.

The SOS office recommended that you contact Karen Goldman at the Colorado Municipal League for assistance, and also that you run the election under Municipal Election Code, and not Title 1. That would simplify some things and allow you to run it as a mail ballot only election, and you wouldn't have to pay for any equipment programming. It could be a simple paper ballot and hand-tally. We have privacy voting booths that we lend out to the towns if you need those.

I just don't have the resources in my staffing and election judges to add another election to the three we've got coming up. My deadlines start January 3rd for the March 3rd Presidential Primary, and start overlapping with the June Primary after that. My equipment vendor has also said that they may not have the resources to program another election; in that case, I would have to contract with another city or county and we are all in the same boat right now with our schedules.

Please count me as a resource to help you find out anything you may need to know.

Kind Regards,



Brenda L. Corbett
Clear Creek County Clerk and Recorder
Phone: 303.679.2341
Fax: 303.679.2416
Email: bcorbett@clearcreekcounty.us
405 Argentine St / PO Box 2000
Georgetown, CO 80444-2000
www.clearcreekcounty.us

[Please note my new email address, and add this to your safe-sender's list]

From: Diane Breece, City Clerk [mailto:cityclerk@idahospringsco.com]
Sent: Monday, December 16, 2019 12:47 PM
To: Brenda Corbett
Subject: RE: Recall Election

I appreciate your time.

From: Brenda Corbett [mailto:bcorbett@clearcreekcounty.us]
Sent: Monday, December 16, 2019 12:36 PM
To: Diane Breece, City Clerk <cityclerk@idahospringsco.com>
Subject: RE: Recall Election

I am looking into the costs and logistics of all of this with my vendors, and will have to see if I can swing it with the Presidential Primary being on March 3rd. Give me 48 hrs, and I will try to give you a yes or no before then.



Brenda L. Corbett
Clear Creek County Clerk and Recorder
Phone: 303.679.2341
Fax: 303.679.2416
Email: bcorbett@clearcreekcounty.us
405 Argentine St / PO Box 2000
Georgetown, CO 80444-2000
www.clearcreekcounty.us

[Please note my new email address, and add this to your safe-sender's list]

From: Diane Breece, City Clerk [mailto:cityclerk@idahospringsco.com]
Sent: Monday, December 16, 2019 12:10 PM
To: Brenda Corbett
Subject: Recall Election

Brenda,

I know you have indicated that Clear Creek County is under no obligation to conduct a recall election for the City of Idaho Springs but in preparation for presenting the recall to City Council on January 13, 2020 please consider this as a formal request to conduct a recall election somewhere between February 12, 2020 and April 13, 2020 for the City of Idaho Springs.

Thank you,

Diane Breece, City Clerk

City of Idaho Springs

O: 303-567-4421

www.idahospringsco.com



Karen Goldman
6558 W. Oregon Ave.
Lakewood, CO 80232

EDUCATION:

University of Illinois, B.A.
University of Texas, M.L.S.

RELEVANT WORK EXPERIENCE:

City Recorder, Eugene, Oregon
City Clerk, Lakewood, Colorado
Secretary of the Senate, Colorado
Deputy City Clerk, Aurora, Colorado

CURRENT EMPLOYMENT:

Consultant, Municipal Clerk Advisor Program, Colorado Municipal League
(CML)

RELEVANT ELECTION EXPERIENCE:

Hearing officer (citizen initiatives, recalls) – partial list

Aspen
Monument
Cripple Creek
Broomfield
Englewood
Castle Rock
Elizabeth
Nederland

Oversight/management of elections

Lone Tree
Erie
Larkspur
Elizabeth

Provides training through the Colorado Municipal Clerks' Association (CMCA)

Election Basics
Fair Campaign Finance Act
Signature Verification
Uniformed Overseas and Citizens Absentee Voting Act (UOCAVA)
Petitions
Citizen Initiatives/Recall

Conducts Election Webinars through CML

Provides election assistance to municipal clerks upon request

Monitors and testifies at State Capitol on election legislation on behalf of
CMCA and CML

	2015	2016	2017	2018	2019	2020	Mo. To Mo. Comparison	YTD Comparison	Current YTD Total	Previous YTD Total
Jan	\$82,982.25	\$136,640.85	\$154,218.54	\$154,968.62	\$166,830.68	\$199,661.64	19.68%	19.68%	199,661.64	166,830.64
Feb	\$147,331.25	\$182,564.35	\$194,616.57	\$201,422.32	\$246,761.66	\$0.00	-100.00%	#DIV/0!		
Mar	\$158,798.64	\$139,731.94	\$200,236.03	\$194,756.37	\$222,532.49		-100.00%	#DIV/0!		
April	\$165,135.80	\$187,483.54	\$177,395.43	\$190,166.90	\$207,177.31		-100.00%	#DIV/0!		
May	\$184,231.41	\$182,398.01	\$206,563.51	\$223,907.92	\$232,244.57		-100.00%	#DIV/0!		
June	\$125,107.72	\$134,442.24	\$159,819.04	\$175,580.94	\$178,261.23		-100.00%	#DIV/0!		
July	\$141,818.16	\$181,631.58	\$177,345.32	\$184,601.78	\$213,658.13		-100.00%	#DIV/0!		
August	\$211,657.74	\$233,208.76	\$248,756.18	\$274,310.00	\$285,678.54		-100.00%	#DIV/0!		
Sept	\$238,861.53	\$261,915.78	\$295,890.20	\$351,932.41	\$393,380.68		-100.00%	#DIV/0!		
Oct	\$214,386.69	\$247,167.24	\$266,861.70	\$261,825.68	\$308,276.28		-100.00%	#DIV/0!		
Nov	\$227,048.96	\$237,656.99	\$217,782.08	\$253,207.80	\$268,690.51		-100.00%	#DIV/0!		
Dec	\$139,505.57	\$178,132.16	\$176,952.97	\$186,403.26	\$228,281.95		-100.00%	#DIV/0!		
Total	\$2,036,865.72	\$2,302,973.44	\$2,476,437.57	\$2,653,084.00	\$2,951,774.03	\$199,661.64			\$199,661.64	\$166,830.64
Budget	1,885,124.00	1,970,000.00	2,344,592.00	3,036,932.00	2,581,078.00	3,002,445.00				
% of Bud	108.05%	116.90%	105.62%	87.36%	114.36%	6.65%				

Retail Marijuana Excise Tax-\$5,203.66

To: *MAYOR & COUNCIL*

From: *John Bordoni*

Date: *JANUARY 13, 2020*

Re.: *Staff Report*

STREETS/PARKS

General park maintenance
Equipment repair & services
Pot hole repairs
Storm drain cleaning

COLLECTION & DISTRUBITION:

Daily Locates for contractors
Meter repairs and reads
Sewer main & manholes cleaned and inspected
Water main and service line repairs

WEST MINER & EAST RIVERSIDE

Contractors returned to project after holiday break on January 6th
Work continues on water services on West Miner
Concrete crews continue on curbs and gutter.

On December 21st we received a report of a water main leak under the bridge on Hwy 103. This is one of the 3 main water feeds into the City. The expansion joint for the line ruptured and caused the leak, with the amount of pressure on the line this caused the line to break 3 hangers and the line to move in different directions at each joint. In short, the line will have to be realigned with new hangers, couplings and expansion joints. I have contacted the City on call engineer to assist in assessment and possible cost of repairs. In addition, this line is on a CDOT owned bridge so they will have to be contacted as well.

On December 26th another water leak was discovered on Hwy 103 in the driveway for the ambulance barn, it took two day to dig and repair the issue. We discovered an open one-inch copper line attached to the main but not connected to anything else. At one time it may have had been connected to something or had a valve but nothing was found.

In addition, we had two ¾ inch service lines at 2800 Miner that froze and broke.

JOHN BORDONI



To: Mayor & City Council

From: Dan Wolf, Superintendent

Date: 1/13/20

Re: Water/Wastewater Department Staff Report/ Requests for Action

- ❖ We are still working with Xcel, Verizon and Comcast to install trafficable vaults in the new driveway so that we can remove the existing pedestal and non-trafficable vaults and finish installing the gate.
- ❖ Fischer has poured the headworks slab and are getting ready to pour the concrete for the truck scale. The truck scale will be a new feature for the facility. A truck scale is going to enable us to maximize the loading of biosolids into the roll-off and reduce the cost of hauling. We currently pay \$650 as a base fee of 10 tons and \$27.50 per ton above that up to 18 tons. So being able to load the roll-offs to 18 tons for every load will maximize our money spent on hauling and also ensure that we aren't penalized for loading the roll-offs above the maximum weight.
- ❖ 4th quarter Disinfection By-product samples were taken in December and came back good. For the new Council members, Disinfection By-Products or DBP's are a result of the chemical reaction between Chlorine (which is used as disinfection for the drinking water) and organic carbons (which naturally occur in the surface water we treat) and have been shown to be carcinogenic in higher concentrations. We are required to test two sites of our oldest water in the system for both sets of DBP's (Trihalomethane and Haloacetic Acids) on a running annual average. It is the departments goal to remove as much organic carbon from the source water prior to application of chlorine to reduce DBP concentrations. We currently use polymer to coagulate the organics and they are removed from the water during filtration. We typically see 40%-50% removal with this method, as our plant is not designed for this kind of process. We have plans to improve the settling basin at the water treatment facility so that the coagulant has a longer contact time as well as give the coagulated particles somewhere to settle out and be removed from the process prior to filtration, which will also extend the life of the filters. The other project that we would like to do, would be to retrofit the old sand filter basins with activated carbon. This would remove almost all organics in the water through adsorption prior to disinfection. This project would be expensive and would have a high recurring cost as the activated carbon would periodically need to be regenerated or replaced. I have been in contact with Genessee water over the last couple of years to see how this process has been working for them and what kind of costs they are seeing as well as any problems they may have running the process.
- ❖ We are working on replacing more fluorescent fixtures with LED when we have the time.



To: Michael Hillman, Mayor
City Council

From: Christian Malanka, Chief of Police *CJM*

Date: January 10, 2020

Subject: Council Meeting January 13, 2020

Significant Incident(s): Between 00:01 AM December 5 and 11:59 PM January 31, 2019 ISPD responded to 585 Calls for Service including officer initiated. Of these the following are highlighted. **January 1, 2019 thru December 31, 2019 : The Department responded to or initiated 7843 calls for service.**

The annual report will be available prior to January 27 Council Meeting

Virginia Canyon Open Space: No new activity

Meetings: January 8: Colorado Chiefs of Police Board of Director's Meeting.
January 2: Clear Creek County Public Safety Meeting
December 13: Colorado Law Enforcement Reserve Board Meeting

Code Enforcement: Abandoned Vehicle Cases Cleared 8
Abandoned Vehicle Cases Open 1

Clothing Donation Boxes: Code Enforcement has commenced monitoring clothing donation boxes around town. On January 9, 2019 the CEO collected clothing on the ground and transported those items to the Senior Center Thrift Store. They were declined as they had been on the ground and were subsequently disposed of. Zac has notified the charities the boxes belong to.

The city saw a marked improvement in snow removal following the issuance of 16 warning letters and 3 visits to businesses, property owners and realtors who failed to comply with the city's mandatory snow removal ordinance. There was also a safety campaign launched on social media.

Marijuana Compliance Officer: Inspections of Igadi store and the Nine Pound Hammer were inspected on December 20. Minor infractions were identified. Proprietors were giving 30 days to come into compliance.

Training: January 21-22: Chief Malanka will be attending the North Central All-Hazards Emergency Management Regional Unified Command Workshop
January 20-24: Lt. Mark Hanschmidt will be attending Peer Support Training

Grants: ISPD received a state training grant from the Colorado Police Officer Standards and Training in the amount of \$1,152.00. The sum is reimbursement for Cpl. Rich Sonnenberg's attendance at the SWAT Team Leader Development Course.

Staffing: Part-Time (30 Hrs per week) Officer Tim Collins reported for duty on January 6. He has commenced his field training and will assume a permanent position after the departure of Officer Brian Collins.

Operation Aspen Leaf: The department continues to patrol historic camp areas. There have been no documented violations for the reporting period.

Traffic Safety: ISPD did support CDOT at road closures during rock-slide mitigation.

Fire Conditions: Fire Danger Low

After Action Reports: Officers supported CDOT inside the city during the rock slide mitigation. Impacts on transit were minimized due to Stanley Road remaining open for the duration of mitigation with the exception of when blasting occurred.

Upcoming Events: None.

Other: A citizen and business crime prevention forum is scheduled for February. The information will be posted when a location and date are determined.

Request for Action:

No Requests for Action