City of
Rifle

CITY COUNCIL AGENDA

Keith Lambert, Mayor
Jay Miller, Mayor Pro Tem
Alan Lambert, Councilor
Jonathan Rice, Councilor
Jennifer Sanborn, Councilor
Jeanette Thompson, Councilor
Randy Winkler, Councilor

City Hall
City Council Chambers
202 Railroad Avenue
Rifle, CO

Cablecast Live on
Comcast Channel 10

The City of Rifle will make reasonable accommodations for access to City services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 625-6265 for assistance.

REGULAR MEETING
November 18, 2009

WORKSHOP 5:30 P.M.
COUNCIL CHAMBERS

5:30 P.M. Water Plant Presentation by Malcolm Pirnie

REGULAR MEETING 7:00 P.M.
COUNCIL CHAMBERS

The City Council may take action on any of the following agenda items as presented or modified prior to or during the meeting, and items necessary or convenient to effectuate the agenda items.

7:00 p.m. 1. Regular Meeting Call to Order and Roll Call

7:03 p.m. 2. Consent Agenda
- A. Minutes from the November 4, 2009 Regular Meeting
- B. DDA Board Appointment
- C. WRFCU License to Encroach
- D. Liquor License Renewal: Kum & Go
- E. Accounts Payable

7:08 p.m. 3. Citizen Comments and Live Call-In
(For issues NOT on the Agenda. Please limit comments to 3 minutes.)

7:11 p.m. 4. Action, if any, on Workshop Items (Mayor Lambert)

7:15 p.m.	5.	Air Quality Presentation (Paul Reaser, Garfield County Public Health Department)
7:30 p.m.	6.	Public Hearing: Presentation of 2010 Budget (John Hier, Charles Kelty)
8:15 p.m.	7.	Public Hearing: Watershed District Permit No. 3-09 (Williams Production RMT Beaver Creek Watershed) (Charlie Stevens)
9:00 p.m.	8.	Second Reading of Ordinance 33-09: Regulation of Medical Marijuana Dispensaries and Cultivation Operations (Jim Neu)
9:30 p.m.	9.	First Reading of Ordinance 34-09: Sewer Code Amendments (Charlie Stevens)
9:40 p.m.	10.	First Reading of Ordinance 35-09: Rifle Municipal Court Fees and Fines (Jim Neu)
9:50 p.m.	11.	Emergency Ordinance 36-09: Imposing a One Hundred Twenty (120) Day Moratorium on the installation of Any Building Front Physical Security System in the City's Central Business District and Declaring an Emergency (Matt Sturgeon)
9:55 p.m.	12.	Administrative Reports A. City Manager Report B. Other Reports
10:00 p.m.	13.	Comments from Mayor and Council

The order and times of agenda items listed above are approximate and intended as a guideline for the City Council.

Next Regular Council Meeting: ***December 2, 2009 at 7:00 p.m.***

DRAFT

LEAVENWORTH & KARP, P.C.
ATTORNEYS AT LAW

EST. 1980

LOYAL E. LEAVENWORTH
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JAMES S. NEU
KARL J. HANLON
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JEFFREY J. CONKLIN

November 12, 2009

Mayor Keith Lambert
Rifle City Council
P. O. Box 1908
Rifle, Colorado 81650

Re: November 18, 2009 City Council Meeting

Dear Mayor Lambert and Members of the Rifle City Council:

The purpose of this letter is to briefly outline the discussion we will have at the November 18, 2009 Rifle City Council Meeting.

1. Ordinance No. 33, Series of 2009 (Regulation of Medical Marijuana Dispensaries and Cultivation Operations). As you all know, in 2000 Colorado voters passed Amendment 20 to the Colorado Constitution legalizing the use of medical marijuana and creating an exception to the state's criminal laws for any patient or primary care-giver in lawful possession of a registry identification card to engage or assist in the medical use of marijuana. Amendment 20 is contained in Article XVIII, §14 of the Colorado Constitution. The outgrowth of this constitutional amendment is the current proliferation of medical marijuana dispensaries ("MMDs") across the state. MMDs are not addressed in Amendment 20, and the state has so far chosen not to pass implementing regulations for dispensaries. However, it is clear that Amendment 20 authorizes primary care-givers to sell the permitted amount of medical marijuana (two ounces and no more than six plants per patient); thus it appears MMDs are a lawful business operation under Colorado state law. To ensure that medical marijuana dispensaries and medical marijuana cultivation operations are operated in a safe manner in compliance with Amendment 20, Council directed us to draft proposed regulations.

With no state guidance or judicial review of the full scope of Amendment 20, it is very difficult to know how far a local jurisdiction can regulate MMDs. The enclosed Ordinance No. 33, Series of 2009 adopts a new Article VIII of Chapter 6 containing comprehensive regulations that we believe are enforceable with the knowledge we have today. Any MMD or marijuana cultivation operation, defined as the growing, cultivation, or processing of medical marijuana in excess of six (6) plants allowed by Amendment 20, must obtain a permit from the City to lawfully operate. Thorough application

requirements are contained in the ordinance, including background checks of the applicant. MMDs are prohibited in all zone districts except the CBD, CS and TC zone districts. In these permitted zone districts, they are restricted to be no closer than 500 feet of another MMD in the CS and TC districts, and no more than four (4) are permitted in ground level street front locations in the CBD. Cultivation operations may only occur in the LI zone district.

The City Manager will review the applications and any appeal of a denial will be heard by the City Council. Permits are valid for one (1) year and renewals will need to adhere to the initial application requirements. Many restrictions are placed on the operation of MMDs and cultivation operations as set forth in the Ordinance to protect the health, safety and welfare of Rifle residents. Failure to adhere to these restrictions can lead to the suspension or revocation of the permit. Sales are subject to the City's Tax Code and all operations must adhere to Amendment 20 as it becomes further defined.

Since first reading of Ordinance No. 33, we have amended it to clarify some provisions that came up at your meeting. The changes can be seen on the enclosed red-line version of the Ordinance. In addition, we discussed the requirement that no sign for a medical marijuana dispensary shall contain a graphic/image of any portion of a marijuana plant. We have deleted that prohibition for final adoption because further legal analysis would be required to ensure its enforcement solely on MMDs and Council appeared split on the issue. If it is important to Council and you want us to look into it, let us know.

We recommend approval of Ordinance No. 33, Series of 2009, with amendments, on second reading.

2. Ordinance No. 34, Series of 2009 (Sewer Code Amendments). The Utility Director, the Wastewater Treatment Plant Superintendent and my office have been working on revisions to the City's Sewer Code in anticipation for the commencement of operations of the new wastewater treatment plant. The enclosed Ordinance No. 34, Series of 2009 amends Article III of Chapter 13 to add and clarify certain definitions relevant to the use of the City's sewer system and regulate the discharge of undesirable materials. The amendments also clean up and streamline the existing Sewer Code. The Utility Director can answer any particular technical questions you may have, but the general scope of the revisions is to protect the City's new wastewater treatment plant and ensure its efficient and cost-effective operation.

We recommend approval of Ordinance No. 34, Series of 2009 on first reading.

3. Ordinance No. 35, Series of 2009 (Rifle Municipal Court Fees and Fines). The Municipal Court Judge and the Municipal Court Administrator recommend that the City Council

amend the Rifle Municipal Code regarding penalties for violations fo the Model Traffic Code ("MTC") and certain Municipal Court fees. The State of Colorado has increased the penalties it assesses for violations of the MTC and the City's penalties should be the same; however, Section 8-1-180 limits the Municipal Judge's fee schedule to $5 to $100. Therefore, Ordinance No. 35, Series of 2009 increases that authorization to $500 allowing the Judge to promulgate a schedule of penalties in line with the State's. In addition, the fees charged in the Municipal Court have not been increased in many years and certain fees should be increased to keep up with the costs of the Municipal Court as set forth in the Ordinance.

We recommend approval of Ordinance No. 35, Series of 2009 on first reading.

4. Watershed District Permit No. 3-09 (Williams Production RMT Beaver Creek Watershed). The City issued Watershed District Permit No. 2-99 to Barrett Resources Corporation for the operation of five (5) existing natural gas wells and drilling of up to an additional fourteen (14) wells, the construction of access roads and the construction of gathering pipelines in the City's Beaver Creek Watershed. In 2002 Barrett Resources Corporation merged with Williams Production RMT and on July 1, 2002 the City Council approved an Amendment to Permit No. 2-99 reflecting the change of the name and holder of Permit No. 2-99. Permit No. 2-99 has expired and Williams recently applied for a City Watershed District Permit to continue the activities permitted under Permit No. 2-99 that were constructed and for an additional two (2) well pads within the Watershed District, the drilling of multiple wells, and associated access roads, gathering pipelines and production facilities. Michael Erion, the City's consultant engineer, provides his review of the Application in the enclosed letter attached to the draft Permit which provides the details of Williams's request and Mr. Erion's proposed conditions. A map of the activities is attached to Mr. Erion's letter. Public notice for the hearing on the Application has been published and a public hearing needs to be opened at your meeting. The draft Permit will be finalized depending on the action taken by the City Council following the public hearing.

5. License to Encroach Agreement with Western Rockies Federal Credit Union. Western Rockies Federal Credit Union is commencing some planned remodeling and additions to their current bank facility located at 142 West Third Street. A portion of the facade on the building will encroach into the City's right-of-way. In order for the Credit Union to construct this portion of the improvements, it is necessary for the City to grant them a license to encroach no more than one foot (1') horizontally below finish grade and no mor than six inches (6") horizontally above finish grade not to exceed the vertical height of the building in the area shown on the exhibit attached to the Agreement. The enclosed License to Encroach Agreement is the City's standard form and the exhibit shows the encroachment area. City staff supports the project and recommends approval of the Agreement on your Consent Agenda.

As always, please feel free to call us prior to the meeting if you have any questions.

Very truly yours,

LEAVENWORTH & KARP, P.C.

James S. Neu
Loyal E. Leavenworth

Enclosures

RIFLE CITY COUNCIL MEETING

Wednesday, November 4, 2009

REGULAR MEETING

7:00 p.m. * Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Keith Lambert.

PRESENT ON ROLL CALL: Councilors Jay Miller, Jonathan Rice, Jen Sanborn, Jeanette Thompson, Randy Winkler, and Mayor Keith Lambert.

Councilor Rice moved to excuse Councilor Alan Lambert from tonight's meeting; seconded by Councilor Thompson.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

OTHERS PRESENT: John Hier, City Manager; Matt Sturgeon, Assistant City Manager; Wanda Nelson, City Clerk; Jim Neu, Assistant City Attorney; Daryl Meisner, Chief of Police; Michael Churchill, Cable 10; Charlie Stevens, Utility Director; Rod Hamilton, Public Works Director; Dick Deussen, City Engineer; Betty Fitzgibbon; Martin Martinez; Jorge Cardenas; Cameron Wilcox; Irene Burgoon.

CONSENT AGENDA

MINUTES FROM THE OCTOBER 21, 2009 REGULAR MEETING; ANNEXATION OF CR 296: SECOND READING OF ORDINANCE 29-09 & ORDINANCE 30-09; ANNEXATION OF SOUTH 7TH STREET: SECOND READING OF ORDINANCE 31-09 & 32-09; SEPTEMBER FINANCIAL REPORT; SEPTEMBER SALES TAX REPORT; ACCOUNTS PAYABLE

Councilor Rice excused himself from voting on the minutes. Mayor Lambert stated that approval of the four ordinances would constitute ordering them to be published in full as required by Charter. Councilor Winkler moved to approve the Consent Agenda; seconded by Councilor Rice.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

CITIZEN COMMENTS AND LIVE CALL-IN

Betty Fitzgibbon discussed a friend's denied application with the Housing Authority. LouAnn Harman, Executive Director of Pathways, described their efforts to collect food for the upcoming Thanksgiving meal. Ms. Harman stated their agency is looking for donations.

POLICE DEPARTMENT PROPOSAL FOR HOLIDAY HOURS

Mayor Lambert stated this item was discussed during the workshop. Mr. Hier will have a proposal ready for Council's consideration at a future Council meeting.

PUBLIC HEARING: LIQUOR LICENSE APPLICATION FOR VALLARTA RESTAURANT

Mayor Lambert opened the public hearing and swore in the applicants Martin Martinez and Jorge Cardenas. Ms. Nelson stated that the public hearing was properly noticed. The application is complete and the required fees were paid. Staff is awaiting CBI results from the applicant's fingerprints. Councilor Miller moved to approve the Application, pending CBI results; seconded by Councilor Rice.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

CHANGE ORDER #12 FOR RRWWRF

Mr. Stevens noted that this change order is for paint in an amount of $46,783 and a credit for road base revisions for $4,000, for a grand total of $42,783. Councilor Miller moved to approve Change Order #12 in an amount not to exceed $42,783; seconded by Councilor Thompson.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

PUBLIC HEARING: PRESENTATION OF 2010 BUDGET

Mayor Lambert opened the public hearing. Mr. Hier and Mr. Kelty provided an overview of the proposed 2010 Budget. The following funds were discussed: General, Street Improvement, Conservation Trust, Economic Development, Visitor Improvement, DDA, Capital, Rifle Information Center, and the Urban Renewal Authority. The next public hearing will be held November 18th to discuss Parks & Recreation, Water, Wastewater, Fleet, and Information Technology.

Mayor Lambert called for a recess at 8:32 p.m. The meeting resumed at 8:40 p.m.

FIRST READING OF ORDINANCE 33-09: REGULATION OF MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION OPERATIONS

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ENACTING ARTICLE VIII, CHAPTER 6 OF THE RIFLE MUNICIPAL CODE REGARDING MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION OPERATIONS

Mr. Neu explained that in 2000, Colorado voters passed Amendment 20 to the Colorado Constitution legalizing the use of medical marijuana and creating an exception to the state's criminal laws for any patient or primary care-giver in lawful possession of a registry identification card to engage or assist in the medical use of marijuana. The outgrowth of this constitutional amendment is the current proliferation of medical marijuana dispensaries ("MMDs") across the state. To ensure that medical marijuana dispensaries and medical marijuana cultivation operations are operated in a safe manner in compliance with Amendment 20, Council directed staff to draft proposed regulations. With no state guidance or judicial review of the full scope of Amendment 20, it is very difficult to know how far a local jurisdiction can regulate MMDs. Ordinance No. 33, Series of 2009 adopts a new Article VIII of Chapter 6 containing comprehensive regulations that are enforceable with the knowledge that exists today. Councilor Miller moved to approve Ordinance 33-09 on first reading as amended and ordered it to be published by title as required by Charter; seconded by Councilor Rice.

Roll Call: Yes –Miller, Rice, Thompson, K. Lambert
No – Sanborn, Winkler

LINE EXTENSION AGREEMENT (SHERIFF'S ANNEX) AND SITE PLANE IMPROVEMENTS AGREEMENT (HUMAN SERVICES BUILDING) WITH GARFIELD COUNTY

Garfield County is constructing additional facilities for the Sheriff's Department near the Garfield County Airport on the "Boot Property" that requires the extension of water and sewer mains and appurtenances. The County is also constructing another building for the Human Services Department at 14th and Railroad that requires the construction of certain public improvements. To ensure all of these improvements are constructed pursuant to the Rifle Municipal Code and the Public Works Manual for the City's ultimate acceptance of the improvements, the enclosed Line Extension Agreement and Site Plan

Improvements Agreement have been drafted for Council's consideration. Both contain provisions similar to the City's SIA but have been modified slightly considering the County is constructing the improvements. Councilor Miller moved to approve the Agreements as amended; seconded by Councilor Rice.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

HOLIDAY DECORATING OF DOWNTOWN

Mr. Hier has been working with Helen Rogers, DDA Director, to discuss the possible purchase of holiday decorations for the downtown. Other entities involved in these discussions include the Chamber of Commerce and the Visitor Improvement Fund Advisory Board, who are considering a contribution for this project. Mr. Hier believes that decorating the downtown will help improve the business climate. Councilor Winkler moved to utilize up to $5,000 from the Contingency Fund for holiday decorations; seconded by Councilor Sanborn.

Roll Call: Yes – Miller, Rice, Sanborn, Thompson, Winkler, K. Lambert

ADMINISTRATIVE REPORTS

Mr. Hier reported on: 2010 Budget; prior meeting with contractors to discuss local preference in the bidding process; meeting with the New Ute Theatre Society regarding the operation of the theatre; water quality efforts.

COMMENTS FROM MAYOR AND COUNCIL

RECYCLE BINS

Councilor Sanborn noted that the following items can now be recycled in the newspaper bin: office paper, magazines, and telephone books.

VETERANS DAY

Councilor Miller noted that celebrations will be held at the schools to honor Veterans Day. The West Garfield County Veterans Memorial will be dedicated on November 8th at 1:00 p.m.

Meeting adjourned at 9:39 p.m.

Wanda Nelson City Clerk	Keith Lambert Mayor

DDA

DOWNTOWN DEVELOPMENT AUTHORITY
202 Railroad Avenue - P.O. Box 1908 - Rifle, CO 81650
Phone (970) 625-2121

November 10, 2009

Rifle Mayor Keith Lambert & City Council Members
City of Rifle
202 Railroad Ave.
Rifle, CO 81650

Dear Honorable Mayor and City Council Members,

We have two vacancies on the Downtown Development Authority ("DDA") board as of last month due to the economic environment of the board members. After unanimous approval, the DDA would like to recommend to City Council, the appointment of **Kathy Runia**, owner of Karylett's Country Store, for a board position. The DDA advertised in the local newspaper seeking other interested individuals and no other responses were received at this time.

Very truly yours,

Helen Rogers
DDA Manager

hr/
cc: Sally Brands, DDA Chair

Kathy Runia
Karylett's Country Store
102 East Ave
Rifle, Co 81650
(970) 625-4694

To the DDA Board,

It was recently brought to my attention that there was a DDA and a Board to govern it.

Learning what the DDA's focus was , brought me to the realization, I would like to be involved. with the ideas and implementation that serve our District via this Board.
I would like to be considered for a position on the Board.

My community involvement , has always been strong and I feel that I would be a great Board Member.
I have been in business since1994,currently with Karylett's for the past 2 ½ years.
My community involvement has been the following:

1985-1989 Business Women Assoc. Member
Office held- Committee Chair for the Ways and Means Committee
1990- 2007 4-H Leader
1990-2007 Garfield Co.4-H Livestock Steering Committee Member and Secretary
2000-2007 Garfield Co. 4-H Sales Committee Member and Secretary
1995-2007 Garfield Co. Committee Chair for the Buyer's BBQ
2002-2005 Garfield Co. Fairboard members , Secretary and Committee Chair for Fair Vendors

As you can see I have been more than just a member, if I have an idea or someone else has one that needs implemented , I am happy to " step up to the plate" and carry out the work as well.

Thank-you for your thoughtful consideration,
Kathy Runia

Kathy Runia
8/4/09

LICENSE TO ENCROACH AGREEMENT

THIS LICENSE AGREEMENT is made and entered into this ___ day of _____, 2009, by and between the CITY OF RIFLE, COLORADO, a Colorado home rule municipality ("City") and WESTERN ROCKIES FEDERAL CREDIT UNION ("Licensee");

W I T N E S S E T H:

WHEREAS, Licensee desires to construct improvements to its bank facility legally described as Lots 1, 2, 3, and 4, Block L, Original Rifle Townsite and located at 142 West Third Street, Rifle, Colorado as generally shown on Exhibit A attached hereto and incorporated herein by this reference (the "Building"); and

WHEREAS, the improvements to the Building will encroach onto the City's right-of-way by less than one foot (1') in the area shown on Exhibit A; and

WHEREAS, the City is willing to grant Licensee a license to encroach on its right-of-way of no more than one foot (1') horizontally below finish grade and no mor than six inches (6") horizontally above finish grade in the area shown on Exhibit A subject to the terms and conditions of this License Agreement.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Recitals. The foregoing recitals are incorporated by reference herein.

2. Grant of License/Conditions of Use. The City hereby grants Licensee a license to encroach and occupy the right-of-way no more than one foot (1') horizontally below finish grade and no mor than six inches (6") horizontally above finish grade not to exceed the vertical height of the building in the area shown on Exhibit A (the "Licensed Area"). This grant of license is expressly limited to and for the sole purpose of the construction, maintenance and occupation of the Building. Licensee shall be responsible for all improvements located in the Licensed Area.

3. Term. The license shall extend for fifty (50) years from the date of this License Agreement and may thereafter be extended by mutual agreement of the parties upon terms and conditions negotiated at that time. In the event the licensed area is not utilized for twelve (12) consecutive months, the license granted hereunder shall terminate.

4. Indemnification. Licensee agrees to forever indemnify, defend, and hold harmless the City against any and all claims, liabilities, or demands whatsoever relating to or arising out of the use of the right-of-way and the Licensed Area, the construction or occupancy of the Building, or arising out of or related to this License Agreement.

PLEASE RETURN TO:
Leavenworth & Karp, P.C.
P.O. Drawer 2030, Glenwood Springs, CO 81602

5. Severability. Should any portion of this Agreement be declared invalid or unenforceable by a court of competent jurisdiction, then the remainder of this Agreement shall be deemed severable, shall not be affected, and shall remain in force and effect.

6. Entire Agreement. This Agreement is the entire agreement of the parties, and neither party has relied on any promises or representations except as expressly described herein.

7. Governing Law. This Agreement shall be governed and construed in accordance with the laws of the State of Colorado. The District Court in and for Garfield County, Colorado, shall be the exclusive venue for any dispute arising hereunder. In the event of such a dispute, the prevailing party shall be entitled to reasonable expenses, including attorney fees.

8. No Liens. Licencee shall keep the Building free and clear of any mechanic's or materialmen's liens for labor performed or material furnished at the instance or request of Licensee or anyone claiming under Licensee.

9. Recordation. This Agreement shall be recorded in the Office of the Garfield County Clerk and Recorder's Office.

10. Fees and Expenses. Licensee agrees to reimburse the City promptly upon receipt of a billing for all of the City's costs and expenses relating to the negotiation, drafting, enforcement, and performance of this Agreement, including but not limited to recording fees, engineering fees, and attorney fees.

WHEREFORE, the parties have executed this agreement effective as of the date first written above.

CITY OF RIFLE, COLORADO

By: _____
Keith Lambert, Mayor

ATTEST:

_____
Wanda Nelson, City Clerk

WESTERN ROCKIES FEDERAL
CREDIT UNION

By: _____
Print Name: _____

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

Acknowledged, subscribed and sworn to before me this _____ day of _____, 2009, by Keith Lambert, as Mayor, and Wanda Nelson, as City Clerk, on behalf of the City of Rifle, Colorado.

WITNESS my hand and official seal. My Commission expires: _____.

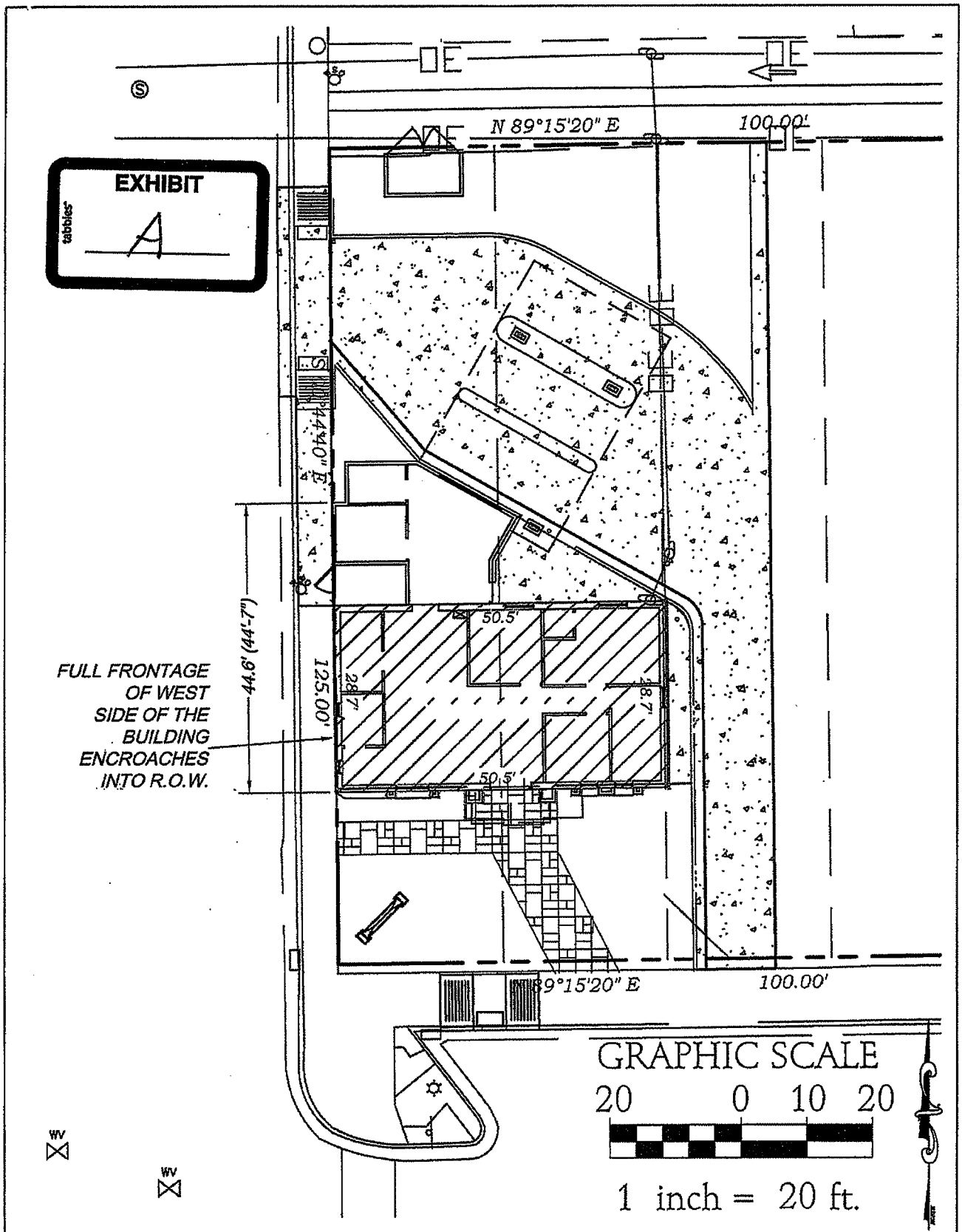
_____
Notary Public (SEAL)

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

Acknowledged, subscribed and sworn to before me this _____ day of _____, 2009, by _____ on behalf of Western Rockies Federal Credit Union.

WITNESS my hand and official seal. My Commission expires: _____.

_____
Notary Public (SEAL)



Red Mountain Civil, Inc. Silt, CO 81652 Phone: 970-876-7137

PRELIMINARY NOT FOR CONSTRUCTION

ROW ENCROACHMENT
CITY OF RIFLE

Begin Date: 11/6/09
Issue Date:
Job# 2009-05 Drawn by: RLB

EX A

File: 2009-05-CrdUn

Memo

To: John Hier, City Manager

From: Wanda Nelson, CMC, City Clerk (WN)

Date: Wednesday, November 11, 2009

Subject: Liquor License Renewal(s)

LIQUOR LICENSE RENEWALS HAVE BEEN RECEIVED FOR:

Kum & Go — Type of License: 3.2% Off Premises
120 E. 26th Street

The following criteria have been met by this/these business(es):

- The applications are complete.
- The fees have been paid.

Based on the above information, I recommend approval of this/these renewal(s).

CITY OF RIFLE
202 RAILROAD AVENUE • P.O. BOX 1908 • RIFLE, CO 81650
WWW.RIFLECO.ORG
(970) 625-6265 • (970) 625-3210 FAX

ACH & Prepaid check Run 10/30/09

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount
10/09	10/30/2009	44802	5612	Jameson, Devin	10302009	1	100-015-001		100.00
10/09	10/30/2009	44803	4121	Cebt	10302009	1	100-202-007		74,817.26
					10302009	2	210-202-007		11,789.67
					10302009	3	310-202-007		12,080.79
					10302009	4	320-202-007		4,288.23
					10302009	5	330-202-007		941.22
					10302009	6	610-202-007		1,479.79
Total 44803									105,396.96
10/09	10/30/2009	44804	2052	Grand Junction Police Dept	10192009	1	100-4210-400-610		55.00
10/09	10/30/2009	44805	3015	Kroger/King Sooper Cust Charge	025447	1	100-4191-400-580		54.65
					069144	1	100-4514-400-630		15.72
					099293	1	100-4194-400-615		6.00
					135481	1	100-4514-400-630		64.16
					135855	1	100-4194-400-615		156.92
					144527	1	100-4514-400-630		343.77
					146276	1	100-4194-400-615		6.87
Total 44805									648.09
10/09	10/30/2009	44806	1320	Mccormick, Marsha	10302009	1	320-4325-400-610		100.00
10/09	10/30/2009	44807	1106	Micro Plastics Inc	SIGN 2009-21	1	100-204-000		240.00
					SIGN 2009-24	1	100-204-000		80.00
Total 44807									320.00
10/09	10/30/2009	44808	4240	Platinum Plus For Business	VAN TEYLINC	1	100-4210-400-580		69.31
10/09	10/30/2009	44809	4240	Platinum Plus For Business	STEVENS 10/	1	310-4331-400-580		90.85
					STEVENS 10/	2	320-4325-400-580		16.82
Total 44809									107.67
10/09	10/30/2009	44810	4240	Platinum Plus For Business	STEWART 1C	1	100-4114-400-580		19.06
10/09	10/30/2009	44811	4240	Platinum Plus For Business	WHITMORE 1	1	210-4521-400-610		50.86
					WHITMORE 1	2	100-4800-400-889		1,442.30
Total 44811									1,493.16
10/09	10/30/2009	44812	4240	Platinum Plus For Business	STURGEION	1	100-4111-400-580		137.51
					STURGEION	2	100-4191-400-530		4.78
Total 44812									142.29
10/09	10/30/2009	44813	4240	Platinum Plus For Business	TYLER 10/09	1	100-4210-400-610		29.68
10/09	10/30/2009	44814	4240	Platinum Plus For Business	MEISNER 10/	1	100-4210-400-580		40.00
10/09	10/30/2009	44815	4240	Platinum Plus For Business	NELSON 10/0	1	100-4114-400-580		44.27
					NELSON 10/0	2	100-4151-400-580		10.33
					NELSON 10/0	3	100-4111-400-580		99.74
Total 44815									154.34
10/09	10/30/2009	44816	4240	Platinum Plus For Business	MILES 10/09	1	100-4210-400-580		81.23
10/09	10/30/2009	44817	4240	Platinum Plus For Business	TAYLOR 10/0	1	610-4196-400-580		534.42
10/09	10/30/2009	44818	4240	Platinum Plus For Business	EDGETON 10	1	210-4512-400-610		1,166.21
10/09	10/30/2009	44819	4240	Platinum Plus For Business	BRAATEN 10/	1	100-4135-400-580		241.54
10/09	10/30/2009	44820	4240	Platinum Plus For Business	BRONAUGH	1	100-4111-400-580		371.32

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount	
					BRONAUGH	2	100-4132-400-580		121.71	
Total 44820									493.03	
10/09	10/30/2009	44821	4240	Platinum Plus For Business	SIMS 10/09	1	100-4111-400-610		428.84	
					SIMS 10/09	2	100-4132-400-610		139.90	
Total 44821									568.74	
10/09	10/30/2009	44822	4240	Platinum Plus For Business	KELLY 10/09	1	100-4317-400-610		21.27	
10/09	10/30/2009	44823	4240	Platinum Plus For Business	HAMILTON 1(	1	100-4317-400-610		19.16	
					HAMILTON 1(	2	100-4317-400-580		22.92	
					HAMILTON 1(	3	100-4317-400-610		15.00	
Total 44823									57.08	
10/09	10/30/2009	44824	4240	Platinum Plus For Business	MACKLIN 10/(	1	100-4210-400-580		161.24	
10/09	10/30/2009	44825	4967	Touch Tone Communications	9706252121 0	1	100-4114-400-530		4.72	
					9706252121 0	2	100-4121-400-530		6.29	
					9706252121 0	3	100-4132-400-530		7.86	
					9706252121 0	4	100-4151-400-530		15.72	
					9706252121 0	5	100-4191-400-530		15.72	
					9706252121 0	6	100-4199-400-530		6.29	
					9706252121 0	7	100-4240-400-530		9.43	
					9706252121 0	8	100-4317-400-530		11.00	
					9706252121 0	9	210-4512-400-530		22.00	
					9706252121 0	10	100-4215-400-530		53.45	
					9706252121 0	11	310-4331-400-530		2.36	
					9706252121 0	12	320-4325-400-530		2.36	
					9706252121 0	13	210-4521-400-530		12.58	
					9706252121 0	14	100-4192-400-530		6.29	
					9706252121 0	15	310-4331-400-530		6.28	
					9706252121 0	16	320-4325-400-530		6.28	
					9706252121 0	17	100-4310-400-610		15.72	
Total 44825									204.35	
10/09	10/30/2009	44826	2960	Walmart Community	005101	1	100-4194-400-610		23.76	
					005101	2	210-4521-400-610		4.00	
					006802 09	1	100-4194-400-610		23.76	
					012153	1	210-4521-400-610		51.90	
					015156	1	320-4325-400-610		157.46	
					020490	1	100-4514-400-610		8.48	
					02297	1	210-4521-400-610		89.51	
Total 44826									358.87	
10/09	10/30/2009	44827		Information Only Check	.00		210-201-000			V
10/09	10/30/2009	44828	1120	Xcel Energy Inc	209969709	1	210-4523-400-746		19,012.00	
					214234680	1	210-4513-400-410		1,157.47	
					214234680	2	210-4513-400-410		31.63	
					214234680	3	210-4513-400-410		874.36	
					214234680	4	310-4331-400-410		21.59	
					214234680	5	310-4331-400-410		35.86	
					214234680	6	310-4331-400-410		3,395.66	
					214234680	7	320-4325-400-410		2,323.51	
					214234680	8	310-4331-400-410		1,666.41	

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount	
					214234680	9	100-4310-400-410		10.13	
					214234680	10	100-4422-400-410		68.60	
					214234680	11	320-4325-400-410		4,602.56	
					214234680	12	210-4521-400-410		330.81	
					214234680	13	100-4310-400-410		24.31	
					214234680	14	210-4521-400-410		14.07	
					214234680	15	100-4310-400-410		29.37	
					214234680	16	100-4422-400-410		220.97	
					214234680	17	310-4331-400-410		1,112.69	
					214234680	18	210-4521-400-410		1,795.52	
					214234680	19	210-4521-400-410		871.96	
					214234680	20	310-4331-400-410		10.43	
					214234680	21	320-4325-400-410		871.99	
					214234680	22	100-4310-400-410		26.29	
					214234680	23	210-4521-400-410		105.94	
					214234680	24	210-4521-400-410		43.58	
					214234680	25	100-4414-400-410		93.96	
					214234680	26	210-4521-400-410		18.69	
					214234680	27	100-4310-400-410		10.04	
					214234680	28	310-4331-400-410		523.91	
					214234680	29	210-4513-400-410		57.51	
					214234680	30	100-4194-400-410		2,191.70	
					214234680	31	210-4521-400-410		14.01	
					214234680	32	100-4310-400-410		10.04	
					214234680	33	100-4310-400-410		23.15	
					214234680	34	210-4521-400-410		418.49	
					214234680	35	310-4331-400-410		39.17	
					214234680	36	210-4521-400-410		40.23	
					214234680	37	100-4514-400-410		849.65	
					214234680	38	210-4521-400-410		861.34	
					214234680	39	100-4310-400-410		29.57	
					214234680	40	100-4310-400-410		2,529.28	
					214234680	41	210-4521-400-410		44.66	
					214234680	42	310-4331-400-410		12.09	
					214234680	43	100-4310-400-410		433.42	
					214234680	44	320-4325-400-410		6.95	
					214234680	45	100-4215-400-410		1,906.74	
					214234680	46	100-4310-400-410		125.83	
					214234680	47	210-4521-400-410		547.67	
					214234680	48	310-4331-400-410		56.74 -	
					214234680	49	310-4331-400-410		77.48	
					214234680	50	100-4310-400-410		126.31	
	Total 44828								49,592.86	
10/09	10/30/2009	44829	3972	Hier, John	10302009	1	100-4132-400-580		200.00	
10/09	10/27/2009	27090024	1114	Wells Fargo Bank West	10272009	1	310-4331-400-870		6,666.66	M
					10272009	2	310-4331-400-871		2,059.77	
	Total 27090024								8,726.43	
10/09	10/27/2009	27090025	3858	Wells Fargo Bank Mn Na	10272009	1	310-4333-400-871		3,746.25	M
					10272009	2	310-4333-400-870		5,416.67	
	Total 27090025								9,162.92	
10/09	10/27/2009	27090026	4838	Sun Trust Bank Corportation	10272009	1	310-4331-400-870		19,240.78	M

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount
					10272009	2	310-4331-400-871		7,013.67
Total 27090026									26,254.45
Totals:									206,500.20

Dated: 11/2/09

Accounts Payable :

Finance Director :

Prepaid check RUN 11/6/09

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount	
11/09	11/06/2009	44915	5843	BOREN, CASEY	11032009	1	320-4325-400-580		11.79	
11/09	11/06/2009	44916	2093	Burns, Robert	11042009	1	310-4331-400-617		176.98	
11/09	11/06/2009	44917	5704	COLE, BRENT	11032009	1	320-4325-400-580		12.30	
11/09	11/06/2009	44918	5583	Cole, Troy	11032009	1	320-4325-400-580		11.79	
11/09	11/06/2009	44919	1050	Colo Parks & Recreation Assc	10282009	1	210-4512-400-501		30.00	
11/09	11/06/2009	44920	1052	Colo Secretary Of State	10282009	1	100-4210-400-510		25.00	
11/09	11/06/2009	44921	3201	Colorado Custom Cycles	10302009	1	210-4512-400-610		156.00	
11/09	11/06/2009	44922	1074	Garfield County Clerk	11052009	1	100-4317-400-610		16.00	
11/09	11/06/2009	44923	5840	Heaston, Kay	10242009	1	100-4514-400-320		11.92	
11/09	11/06/2009	44924	4345	Helen Artist-Rogers/HR Design	11042009	1	205-4651-400-610		79.55	
11/09	11/06/2009	44925	1093	Honeywell Inc.	3455080	1	100-4194-400-430		1,278.00 -	
					3455080	1	100-4194-400-430		4,302.00	
Total 44925									3,024.00	
11/09	11/06/2009	44926	5845	HRDLICKA, TAYLOR	2000488.002	1	210-3000-347-001		14.00	
11/09	11/06/2009	44927	3015	Kroger/King Sooper Cust Charge	004823	1	100-4514-400-630		16.32	
					020030	1	100-4514-400-630		121.55	
					037342	1	100-4514-400-630		11.44	
					056078	1	100-4514-400-630		9.98	
					094282	1	100-4194-400-610		29.98	
					095422	1	210-4521-400-580		138.60	
					226121	1	100-4514-400-630		42.06	
Total 44927									369.93	
11/09	11/06/2009	44928	3943	Lyon Construction	11032009	1	100-204-000		500.00	
11/09	11/06/2009	44929	5844	PAZZIN, MICHAEL	SP 2005-1	1	100-204-000		4,560.00	
11/09	11/06/2009	44930		Information Only Check	.00		210-201-000			V
11/09	11/09/2009	44931	2830	VOID - Qwest	625-0309 10/0	1	210-4521-400-530		68.12 -	M
					625-0309 10/0	1	210-4521-400-530		68.12	
					625-0339 10/0	1	100-4310-400-530		96.98	
					625-0339 10/0	1	100-4310-400-530		96.98 -	
					625-1060 10/0	1	310-4331-400-530		82.49 -	
					625-1060 10/0	1	310-4331-400-530		82.49	
					625-1636 102:	1	210-4521-400-530		55.64	
					625-1636 102:	1	210-4521-400-530		55.64 -	
					625-1877 10/2	1	100-4514-400-530		47.44	
					625-1877 10/2	1	100-4514-400-530		47.44 -	
					625-2841 10/0	1	310-4331-400-530		50.59	
					625-2841 10/0	1	310-4331-400-530		50.59 -	
					625-2841 10/2	1	310-4331-400-530		50.59	
					625-2841 10/2	1	310-4331-400-530		50.59 -	
					625-3185 10/2	1	210-4513-400-530		48.40 -	
					625-3185 10/2	1	210-4513-400-530		48.40	
					625-3712 10/0	1	100-4210-400-530		61.65	
					625-3712 10/0	1	100-4210-400-530		61.65 -	
					625-3724 10/2	1	310-4331-400-530		54.53 -	
					625-3724 10/2	1	310-4331-400-530		54.53	
					625-3798 10/2	1	210-4521-400-530		51.57	
					625-3798 10/2	1	210-4521-400-530		51.57 -	
					625-3957 10/0	1	100-4310-400-530		53.51 -	
					625-3957 10/0	1	100-4310-400-530		53.51	
					625-4620 10/2	1	100-4210-400-530		71.73	
					625-4620 10/2	1	100-4210-400-530		71.73 -	
					625-4622 10/0	1	320-4325-400-530		63.85	
					625-4622 10/0	1	320-4325-400-530		63.85 -	

6/200

M = Manual Check, V = Void Check

Per	Date	Check No	Vendor No	Payee	Invoice No	Seq	GL Acct No	Discnts Taken	Seq Amount
					216194282	1	320-4325-400-410		22.44
Total 44936									263.37
11/09	11/09/2009	44937	5288	Bronaugh, Nancy	11092009	1	100-4132-400-320		1,877.54
11/09	11/09/2009	44938	2830	Qwest	625-0309 10/C	1	210-4521-400-530		68.12
					625-0339 10/C	1	100-4310-400-530		96.98
					625-1060 10/C	1	310-4331-400-530		82.49
					625-1636 102:	1	210-4521-400-530		55.64
					625-1877 10/2	1	100-4514-400-530		47.44
					625-2841 10/C	1	310-4331-400-530		50.59
					625-3185 10/2	1	210-4513-400-530		48.40
					625-3712 10/C	1	100-4210-400-530		61.65
					625-3724 10/2	1	310-4331-400-530		54.53
					625-3798 10/2	1	210-4521-400-530		51.57
					625-3957 10/C	1	100-4310-400-530		53.51
					625-4620 10/2	1	100-4210-400-530		71.73
					625-4622 10/C	1	320-4325-400-530		63.85
					625-4960 10/2	1	100-4210-400-530		205.63
					625-7330 10/2	2	100-4114-400-530		8.88
					625-7330 10/2	3	100-4121-400-530		11.84
					625-7330 10/2	4	100-4132-400-530		14.81
					625-7330 10/2	5	100-4151-400-530		29.61
					625-7330 10/2	6	100-4191-400-530		29.61
					625-7330 10/2	7	100-4199-400-530		11.84
					625-7330 10/2	8	100-4240-400-530		17.77
					625-7330 10/2	9	100-4317-400-530		20.73
					625-7330 10/2	10	210-4512-400-530		41.46
					625-7330 10/2	11	100-4215-400-530		100.68
					625-7330 10/2	12	310-4331-400-530		4.44
					625-7330 10/2	13	320-4325-400-530		4.44
					625-7330 10/2	14	210-4521-400-530		23.69
					625-7330 10/2	15	100-4192-400-530		11.84
					625-7330 10/2	16	310-4331-400-530		11.84
					625-7330 10/2	17	320-4325-400-530		11.84
					625-7330 10/2	18	100-4310-400-530		29.61
					625-8808 10/C	1	100-4414-400-530		89.84
					625-8929 10/C	1	210-4521-400-530		90.62
					625-9179 10/C	1	100-4151-400-530		89.61
Total 44938									1,667.13
Totals:									13,857.02

Dated: 11/9/09

Accounts Payable :

Finance Director :

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
1003	Action Shop Services, Inc	SI48563	PROPANE FUEL	10/26/2009	9.28		
Total 1003					9.28	.00	
1009	B & B Plumbing, Inc	30124	STRAW FOR SLEDDING HILL	10/23/2009	437.50		
Total 1009					437.50	.00	
1018	Valley Lumber	30135	WASHED SAND	08/28/2009	7.98		
		33291	HOLE SAW	10/26/2009	44.95		
		33325	PICK CLAY	10/27/2009	32.99		
		33362	GAS CAN	10/27/2009	34.77		
		33502	PIPE & PIPE FITTINGS	10/30/2009	39.75		
		33674	PIPE & PIPE FITTINGS	11/03/2009	27.56		
		33692	PAINT SUPPLIES	11/03/2009	34.76		
		33984	PIPE & PIPE FITTINGS	11/09/2009	4.66		
		34007	Bit set, bolt anchors	11/09/2009	34.64		
		34010	FURRING STRIPS	11/09/2009	7.53		
		34017	MASONRY SCREWS, BOLT ANCHORS	11/09/2009	18.06		
		34152	74" MAIL POST	11/11/2009	36.80		
Total 1018					324.45	.00	
1020	Carter & Sands, P.C.	11032009	PROSECUTER/COURTS	11/03/2009	4,791.66		
Total 1020					4,791.66	.00	
1022	Central Distributing Co	812014	CLEAINING PRODUCTS/CITY HALL	10/14/2009	413.22		
		812018	CLEANING PRODUCTS/SR CENTER	10/14/2009	305.51		
		812735	CLEANING PRODUCTS/CITY HALL	10/21/2009	132.30		
		812847	LYSOL NEUTRA AIR	10/21/2009	56.75		
		813388	CLEANING SUPPLIES	10/28/2009	200.54		
		814132	ICE FIGHTER	11/04/2009	102.17		
		814136	CLEANING PRODUCTS/SR CENTER	11/04/2009	241.79		
		814137	PAPER TOWELS	11/04/2009	85.77		
		814834	CLEANING SUPPLIES/PARK MAINT	11/11/2009	1,036.24		
Total 1022					2,574.29	.00	
1023	Chelewski Pipe & Supply	125697	COMPRESSION COUPLING	10/02/2009	36.89		
		125702	PVC FITTINGS/PARKS	10/02/2009	36.89		
Total 1023					73.78	.00	
1026	Cirsa	091505	PROP VEHICLE CHANGE 3RD QTR	10/15/2009	8,044.00		
			PROP VEHICLE CHANGE 3RD QTR		286.00		
Total 1026					8,330.00	.00	
1031	Colo Bureau Of Investigation	A100300009	CO0230300 LIQUOR LICENSES	10/06/2009	38.50		
Total 1031					38.50	.00	
1041	Colo Dept Of Public Hlth & Env	500021342	WASTE WATER DISHCHARGE PERMIT	10/30/2009	4,060.00		
Total 1041					4,060.00	.00	
1055	Columbine Ford, Inc	96606	SWITCH ASSY/4V16	10/22/2009	50.21		
		96796	SEAT BELT	11/03/2009	87.73		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
		96808	HANDLE/FLEET	11/03/2009	30.12		
		96878	SEAL ASSY	11/05/2000	53.26		
		96901	SWITCH ASSY/4V16	11/06/2009	38.65		
Total 1055					259.97	.00	
1060	Copeland Concrete, Inc	29783	6" manole collar	11/02/2009	258.00		
Total 1060					258.00	.00	
1070	Federal Express Corp	9-381-96197	SHIPPING	10/29/2009	29.19		
Total 1070					29.19	.00	
1076	Garfield County Landfill	09-00000425	Landfill	10/31/2009	12,220.12		
Total 1076					12,220.12	.00	
1087	Grainger	9110366862	PIPE STRAP	10/29/2009	37.94		
Total 1087					37.94	.00	
1100	Leavenworth & Karp, P.c.	16639	LEGAL FEES/ANTERO WATERSHED PE	10/31/2009	44.00		
		16640	LEGAL FEES/BLACK DIAMOND WATER	10/31/2009	44.00		
		16641	LEGAL FEES/LARAMIE ENERGY WATEI	10/31/2009	1,545.05		
		16642	LEGAL FEES/WILLIAMS WATERSHEP F	10/31/2009	242.00		
		16643	LEGAL FEES/UNITED WATERSHED	10/31/2009	88.00		
		16644	LEGAL FEES/non planning	10/31/2009	9,467.44		
		16645	LEGAL FEES/planning	10/31/2009	1,025.50		
		16646	LEGAL FEES/GARFIELD COUNTY	10/31/2009	1,554.00		
		16648	LEGAL FEES/Runway expansion AIP 17	10/31/2009	1,794.50		
		16649	LEGAL FEES/WATER&WATER RIGHTS	10/31/2009	2,249.50		
		16650	LEGAL FEES/AIRPORT LAND PARTNEF	10/31/2009	220.00		
		16651	LEGAL FEES/FARM ANNEX	10/31/2009	132.00		
		16652	LEGAL FEES/PIONEER MESA	10/31/2009	66.84		
		16653	LEGAL FEES/WHITERIVER	10/31/2009	44.00		
		16654	LEGAL FEES/TRAPPERS ANNEX	10/31/2009	44.00		
		16655	LEGAL FEES/QUEENS CROWN	10/31/2009	1,771.00		
		16656	LEGAL FEES/RIFLE HEIGHTS ANNEXAT	10/31/2009	44.00		
		16657	LEGAL FEES/WHITERIVER	10/31/2009	132.00		
		16658	LEGAL FEES/4th Street Redevelopment	10/31/2009	44.00		
		16659	LEGAL FEES/BUCKHORN DRAINAGE	10/31/2009	528.00		
		16660	LEGAL FEES/RANDOLPH TOWNHOMES	10/31/2009	44.00		
		16661	LEGAL FEES/UMPTRA	10/31/2009	666.00		
		16662	LEGAL FEES/PARKS & REC	10/31/2009	835.50		
		16663	LEGAL FEES/SEWER FUND	10/31/2009	2,366.00		
Total 1100					24,991.33	.00	
1105	Meadow Gold Dairies	50201646	DAIRY PRODUCTS/SR CENTER	10/29/2009	34.53		
		50201709	DAIRY PRODUCTS/SR CENTER	11/05/2009	45.56		
Total 1105					80.09	.00	
1106	Micro Plastics Inc	78579	BRASS NAME BADGE	11/02/2009	5.49		
Total 1106					5.49	.00	
1110	Napa Auto Parts	064968	Grease	10/26/2009	14.02		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
		064992	FUEL FILTER/FLEET	10/26/2009	13.69		
		065190	REd tacky grs	10/27/2009	56.90		
		065555	OIL FILTER, air filter, fuel filter	10/28/2009	208.16		
		065669	Antifreeze, diesel supplement	10/29/2009	15.76		
		065679	Bushing, male con, assy	10/29/2009	43.14		
		066000	Lamp	10/30/2009	13.13		
		066399	LICENSE PLATE BRACKET	11/02/2009	6.04		
		066647	jack, jack stand	11/03/2009	634.30		
		066908	Sore deposit	11/04/2009	33.50 -		
		067667	Tire mount	11/09/2009	51.99		
		067889	TOWEL, ARMORALL	11/10/2009	12.46		
Total 1110					1,036.09	.00	
1118	Parts House	C27579	RETURNED PART INVOICE S433848	10/26/2009	21.90 -		
		S433848	SHOP RAGS	10/26/2009	31.98		
		S433853	SHOP RAGS	10/26/2009	51.90		
		S434035	WIPER Baldes	10/30/2009	20.98		
		S434100	MINI LAMP	11/02/2009	10.08		
		S434111	license plate lamp	11/02/2009	9.27		
		S434159	MINI LAMP	11/03/2009	20.16		
		S434181	AIR RATCHET	11/03/2009	69.66		
		S434183	POWER STEERING FLUID	11/03/2009	14.76		
		S434184	AIR FILTER	11/03/2009	19.79		
		S434206	BALL JOINT	11/03/2009	112.98		
		S434263	WIPER Baldes	11/05/2009	40.49		
		S434309	trans cooler lines	11/06/2009	92.00		
		S434420	BRAKE ROTOR/0599	11/11/2009	474.48		
		S434421	DEXRON III	11/11/2009	8.37		
		S434422	Machine TRUCK ROTOR	11/11/2009	32.00		
		S43999	AIR FILTER	10/29/2009	21.87		
Total 1118					1,008.87	.00	
1123	Rifle Conoco/Rifle Towing	12448	FULL SERVICE/	10/27/2009	53.77		
		12517	TOW ABANDONED/PD	10/27/2009	50.00		
		12591	FLAT REPAIR/4v14	10/28/2009	17.50		
		12701	MOUNT & BAL/FLEET	10/29/2009	58.00		
		12750	MOUNT & BAL/FLEET	10/29/2009	58.00		
		15770	FULL SERVICE	08/24/2009	52.73		
Total 1123					290.00	.00	
1132	Rifle Lock & Safe	29312	MASTER key	10/28/2009	24.01		
Total 1132					24.01	.00	
1138	Schmueser/Gordon/Meyer, Inc	136/001	PHASE 001	10/31/2009	22.50		
			PHASE 001		65.00		
		136/083B	PHASE 083B ANNEX 2008-2 WEST SIDE	10/31/2009	1,302.50		
		136/240	PHASE 240 PIONEER MESA SUBD CON	10/31/2009	155.00		
		136/287	PHASE 287	10/31/2009	155.00		
		136/299	PHASE 299	10/31/2009	852.50		
		136/319	PHASE 319	10/31/2009	77.50		
		136/330	PHASE 330	10/31/2009	950.00		
		136/371	PHASE 371	10/31/2009	67.50		
		136/387A	PHASE 387a	10/31/2009	157.50		
		136/400	PHASE 400 THE FARM ANNEXATION	10/31/2009	232.50		
		136/412	PHASE 412	10/31/2009	32.50		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
		136/420	PHASE 420	10/31/2009	602.50		
		136/427A	PHASE 427A	10/31/2009	455.00		
		136/427B	PHASE 427B	10/31/2009	1,180.00		
			PHASE 427B		1,015.62		
		136/427E	PHASE 427e	10/31/2009	5,669.24		
		136/427G	PHASE 001	10/31/2009	195.00		
		136/431	PHASE 431	10/31/2009	222.50		
		136/436	PHASE 436	10/31/2009	3,947.50		
		136/442	PHASE 442	10/31/2009	155.00		
		136/443	PHASE 443	10/31/2009	310.00		
		136/446	PHASE 446	10/31/2009	310.00		
			PHASE 446		310.00		
		136/450	PHASE 450	10/31/2009	387.50		
		136/451	PHASE 451	10/31/2009	1,272.50		
		99055G-23	PO #56 OBSERVATION OF WWTF CON	10/23/2009	38,825.61		
		PHASE 452	PHASE 452	10/31/2009	300.00		
Total 1138					59,227.97	.00	
1139	Silvertip Printing	4939	WINDOW ENV	10/29/2009	220.00		
			WINDOW ENV		220.00		
			WINDOW ENV		220.00		
Total 1139					660.00	.00	
1148	Tri County Fire Exting. Inc	53074	NEW FIRE EXTINGUISHER	10/15/2009	93.00		
Total 1148					93.00	.00	
1171	Colo Assoc Municipal Court Adm	JES/NORRIS	2010 Dues/Joan Norris	11/03/2009	20.00		
		ES/WISDOM	2010 Dues/Kim Wisdom	11/03/2009	20.00		
Total 1171					40.00	.00	
1180	Forensic Science Consultants	10202009	BLOOD ALCOHOL /09-108, 09-111	10/20/2009	100.00		
Total 1180					100.00	.00	
1188	Jean's Printing	904157	RIFLE MTN PARK FLYER	10/02/2009	625.88		
		904393	ENVELOPES	10/20/2009	201.04		
		904394	ENVELOPES	10/20/2009	210.90		
		904514	UTILITY BILL FLYER	10/29/2009	100.65		
			UTILITY BILL FLYER		100.65		
		904576	STUDENT MANUALS	11/03/2009	1,163.66		
Total 1188					2,402.78	.00	
1191	Lewan & Associates, Inc	599670	COPY CHARGES	10/22/2009	81.11		
		599846	B&W METER	10/22/2009	249.33		
		600183	B&W METER/PD	10/23/2009	112.05		
Total 1191					442.49	.00	
1249	Berthod Motors Inc	139671	WHEEL BOLT	10/15/2009	21.65		
		140095	PARTS	11/07/2009	46.88		
Total 1249					68.53	.00	
1258	Hach Company	6466980	CHLORINE SYSTEM	10/27/2009	945.51		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 1258					945.51	.00	
1339	Grand Junction Pipe & Supply	C2310078	COPPER TUBE, MAGAPLUG PVC	10/16/2009	775.59		
		C2310132	PVC fittings	10/19/2009	242.27		
		C2310844	sch 40 PIPE	10/28/2009	139.68		
Total 1339					1,157.54	.00	
1358	Timber Line Electric & Control	13003	RIFLE PROBE	10/29/2009	455.40		
		13004	Programing Miox controls	10/29/2009	1,949.30		
Total 1358					2,404.70	.00	
1381	Zee Medical, Inc	0011529855	FIRST AID CABINET	10/27/2009	607.96		
		0011529859	FIRST AID CABINET	10/28/2009	405.93		
Total 1381					1,013.89	.00	
1437	TAYLOR FENCE COMPANY OF GF	G27481	CONSTRUCTION PANELS	10/26/2009	81.00		
Total 1437					81.00	.00	
1439	Wearguard/Aramark	1231633	windpac	10/16/2009	20.83		
Total 1439					20.83	.00	
1443	Orkin Pest Control	49335748	PEST CONTROL/SR CENTER	10/21/2009	25.03		
Total 1443					25.03	.00	
1692	A-1 Traffic Control	25350	CONSTRUCTION SIGN	10/31/2009	558.00		
Total 1692					558.00	.00	
1734	United Companies	726447	ASPH STATE	10/17/2009	540.31		
Total 1734					540.31	.00	
1768	Faris Machinery Company	J0707501	Automizer	10/19/2009	992.88		
		J07270	Automizer	10/15/2009	401.48		
Total 1768					1,394.36	.00	
1799	Lively Electric, Inc.	11875	ELECTRIC WIRING FOR COMPRESSOR	10/20/2009	742.15		
Total 1799					742.15	.00	
1806	CDMS INC	7888	DSL ACCESS - Pool	11/01/2009	17.95		
			DSL ACCESS - Cemetery		17.95		
Total 1806					35.90	.00	
1830	Grand Valley Foods	104436	FOOD/SR CENTER	10/30/2009	591.13		
		104535	FOOD PRODUCT/SR CENTER	11/06/2009	1,211.87		
Total 1830					1,803.00	.00	
1839	Valley Electric Supply, Inc.	5182396	HEAT SINK FAN ASSY	10/29/2009	148.70		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 1839					148.70	.00	
1990	Bookcliff Survey Services, Inc	6646	REPLACE PROPERTY PINS	10/21/2009	500.00		
		6652	Construction staking of Centennial Park	10/29/2009	3,704.37		
Total 1990					4,204.37	.00	
2021	Gmco Corporation	24323	DUST GARD/STREETS	10/22/2009	2,475.00		
Total 2021					2,475.00	.00	
2149	Dell Marketing L.p.	XDF77NJ59	Graphics card	10/16/2009	135.99		
			Graphics card		135.99		
Total 2149					271.98	.00	
2159	Lab Safety Supply Inc	1014314125	MAT WATERHOG	10/16/2009	702.00		
Total 2159					702.00	.00	
2208	Amerigas	613-252151A	PROPANE/RMP	10/29/2009	183.63		
		613-252152A	PROPANE/WATER	10/29/2009	496.89		
Total 2208					680.52	.00	
2343	Mountain Pest Control	0220909	PEST CONTROL	10/12/2009	50.00		
Total 2343					50.00	.00	
2412	B&h Photo - Video, Inc	39224434	LITH BATTERY	10/13/2009	128.93		
Total 2412					128.93	.00	
2467	Samuelson Pump Co., Inc.	7052	PUMP REPAIR	09/01/2009	2,406.59		
Total 2467					2,406.59	.00	
2491	Western Colorado Truck Center	93958A	WIPER	10/29/2009	63.18		
		94108A	PUMP	11/03/2009	18.53		
Total 2491					81.71	.00	
2525	Domino's/eagle Tree Pizza Inc	PO 33997	LUNCH/COURT	10/29/2009	44.06		
Total 2525					44.06	.00	
2573	Mountain West Office Products	233644I	PENS, stamps	10/08/2009	2.52		
		234343I	OFFICE SUPPLIES	10/22/2009	280.39		
		234439I	DVD+r	10/23/2009	16.82		
		23447I	OFFICE SUPPLIES	10/23/2009	284.39		
		234601I	5 POCKET DISPLAY	10/28/2009	96.02		
Total 2573					680.14	.00	
2690	Down Valley Septic & Drain LLC	136812	ROLL OFF - TIP /CEMETARY	10/15/2009	343.92		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 2690					343.92	.00	
2803	ALL TEMP SERVICES	22703GPK	electrical for new walk-in freezer	10/28/2009	561.30		
Total 2803					561.30	.00	
2824	Aflac	812145ER	SERVICE FEE	10/15/2009	135.00		
Total 2824					135.00	.00	
2846	Colo Mtn News Media	4133411	GPI.rct comm promotion	10/14/2009	20.10		
		4150974	Vallarta LIQ LIC	10/22/2009	12.14		
Total 2846					32.24	.00	
2940	Face-n-space Silkscreening	3163	EMBROIDERED HATS/PD	10/27/2009	630.00		
		3182	RIFLE LOGO SHIRTS/STILSON	11/09/2009	793.98		
Total 2940					1,423.98	.00	
3083	ALSCO	LGRA757547	work shirts and pants	10/13/2009	21.89		
		LGRA760597	work shirts and pants	10/20/2009	22.22		
		LGRA763503	LAUNDRY/ SR CENTER	10/27/2009	32.01		
		LGRA766457	LAUNDRY/ SR CENTER	11/03/2009	34.05		
		LGRA766464	work shirts and pants	11/03/2009	21.89		
Total 3083					132.06	.00	
3133	University Of Colorado Boulder	3139 & 48140	LEGAL & LIAB ISSUES/SHAW	10/08/2009	50.00		
			LEGAL & LIAB ISSUES/O'DELL		75.00		
Total 3133					125.00	.00	
3195	Frontier Paving Inc	AY APP 2/ #1	2009 Street Improvement Project	09/04/2009	9,415.49		
Total 3195					9,415.49	.00	
3273	Citizen Tellegram The	4892741 09	1 year subscription	11/10/2009	40.00		
Total 3273					40.00	.00	
3389	Sandy's Office Supply Inc	824427	Cartridge tape	10/22/2009	39.37		
		824642	PEN, TISSUE	10/23/2009	23.34		
Total 3389					62.71	.00	
3692	Miox Corporation	9382/2	installation/labor	08/31/2009	14,140.60		
Total 3692					14,140.60	.00	
3707	Interstate Battery System Inc	22027704	MTP[-78dt	10/15/2009	90.95		
Total 3707					90.95	.00	
3780	Concrete Equipment	CR 073793	pick ticket was entered causing duplicate	03/23/2009	974.80 -		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 3780					974.80 -	.00	
3790	C & S WELDING	2348	Lean-to for Ice Slicer	11/02/2009	2,075.00		
			Lean-to for Ice Slicer		1,850.40		
Total 3790					3,925.40	.00	
3847	Drive Train Industries Inc	04 516276	FILTER	10/30/2009	140.30		
Total 3847					140.30	.00	
3972	Hier, John	11122009	Contract - Mileage allowance 2009	11/12/2009	200.00		
Total 3972					200.00	.00	
4098	Heuton Tire Co	73293	TIRES/.FLEET	10/27/2009	539.92		
		73350	TIRES/.FLEET	10/27/2009	539.92		
		73448	TIRES/0585	10/30/2009	311.96		
		73449	TIRES/.FLEET	10/30/2009	483.80		
		73632	TIRES/.FLEET	11/06/2009	231.98		
		73769	TIRES/.FLEET	11/10/2009	108.25		
Total 4098					2,215.83	.00	
4119	Air Compressor Services	20449	srew up adapters	10/29/2009	221.30		
Total 4119					221.30	.00	
4123	Mt Hood Solutions	0662630	CLEANING SUPPLIES/SR CENTER	10/30/2009	374.20		
Total 4123					374.20	.00	
4141	True Brew Coffee Service	122376	COFFEE/CITY HALL	10/15/2009	68.98		
		122569	COFFEE/PARKS DEPT	10/27/2009	87.19		
		122641	COFFEE/CITY HALL	11/02/2009	31.30		
		122642	COFFEE/PARKS	11/02/2009	49.67		
Total 4141					237.14	.00	
4184	Winston Associates Inc	31253	PO 31551 RIFLE COMPERHENSIVE PLA	09/30/2009	6,614.79		
Total 4184					6,614.79	.00	
4339	Design Concepts	0013001	PO #74 /CONST DOCS/CENTENNIAL PA	11/05/2009	332.76		
Total 4339					332.76	.00	
4345	Helen Artist-Rogers/HR Design	11/10/09	DDA MANAGEMENTS 2009	11/10/2009	1,985.00		
Total 4345					1,985.00	.00	
4383	American Polygraph Association	7077 10/09	annual membership/boulton	10/15/2009	150.00		
Total 4383					150.00	.00	
4406	Rifle Creek Stone Inc	22085	Stone for parking lot	10/12/2009	149.53		
		22176&22195	ROAD BASE	10/23/2009	117.95		
		22444&22245	ROAD BASE	10/29/2009	360.03		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
		22247	ROAD BASE	10/29/2009	256.29		
Total 4406					883.80	.00	
4502	Charles D Jones Co Inc	4079266-00	IGNITOR	10/25/2009	180.00		
Total 4502					180.00	.00	
4529	Churchich Recreation Llc	INV15364	HINGE	09/03/2009	383.56		
Total 4529					383.56	.00	
4630	Kirkman, Ula	27	PERFORMANCE/SR CENTER	10/27/2009	75.00		
		28	PERFORMANCE/SR CENTER	11/03/2009	75.00		
Total 4630					150.00	.00	
4674	PBS&J	1059753	Rifle Arterial Engineering and Streetscape	10/22/2009	57,291.27		
Total 4674					57,291.27	.00	
4771	Walker Jan	2	PERFORMANCE/SR CENTER	10/29/2009	40.00		
Total 4771					40.00	.00	
4775	Hd Supply Waterworks	CR 28047	wrong vendor	07/23/2009	290.00		
Total 4775					290.00	.00	
4811	United Site Services Inc	103-12350	PORTABLE RESTROOM/RMP	10/09/2009	1,260.00		
		103-13633	PORTABLE RESTROOMS/DEERFLD PA	10/23/2009	800.00		
		103-13782	PORTABLE RESTROOMS/JOYCE PARK	10/26/2009	65.00		
		103-13783	PORTABLE RESTROOMS/METRO PARI	10/26/2009	130.00		
		103-13784	PORTABLE RESTROOMS/HEINZE PARI	10/26/2009	65.00		
		103-13785	PORTABLE RESTROOMS/DAVIDSON P,	10/26/2009	200.00		
		103-13786	PORTABLE RESTROOM/RMP	10/26/2009	65.00		
Total 4811					2,585.00	.00	
4879	Cardiff Cleaning Services	3600	CLEANING JUSTICE CENTER	09/15/2009	5,650.00		
		3611	CLEANING JUSTICE CENTER	10/15/2009	4,175.00		
Total 4879					9,825.00	.00	
4893	Avalanche Air Inc	3638	NATURAL GAS CONVERSION	10/27/2009	814.25		
Total 4893					814.25	.00	
4926	Ge Capital	528848782	SHARP COPIERS/ FINANCE	10/18/2009	216.47		
			SHARP COPIERS/PD		359.22		
Total 4926					575.69	.00	
4989	Mr Power S/Sandor Drucker	103	SIDEWALK CLEANING/DDA	10/29/2009	750.00		
Total 4989					750.00	.00	
5158	CHIEF	300658	plastic badges	10/21/2009	627.99		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 5158					627.99	.00	
5181	FRED'S HARDWARE	8989/2	Metal Abrasive Wheel	10/02/2009	5.37		
		9327/2	trespassing plast sig	10/22/2009	4.95		
		9341/2	all weather stripping	10/23/2009	22.57		
		9369/2	Pipe heat cable	10/26/2009	49.67		
		9382/2	neon yellow vest	10/27/2009	27.30		
		9393/2	FIOAT VALVE	10/27/2009	12.85		
		9409/2	GIOVES	10/28/2009	93.52		
		9410/2	CONNECTORS	10/28/2009	2.79		
		9414/2	triple expanding foam	10/28/2009	11.78		
		9430/2	Red spray paint	10/29/2009	11.58		
		9462/2	batteries	11/02/2009	6.49		
		9485/2	PVC fittings	11/03/2009	6.47		
		9488/2	air tool	11/03/2009	19.50		
		9491/2	FASTNER MISC	11/03/2009	5.75		
		9492/2	tools for truck	11/03/2009	27.82		
		9541/2	Wheel cleaner	11/06/2009	32.26		
		9546/2	FASTNER MISC	11/06/2009	.53		
		9550/2	Power cord	11/07/2009	11.48		
		9571/2	CORD CLIPS	11/09/2009	10.47		
		9579/2	Misc fastners	11/10/2009	15.30		
		9603/2	Misc fastners	11/11/2009	5.08		
		K09499/2	2000 spreader	11/04/2009	30.48		
Total 5181					414.01	.00	
5188	Southeastern Security Consulta	35474	criminal history search	10/30/2009	20.00		
Total 5188					20.00	.00	
5191	STANEK CONSTRUCTORS, INC.	PAY APP 23	CONSTRUCTION OF WW RECLAMATIO	10/25/2009	734,771.85		
Total 5191					734,771.85	.00	
5192	PECZUH PRINTING COMPANY	99531	septage recieving receipt	10/26/2009	185.68		
Total 5192					185.68	.00	
5211	STAPLES	8013766025	BROTHER A10, TONER	10/17/2009	579.93		
Total 5211					579.93	.00	
5241	TSS Consultants	06-137	PO #67/Bio-Feedstock Feasibility Study	09/15/2008	6,409.00		
Total 5241					6,409.00	.00	
5253	FASTENAL	CORIF27991	trubolt	11/11/2009	69.38		
Total 5253					69.38	.00	
5321	Aviation Industrial Supply	376941-00	hand tools	10/21/2009	134.82		
Total 5321					134.82	.00	
5413	Bruno, Colin, Jewell & Lowe PC	108948	Legal Fees/CARANI	10/29/2009	15,287.70		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
Total 5413					15,287.70	.00	
5477	WESTERN FOOD BANK OF THE R	AO-123451-1	SENIOR CENTER/PROGRAM # A0226-1	08/14/2009	9.24		
Total 5477					9.24	.00	
5540	BOBCAT OF THE ROCKIES	12030273	scoop bucket	10/27/2009	435.00		
		12030274	60" mower	10/27/2009	2,379.00		
Total 5540					2,814.00	.00	
5564	MAURER, AMANDA	2	SERVING AS ASSOCIATE MUNICIPAL J	10/30/2009	675.00		
Total 5564					675.00	.00	
5600	BIG IRON TIRE SERVICE LLC	7639	SERVICE CALL/1002	10/23/2009	139.25		
		7646	CHANGE OUT 5 TIRES	11/05/2009	229.25		
Total 5600					368.50	.00	
5613	SunEdison, LLC/pump station	70911002267	PUMP STATION #1	11/03/2009	3,062.82		
Total 5613					3,062.82	.00	
5662	E-470 Public Highway Authority	1013597323	822JCI EXPRESS TOLL	10/15/2009	4.50		
Total 5662					4.50	.00	
5667	Office World, inc.	899504	cd file folders, pen	09/15/2009	83.72		
Total 5667					83.72	.00	
5745	SUNSHINE PRODUCTS	SU208-04	SANITIZING WIPES	10/05/2009	1,577.48		
Total 5745					1,577.48	.00	
5748	CTL THOMPSON	299215	material testing for 2009	10/30/2009	272.00		
Total 5748					272.00	.00	
5768	HP Geotech	0109496	Centennial Park Material Testi	10/23/2009	4,790.25		
Total 5768					4,790.25	.00	
5827	MWH Laboratories	L0015639	Algae Enumeration	11/03/2009	425.00		
		L0015927	Algae Enumeration	11/10/2009	425.00		
Total 5827					850.00	.00	
5833	SunEdison, LLC/SunE U6 holding	30911002266	energy innovation center	11/03/2009	5,428.01		
Total 5833					5,428.01	.00	
5846	Mesa County Health Department	242-09	Water Testing	10/13/2009	20.00		
		243-09	Water Testing	10/13/2009	20.00		
		245-09	Water Testing	10/13/2009	20.00		
		346-09	Water Testing	10/20/2009	20.00		
		347-09	Water Testing	10/20/2009	20.00		

Vendor	Vendor Name	Invoice No	Description	Inv Date	Net Inv Amt	Amount Paid	Date PD
		348-09	Water Testing	10/20/2009	20.00		
		349-09	Water Testing	10/20/2009	20.00		
		350-09	Water Testing	10/20/2009	20.00		
		351-09	Water Testing	10/20/2009	20.00		
Total 5846					180.00	.00	
5847	AMBASSADOR BLIND N SHUTTER	1060	mecho 5	10/16/2009	1,626.58		
Total 5847					1,626.58	.00	
5848	KING LEE CHEMICAL CO	29852	antiscalant	11/10/2009	104.93		
Total 5848					104.93	.00	
5849	NUTECH SPECIALTIES, INC	60685	flammable liquids	09/24/2009	309.24		
Total 5849					309.24	.00	
5850	TIMBERLINE POOL & SPA LLC	460	CHLORINE TABS	10/27/2009	600.00		
Total 5850					600.00	.00	

Total Paid: -
Total Unpaid: 1,043,461.92

Grand Total: 1,043,461.92

Dated: 11/12/09

City Finance Director: Charles Kelly

1.0 EXECUTIVE SUMMARY

Oil and gas exploration and production within the Piceance Basin in Colorado, and elsewhere in the Rocky Mountain region, has undergone rapid growth over the last decade. In response to this growth, concerns regarding the impacts of oil and gas development in Garfield County have increased. Development hit a high point in 2008, and in early 2009 activity began to slow down. Although the pace has slowed, the Piceance Basin remains a tremendous gas resource that will likely experience development for a long time.

Garfield County Public Health (GCPH) is committed to addressing citizen concerns about activities in the community that affect air quality related values. There has been a great deal of technical and regulatory activity to support the development of air quality programs in Garfield County over the past few years. From meager beginnings, the county has seen a significant expansion of technical activity in monitoring, emissions analysis, and compliance. Also, there have been significant developments at the state and regional levels that should benefit air quality in Garfield County. These efforts are summarized below and described in more detail in the following report.

Analysis of Current and Historical Emissions Inventories and Monitoring Data

Emissions Inventories:

Emissions inventories developed by the Colorado Department of Public Health and Environment (CDPHE) and other stakeholders, including the Western Regional Air Partnership (WRAP) and Independent Petroleum Association of Mountain States (IPAMS), indicate that oil and gas emissions are significant contributors to oxides of nitrogen (NO_X) and volatile organic compound (VOC) sources. Major particulate matter (PM) sources include construction and road dust, which are associated with the recent growth and development related to the energy boom in Garfield County.

VOC Monitoring:

VOC monitoring began in 2005, and identified some toxic compounds of potential concern. In 2008, VOC monitoring was modified to serve a wider range of purposes including toxics assessments, source attribution, and ozone formation potential for VOCs. A special study of VOCs in the summer of 2008 was also performed near well drilling and completion operation. In 2008, monitoring was also expanded to include $PM_{2.5}$ and ozone (O_3). General conclusions are as follows:

- Results of the 2008 summer intensive study indicate VOCs were not elevated during drilling activities but were elevated down wind of completion sites during completion activities.

- In 2008, light alkanes, a subset of VOCs which are associated with natural gas, were elevated at the four (4) sites in Garfield County.

- Analysis of O_3 formation potential shows that, under ideal conditions, the potential contribution of VOCs to O_3 formation is substantially higher than actual O_3 measured. This may indicate that O_3 formation is limited by the availability of oxides of nitrogen (NO_X).

- Analysis of hazardous air pollutants (HAPs) indicated that, in 2008, most HAPs were not notably higher than concentrations measured at other sites across the U.S. Concentrations of benzene and m/p-xylenes measured at the Parachute and Rifle sites did average higher than those reported across the U.S. This might indicate that local sources for these compounds are higher in Garfield County than in a typical urban or rural environment.

Criteria Pollutants and Air Quality Standards:

Criteria pollutants, which are pollutants subject to the National Ambient Air Quality Standards (NAAQS), include PM_{10} monitored in Parachute and Rifle, and the recent addition of $PM_{2.5}$ and O_3 in Rifle in September 2008. PM_{10} levels at the Parachute site were shown to increase over the last several years. At present, air quality measurements in Garfield County do not violate air quality standards for O_3, PM_{10}, or $PM_{2.5}$, but PM_{10} levels are increasing and limited data are available for O_3 and $PM_{2.5}$.

Presentation Of Monitoring Data For Public Information

Garfield County's efforts to create a community-based air quality program include numerous educational outreach efforts, real-time data availability, and the availability of monitoring and assessment reports. Educational resources and monitoring reports are available in online in Garfield County's outdoor air quality information center (http://www.garfield-county.com/index.aspx?page=1086). Real-time monitoring data and live images are also available on an air quality web site (http://www.garfieldcountyaq.net).

Another important outreach tool is the "Citizens Guide to Air Quality in Garfield County" brochure. This guide has been designed to communicate some of the key points presented in this report, and will be widely distributed to help provide a basis for more informed and effective community involvement in Garfield County's Air Quality Management Plan.

Identification of concerns regarding air quality in Garfield County

Citizen concerns regarding the impacts of oil and gas development in Garfield County have expanded in recent years as production has increased. Primary complaints involve odor and air pollution concerns. The state and county are also concerned with compliance with air quality regulations described in the Environmental Protection Agency (EPA) Clean Air Act (CAA). The CAA is the law that defines EPA's responsibilities for protecting and improving the nation's air quality. Global climate change impacts related to emissions in Garfield County have also been identified as an issue that will need to be addressed. Gases that trap heat in the atmosphere (i.e., greenhouse gases), include methane, which is a primary constituent of natural gas.

Available measures for addressing concerns

Concerns in Garfield County are primarily focused on the rapid pace development in the area. Available measures for addressing concern include effectively enforcing compliance with current regulations, promoting voluntary measures (for both citizens and industry) that exceed current requirements, and continuing to pursue new options and advocating for regulatory reform additional as mitigation options are developed and proven feasible.

Recommendations to the county for protecting air quality in Garfield County

Ultimately, this effort is designed to create a comprehensive community-based Air Quality Management Plan and implementation strategy that enjoys broad support. Recommendations are organized into a blueprint for a community air program designed around the Center for Disease Control's Ten Essential Public Health Services. In general, these services include:

1. **Monitoring Program:** In the past few years, Garfield County has undertaken extensive monitoring efforts to understand air quality in the county. Continuation and enhancement of the monitoring program will be important to continue to ascertain the air quality issues that need to be addressed.

2. **Investigation of Hazards**: Garfield County has been aggressively collecting data and mobilizing personnel to analyze air quality data and associated risk. Ongoing efforts should include continued investigation of hazardous pollutants, updated emissions inventories, and more in-depth source apportionment studies.

3. **Inform and Educate the Community:** Garfield County has made substantial efforts to build a foundation of public knowledge. Ongoing efforts to inform and educate the community will provide for more effective involvement in a community-based Air Quality Management Plan.

4. **Mobilization of Partnerships:** Most of Garfield County's efforts to date have focused on understanding the air quality issues facing the county. In order to apply this understanding towards solutions and action, it is recommended that Garfield County establish an advisory board capacity that involves citizens, environmentalists, municipalities, Federal Land Managers (FLMs), and industry to evaluate potential policy and action items and to make recommendations to governing bodies.

5. **Development of Policies to Support Efforts:** A comprehensive Air Quality Management Plan, including a policy plan and an action plan, should be developed and regularly updated to reflect changing needs of the county. The advisory board could evaluate specific policy issues and address them individually.

6. **Compliance Assistance:** The number of permits issued under existing authorities has increased substantially with the rapid growth of oil and gas exploration. It will continue to be important to ensure that resources are available to adequately conduct compliance monitoring and enforcement.

7. **Increased Awareness of Activities and Services:** Ongoing efforts by the county, including educational opportunities, public hearings, compliance efforts, and efforts to increase voluntary emission reduction (both by industry and the public) should continue to be well publicized.

8. **Assure Competency:** As Garfield County progresses with an Air Quality Management Plan, ongoing quality assurance/quality control (QA/QC) procedures and professional development opportunities for the staff will be important.

9. **Evaluation:** Action items developed in an Air Quality Management Plan should be regularly assessed and revised to assure effectiveness and progress towards any stated goals.

10. **Look for New Options:** Efforts described in this report have been driven by the commitment of GCPH to look for new options to address air quality health issues with a community-based Air Quality Action Plan. Any action items supporting an air quality management plan should be continually evaluated in consideration of the best available management practices.

Table 6-1. Emissions Categories and Control Options for PM Sources in Garfield County

PM Sources (PM_{10} and $PM_{2.5}$)	Control Options	Comments
Road Dust	Unpaved road dust programs have significantly decreased PM_{10} nationwide (Roe, et al, 2005). Examples of controls for unpaved road dust can include: • Paving • Water/chemical stabilization • Surface improvement (e.g., gravel) • Vehicle speed reduction Other options include centralization and optimization of oil and gas facilities. This would minimize truck traffic, and hence road dust. Centralization options might include: • Automation of wells • Centralized water storage facilities • Directional drilling (multiple wells drilled from a single well-pad).	Fugitive dust, including road dust, is regulated by the CDPHE regulation No. 1 (CDPHE 2007a).
Construction Dust	Mitigation of construction impacts as Garfield County continues to grow can include a number practices from site preparation to landscaping. Examples of controls for construction sources include: • Covering haul trucks • Wet suppression • Re-vegetation	Construction dust, like road dust, is regulated by the CDPHE regulation No. 1 (CDPHE 2007a) under fugitive dust controls.
Wood-Burning	Options to address particle pollution from wood-burning can include restrictive burn days and incentives to exchange wood-burning stoves for more efficient fuel stoves.	Wood-burning is regulated by the CDPHE regulation No. 4 (CDPHE 2006b).

Table 6-2. Emissions Categories and Control Options for NO_X Sources in Garfield County

NO_X Sources	Control Options	Comments
Oil and Gas Sources		
- Drill Rigs	Options may include: • Implementation of cleanest burning engines available (ahead of EPA phase-in schedule) • Replacing diesel-fired drilling rig engines with natural gas-fired drilling engines • Utilization of electric powered drill rigs	EPA non-road engine tier standards (EPA 2008c) require a phase in of standards between 1996 and 2014 for all newly manufactured, modified, and reconstructed engines. These standards do not apply to existing drill rig engines.
- Compressor Engines	At present, most of the work to operate the compressors comes from natural gas-fired internal combustion engines. Additional options may include: • Centralization of compressor sources using larger central compression instead of numerous smaller compressor engines • Electric powered compression • Using gas turbines rather than internal combustion engines	State controls on new and existing reciprocating internal combustion engines (includes natural gas-fired compressor engines) are scheduled to phase in between 2007 and 2011 as per CDPHE Regulation No. 7 (CDPHE 2008c).
On-Road Mobile Sources	Controls for on-road mobile sources might include • Restrictions on vehicle engine exhaust • Operation strategies (e.g., idle reduction, route optimization, facility centralization) • Conversion to natural gas vehicles	Some federal and state restrictions already exist for vehicle exhaust.

Table 6-3. Emissions Categories and Control Options for VOC Sources in Garfield County

VOC Sources	Control Options	Comments
Oil and Gas Sources		
- Venting	Green completion technologies allow natural gas and condensate to be recovered and sold, rather than lost via venting or flaring.	2006 emissions estimates indicated that venting during completion/recompletion and blowdown activities was the largest fraction of oil and gas VOC emissions in Garfield County. As of April 1, 2009, COGCC, Section 805 (COGCC 2009) requires green completion technology for wells that meet certain criteria.
- Condensate Tanks	Examples of options to control these emissions include: • Vapor recovery units • Enclosed flares	COGCC, Section 805 (COGCC 2009), and CDPHE Regulation No. 7 (CDPHE 2008c) include control requirements for condensate tanks.
- Glycol Dehydrators	Conventional glycol dehydrators vent directly to the atmosphere when the dehydrator is recharged. Examples of options to control these emissions include: • Add-on technologies (e.g. thermal oxidizers) to reduce the amount of VOCs vented • Replacement with desiccant dehydrators	COGCC, Section 805 (COGCC 2009), and CDPHE Regulation No. 7 (CDPHE 2008c) include control requirements for glycol dehydrators.
- Pneumatic Devices	Most of the pneumatic devices at production wells and along transmission systems are powered by natural gas. As part of normal operation, most pneumatic devices release or "bleed" gas to the atmosphere. Examples of options to control these emissions include: • Replacement of high-bleed pneumatic devices with low-bleed or no-bleed devices • Power devices with instrument air instead of natural gas	COGCC, Section 805 (COGCC 2009) requires that all new/replaced/repaired pneumatic devices across the state be low-bleed at production sites, but does not require existing devices to be replaced.
- Fugitives	Fugitive emissions can originate from tens of thousands of valves, flanges, pump seals, and numerous other leak points. Leak detection and repair programs can help identify faulty units and greatly reduce fugitive emissions.	The federal government has established New Source Performance Standards for onshore natural gas processing plants requiring leak detection, with inspections on a specified schedule (EPA 1985). These standards do not currently apply to any other facilities, such as fugitive emissions from oil and gas wells, separators, tanks, and metering stations (Armendariz 2009).

Table 7-1. Current Activities and Future Needs in Garfield County as Related to the Ten Essential Public Health Services

Essential Services	Current Activities	Future Needs
1. Monitoring Program	Garfield County has undertaken extensive monitoring efforts to understand air quality in the county. These efforts, as described in this report, have included: • Coordinated efforts with the CDPHE and the EPA to monitor VOCs (including HAPS), PM, O_3, and meteorology. • Special studies to monitor VOC levels associated with odor complaints, and time resolved VOCs and PM in close proximity to oil and gas sources. • Work with the CDPHE and the WRAP to update emissions estimates, which has assisted in identifying major source contributors in the county.	Continuation and enhancement of the monitoring program: • Ongoing measurements of O_3 and PM will address compliance with national air quality standards. • Ongoing measurements of VOCs to help understand impacts of regulations and changing production levels. • Additional criteria pollutants should be monitored (e.g., NO_2) • Continuing need for special studies (HAPS, odors, etc.) • Regional haze monitoring including visibility and speciated PM measurements • Emissions projections need to be updated to reflect most recent rules and regulations
2. Investigate Hazards	Garfield County has been aggressively collecting data and mobilizing personnel to analyze air quality data and associated risk. Preliminary risk-based screening for air toxics has been performed for data through 2007. Several studies have been completed or are underway with CDPHE and other participating agencies to evaluate health effects.	Continued monitoring will enable more detailed evaluation of health hazards and trends, and will address compliance issues. Continual updates and refinements to emissions estimates and projections will help the county understand the benefits or impacts of emission control strategies. More in depth source apportionment studies and enhanced regional and sub-regional modeling capability will also assist in investigation of hazards and effectiveness of controls.

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Table 7-1. Current Activities and Future Needs in Garfield County as Related to the Ten Essential Public Health Services (continued)

Essential Services	Current Activities	Future Needs
3. Inform and Educate the Community	As described in this report, Garfield County has made substantial efforts to build a foundation of public knowledge, including: • Monitoring data and summary reports for Garfield County, available on the air quality Web site. • The "Smart Citizen Series," which invited citizens to view presentations and comment on air quality issues. • The "Citizens Guide to Air Quality in Garfield County" brochure, as provided in Task 4 of this report, which was designed to communicate some of the key points presented in this report.	Continued outreach efforts should assist the public in understanding the issues and provide for more effective community involvement.
4. Mobilize Partnerships	A number of groups participate and continue to contribute to managing air quality in Garfield County. Partners have included the CDPHE, the Garfield County Energy Advisory Board (EAB), the Grand Valley Citizens Alliance, the Soccomanno Research Institute of St. Mary's Hospital in Grand Junction, Energy Industry Leaders, Colorado Mountain College, Colorado Mountain News Media, the Chamber of Commerce, Local Governments, and various citizen groups and organizations.	In order to focus on solutions and action concerning air quality issues, Garfield County should establish an Air Quality Advisory Board, or partner with the Mesa County Grand Valley Air Quality Advisory Committee. Representation should include a broad based constituency, including citizens, environmentalists, municipalities, Federal Land Managers, and industry. This advisory board capacity could evaluate potential policy and action items for the county, and make recommendations for inclusion in an Air Quality Management Plan, which could guide decisions in the county.

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Table 7-1. Current Activities and Future Needs in Garfield County as Related to the Ten Essential Public Health Services (continued)

Essential Services	Current Activities	Future Needs
5. Develop Policies to Support Efforts	Garfield County actively supports federal and state legislation to improve air quality in the county. The Oil and Gas Department serves as the local government designee to relay industry, citizen and local government concerns to the Colorado Oil and Gas Conservation Commission (COGCC) (http://oil-gas.state.co.us/), which promulgates the rules that govern oil and gas development. Also, Garfield County is currently working with the EPA Community Action for a Renewed Environment (CARE) grant program to further define the needs of the county and develop policies to implement solutions to reduce releases of toxic pollutants and minimize people's exposure to them.	A comprehensive Air Quality Management Plan should be developed and regularly updated to reflect changing needs of the county. The county can use the data as summarized in this report to begin to evaluate policy recommendations for the management plan. An advisory board could evaluate specific policy issues and address them individually. The Air Quality Management Plan could be made up of components including a policy plan and an action plan: • The policy plan could be a long-term policy document addressing the needs of the county. • The action plan could contain strategies for the county to address these needs, which could be updated more regularly. Potential actions required to meet community concerns will go beyond regulatory actions and require voluntary efforts. This might include aggressive promotion of existing programs like EPA's Natural Gas STAR program, and incorporate a variety of options and incentives targeted at other facets of the community (not just oil and gas).

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Table 7-1. Current Activities and Future Needs in Garfield County as Related to the Ten Essential Public Health Services (continued)

Essential Services	Current Activities	Future Needs
6. Compliance Assistance	The county does not regulate oil and gas drilling directly, but does serves as a liaison between the citizens and the energy industry, relaying regulatory concerns to the Colorado Oil and Gas Conservation Commission (COGCC), where the drilling permits are issued. It is then the responsibility of the COGCC to respond to these concerns. Some county regulations affect the energy industry. For example, oversized vehicles are subject to permits from the Road and Bridge Department and certain facilities must obtain land use and building permit approvals from the Building and Planning Department.	With increasing number of permits issued under existing authorities, the ability to enforce permit conditions becomes more difficult. It will continue to be important to ensure that resources are available for adequate and timely compliance monitoring and enforcement.
7. Increase Awareness of Activities and Services	Activities to date by the county have been published on the county's website, and made available through press releases and citizen forums.	Ongoing efforts by the county, including educational opportunities, public hearings, compliance efforts, and efforts to increase voluntary emission reduction (both by industry and the public) should continue to be well publicized. Increased awareness of these efforts will help build community confidence and support.
8. Assure Competency	Professionalism and integrity are stated values of Garfield County. In 2005, Garfield County reinvested in the environmental health program and hired additional qualified personnel to address the rapid expansion of the oil and gas industry in the county. With the investment of personnel has come enhanced monitoring and analysis, as described in this report. Data integrity is continually checked with routine QA/QC procedures.	As Garfield County progresses with an Air Quality Management Plan, ongoing QA/QC procedures and professional development opportunities for the staff will be important.

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Table 7-1. Current Activities and Future Needs in Garfield County as Related to the Ten Essential Public Health Services (continued)

Essential Services	Current Activities	Future Needs
9. Evaluation	Efforts undertaken by the county, as described in this document, have focused mainly on defining the air quality issues in the county. These processes have involved participation by various federal, state, county, and industry stakeholders, with evaluation through constant review and feedback.	Evaluation of the impact of policies and controls will require continued monitoring, and emissions inventory and risk assessments. Assessment criteria should be developed (such as progress towards stated goals and cost effectiveness), and any air quality policy and action plans developed by the county should be evaluated regularly and revised based on results.
10. Look for New Options	Continuous improvement is one of Garfield County's stated values. Efforts described in this report have been driven by the commitment of GCPH to look for new options to address air quality health issues.	Existing control technologies continually become more accessible and cost effective, and new technologies are continually developed and evaluated. An Air Quality Advisory Board, if created, would be responsible for shaping Garfield County's advocacy for federal and state mandates, and the county's own policy and action decisions around the best available options.

Garfield County, Colorado

A Citizen's Guide to Air Quality Management in Garfield County

Garfield County Public Health

195 W. 14th Street
Rifle, CO 81650
970-625-5200

Dear Garfield County Residents,

Clean air contributes to good health and a high quality of life. With our active population and scenic vistas, clean air is more important than ever in Garfield County. Garfield County Public Health is committed to addressing concerns about activities in the community that affect air quality in our county.

Oil and gas exploration and production in this region has developed significantly over the last decade, contributing to the rapid growth of local communities. There is now concern that the increase in pollution from this growth, and the increase in pollution from oil and gas operations, are adversely affecting air quality in our area.

Since 2005, the county has significantly expanded air quality monitoring, emissions analysis, and compliance enforcement of air quality regulations. Along with this, there have been significant developments at the state and regional levels that will benefit air quality in Garfield County into the future.

But, to successfully keep our air clean, we need YOU! The county's ongoing efforts include the development of a comprehensive, community-based Air Quality Management Plan. A successful plan to manage air quality in Garfield County will rely on collaboration with state and local jurisdictions, industry, businesses, and YOU. In this booklet you will find information about air quality in Garfield County, what we are doing to keep our air clean, and what you can do to help.

Sincerely,

Garfield County Public Health

What are air quality concerns in Garfield County?

Increasingly, landowners and residents of oil and gas field communities are reporting health concerns that they believe are associated with the energy development activities in their area. In addition, concerns about odor, dust, and the environment have been on the rise with industry and community growth.

What types of air pollutants can be measured?

Regulated Air Pollutants

Some pollutants are regulated by the U.S. Environmental Protection Agency (EPA) because they have been found to be harmful to human health and the environment. The EPA sets standards (National Ambient Air Quality Standards) for six pollutants based on their effects on health. More on these standards can be found at www.epa.gov/air/criteria.html. The regulated pollutants are:

- nitrogen dioxide (NO_2)
- sulfur dioxide (SO_2)
- lead (Pb)
- carbon monoxide (CO)
- ground-level ozone (O_3)
- particulater matter (PM)

As levels approach standards established by the EPA, these pollutants may cause adverse health effects, especially in people with heart or lung disease, older adults, and children.

Non-Regulated Air Pollutants

Additional Hazardous Air Pollutants (HAPs) are also of concern in Garfield County. These are a group of many hundreds of pollutants that are suspected or known to cause cancer or other serious health problems. There are no standards for HAPs, but the EPA has developed guidelines to better evaluate exposures to HAPs. More information about HAPs can be found at www.epa.gov/ttn/atw/allabout.html.

Did you know...?

The Oil & Gas Department serves as a liaison between citizens and the energy industry. The county does not regulate oil and gas drilling, but does serve as the local government designee to the Colorado Oil and Gas Conservation Commission (COGCC), which issues drilling permits.

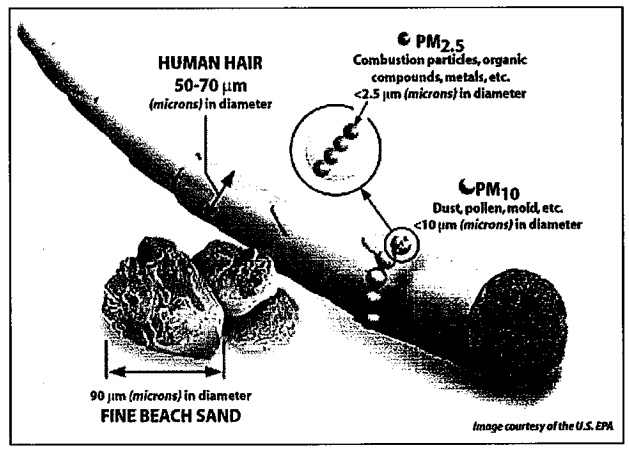
If you are a citizen of Garfield County and you have a concern about oil and gas activities, please contact the Garfield County Oil & Gas Department at 970-625-5915.

What are the major sources of air pollution in Garfield County?

By examining pollutant data we can better understand the sources of air pollution in Garfield County. Emissions estimates for Garfield County are updated annually by the Colorado Department of Health & Environment. While emissions estimates can give a good idea of sources that affect the county, it is important to note that they do not account for emissions that are transported from areas outside of Garfield County. More information about sources of air pollution in Garfield County can be found at www.GarfieldCountyAQ.net.

Sources of Particulate Matter

Particulate matter (PM) is made up of solid particles and liquid droplets that are small enough to be inhaled. Particulate matter has the potential to cause health problems, especially because it can get lodged deep into the lungs.



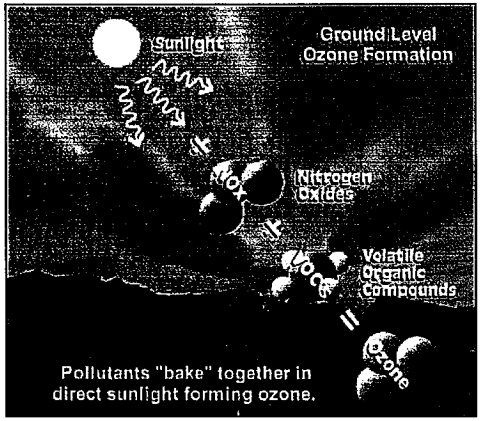
Size characteristics of particulate matter

Size Distinctions of Particulate Matter
$PM_{2.5}$
$PM_{2.5}$ refers to particles less than 2.5 microns in diameter. These smallest particles pose the greatest health risk.
PM_{10}
PM_{10} refers to particles less than 10 microns in diameter.

In Garfield County, the majority of particulate matter sources are estimated to come from road dust, oil and gas activities, construction, and wood-burning. Natural emissions like forest fires also contribute to levels of particulate matter. Particulate emissions have increased with increased natural gas development activities which may include grading and leveling of well pads, construction of facilities, construction of access roads to well pads, and subsequent vehicle traffic.

Sources of Ground-Level Ozone

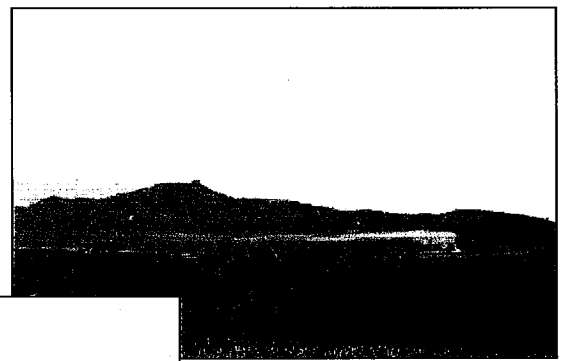
Ozone is a pollutant formed through chemical reactions from the interaction of sunlight, oxides of nitrogen (NO_x) and volatile organic compounds (VOC).



Source: NASA

Ground-level ozone formation

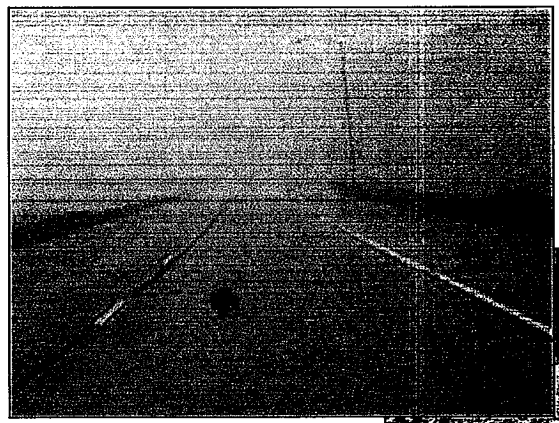
In Garfield County, oil and gas operations and on-road vehicles contribute to the majority of nitrogen oxide (NO_x) sources. VOC emissions include oil and gas sources, on-road vehicles, and substantial emissions from natural sources including trees, shrubs, and prescribed and natural fires. Tightened fuel standards and controls contributed to decreasing NO_x and VOC emissions prior to 2005. More recent inventories have shown increasing emissions from sources related to oil and gas activities.



Pollutants from stationary sources in Garfield County

Sources of Hazardous Air Pollutants

The EPA has designated approximately 190 compounds as Hazardous Air Pollutants (HAPs) including benzene, toluene, ethyl-benzene and xylenes (also known as the BTEX compounds). These compounds are emitted by some natural gas wells and production equipment, and by vehicle sources, including personal vehicles, traffic along I-70, and heavy-duty vehicles that service natural gas operations. Benzene emissions are tracked in Garfield County. Similar to NO_x and VOCs, benzene emissions were decreasing prior to 2005, but sources related to oil and gas activities have shown increasing trends.



Dust from natural events (wind) in Garfield County

Dust from construction sources in Garfield County

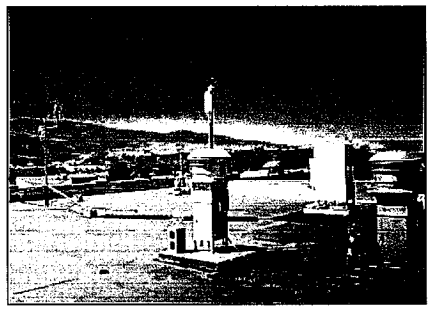
Open burning in Garfield County

Idling on-road vehicles in Garfield County

What types of air pollutants are being measured in Garfield County?

As of 2009, pollutants monitored in Garfield County include particulate matter (PM), ozone (O_3) and Volatile Organic Compounds (VOCs), including some Hazardous Air Pollutants (HAPs). Air quality monitoring sites also track meteorological conditions (temperature, relative humidity, barometric pressure, winds, and precipitation) associated with pollutant levels.

Hourly real-time results of air quality monitoring as well as regularly updated photos (every 15 minutes) of downtown Rifle, Colorado, are available on the Garfield County Air Quality Monitoring Web site at www.GarfieldCountyAQ.net. Also available on the site:



Air monitoring equipment in Rifle, Colorado

- 7-day timelines of pollutants and meteorology
- Image archives
- Additional Outdoor Air Quality Information, including:
  - Air monitoring reports (quarterly and annual)
  - Summary and assessment reports from special projects

The Air Quality Index (AQI) for the regulated air pollutants monitored is also available on the site. The AQI is a tool developed by the EPA intended to alert the public of possible precautions to take during poor air quality periods. AQI health advisory levels are listed below.

Air Quality Health Advisory Levels

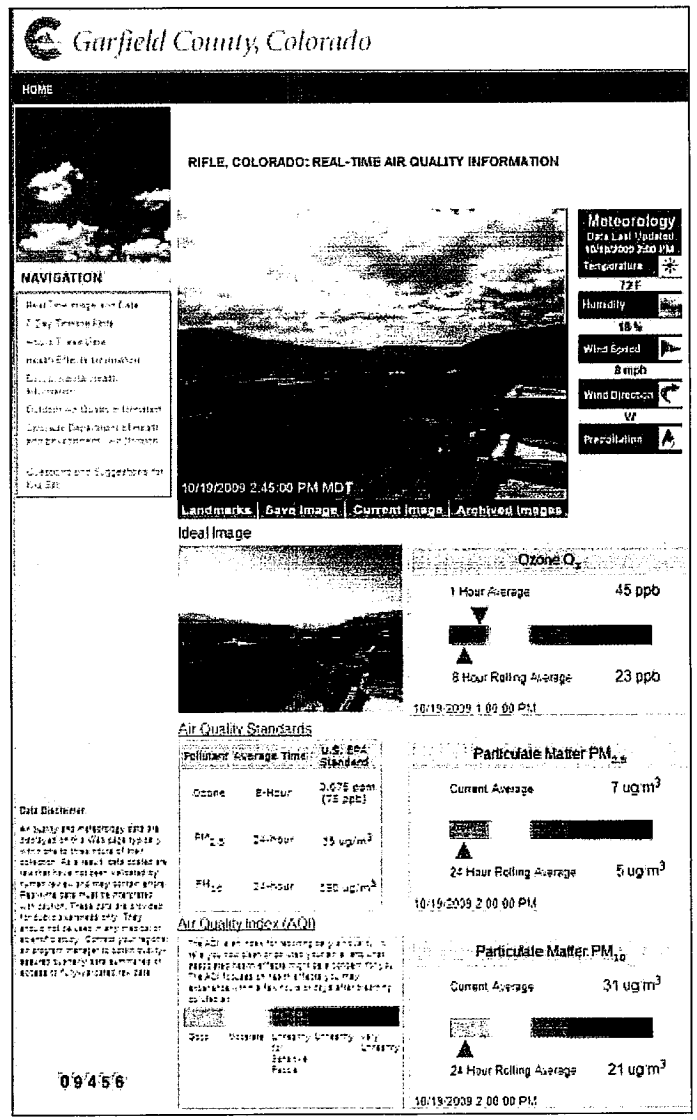
Air Quality	Cautionary Statements
Good	None.
Moderate	People who are unusually sensitive to air pollution should consider limiting prolonged or heavy exertion outdoors.
Unhealthy for Sensitive Groups	Active children and adults, and people with lung disease, such as asthma, should reduce prolonged or heavy exertion outdoors.
Unhealthy	Active children and adults, and people with lung disease, such as asthma, should reduce prolonged or heavy exertion outdoors. Everyone else, especially children, should reduce prolonged or heavy exertion outdoors.
Very Unhealthy	Active children and adults, and people with lung disease, such as asthma, should reduce prolonged or heavy exertion outdoors. Everyone else, especially children, should reduce prolonged or heavy exertion outdoors.
Hazardous	Everyone should avoid all physical activity outdoors.

Did you know....

Local real-time AQI health advisory levels, pollutant levels, and visual conditions are available at www.GarfieldCountyAQ.net (see below).

National real-time AQI health advisory levels are available on the EPA AIRNow Web site: www.airnow.gov.

Garfield County Air Quality Monitoring Web site



What are we doing about air quality in Garfield County?

Air Quality Management

Efforts in Garfield County are intended to support the development of a comprehensive, community-based Air Quality Management Plan. Garfield County has undertaken extensive monitoring efforts, performed risk analysis assessments, and participated in a number of EPA funded programs to assess air quality in the area. Goals of a Garfield County Air Quality Management Plan may include:

- Further characterization of air quality in Garfield County
- Increased public awareness of air quality issues
- Increased community involvement in air quality planning
- Promotion of environmentally friendly behaviors and business practices
- Implementation of community-wide emissions reducing strategies
- Cleaner air!

Did you know....

Garfield County is working to reduce emissions from public vehicles. In 2009, in cooperation with the Colorado Department of Public Health & Environment under the EPA-funded Colorado Clean Diesel Program, school buses in Garfield County were retrofitted with emissions reduction technology.

Regulatory Efforts

Of great importance in Garfield County is the need to consider environmental and social impacts of oil and gas development. Recent regulations to address these impacts include:

- In 2006 and 2008, the Colorado Air Quality Control Commission (AQCC) approved statewide emissions controls on many oil and gas volatile organic compound sources (Air Quality Control Commission Regulation No.7). Details of these regulations are available on the APCD Web site: www.cdphe.state.co.us/regulations/airregs/.
- In 2009, the state of Colorado Oil and Gas Conservation Commission (COGCC) adopted a number of progressive regulations specific to oil and gas sources. Details of these rules are available on the COGCC Web site: cogcc.state.co.us/.
- Also, effective in 2011, the EPA may, for the first time, require oil and gas sources to begin collecting greenhouse gas (GHG) emissions data under a new reporting system.

Voluntary Efforts

In addition, emissions from vehicles and industry can be lowered not only by changes in regulations, but also by proactive voluntary activities that go beyond regulations. As new technologies continue to make the exploration and production of natural gas more efficient, safe, and environmentally friendly, Garfield County will continue to work with industry to promote use of the most state of the art pollution controls.

Open Burning in Garfield County

The State of Colorado regulates open burning to help protect public health and the environment. Open burning requirements (including trash burning), permit requirements, and smoke management information is available on the Garfield County Web site at www.GarfieldCountyAQ.net.

You can help!

Garfield County wants its citizens to play an active role in shaping the county's Air Quality Management Plan!

Stay informed!
Learn more about what Garfield County is doing to protect and improve air quality. Check the Web site regularly at www.GarfieldCountyAQ.net to learn about projects, issues, and resources.

Get involved!
Your support of strong, effective air pollution control helps drive progress in our county. Share your concerns with your county officials. Attend meetings and public forums, join advisory and action groups, and assist in community efforts.

Reduce your own air quality impact!
The impact of lifestyle choices on air quality should not be underestimated. Some examples of what you can do include:

- **Tune your car.** A well maintained car conserves energy resources by using less gas.
- **Reduce idling.** Idling wastes fuel and money and impacts the environment. In the winter, the best way to warm up a vehicle is to drive it.
- **Drive less.** Try alternative forms of transportation like riding the bus, carpooling, or biking.
- **Avoid burning.** Avoid burning leaves or other yard waste, garbage, or other materials that may contain chemicals. Compost or use trash collection instead. Be sure to always comply with state open burning regulations. These are outlined at www.cdphe.state.co.us/ap/fireinfo.html.
- **Replace your wood stove.** Replace wood-burning stoves with more efficient fuel stoves. Wood-burning stoves are a large wintertime source of particle pollution. For more information go to: www.epa.gov/burnwise/.
- **Conserve energy.** The less energy you use, the more money you save, and the less pollution is created. Optimize your home's energy efficiency, cut back on heating and air conditioning, and turn off the lights when you leave a room.
- **Limit your use of volatile chemicals.** Avoid using oil-based paints, solvents, cleaners, varnishes, or other household and personal products that emit harmful volatile organic compounds.

FOR MORE INFORMATION

For air quality related planning, monitoring or research, please contact:
Garfield County Public Health, Rifle Office:
195 W. 14th Street
Rifle, CO 81650
Tel: 970-625-5200
Fax: 970-625-4804
News and information: www.garfield-county.com/
Real-time air quality data: www.garfieldcountyaq.net/

To file oil and gas related concerns, please contact:
Oil & Gas Department of Garfield County
0375 County Road 352, Building 2060
Rifle, CO 81650
(970) 625-5915 Phone
(970) 625-5939 Fax

Other Information:
Colorado Oil and Gas Conservation Commission (COGCC) NW Field Office
Phone: 970-625-2497
Toll Free Complaint Line: 888-235-1101
www.cogcc.state.co.us

Colorado Air Pollution Control Division (APCD)
4300 Cherry Creek Drive South
Denver, Colorado 80246-1530
303-692-3100 or 1-800-886-7689 (In Colorado)
www.cdphe.state.co.us/

Roan Plateau

This booklet was funded by the U.S. Environmental Protection Agency Region 8 Regional Geographic Initiatives Grant Program

MEMORANDUM

To: John Hier, City Manager
From: Charles Kelty, Finance Director
Date: November 11, 2009
Subject: 2010 Proposed Budget – 2nd Public Hearing

The Proposed 2010 Budget Reports being discussed during the second public budget hearing on November 18, 2009 are attached. The funds presented are Parks and Recreation, Water, Wastewater, Fleet, and Information Technology.

Below are several staff requests:

A. Parks Maintenance Building Furniture and Fixtures

Due to the timing of ordering the Parks Maintenance Building furniture and fixtures, Staff requests this line item in the 2010 budget be increased by $20,000. The 2009 year-end projection would be decreased by the same amount.

B. Water Capital EPA Grant

- On Friday, October 30, 2009, the City learned it was awarded a $300,000 State and Tribal Assistance Grant for Water Transmission Improvements through the federal appropriations (earmark) process.
- There is a 45% non-federal match. Therefore, staff respectfully requests additional $300,000 expenditure be budgeted in the Capital Expansion line item with corresponding revenues added as well. Net impact to the fund will be zero.
- The 45% match will be $135,000 and has already been requested in the Water Treatment Plant Facility – Design line item.

C. Water Capital Plant Improvements

Staff requests an additional $200,000 be appropriated in the Water Plant Improvements line item for the Construction Costs Associated with the Powdered Activated Carbon System. These costs are presently not shown in this presentation and will be added if Council approves this request.

Please let me know if you have any questions.

Thank-you

City of Rifle
2010 Proposed Budget
Second Public Hearing
November 18, 2009

1. Parks and Recreation (210) – Page 1

2. Proprietary Funds:
   a. Water (310) – Pages 2-5
   b. Wastewater (320) – Pages 6-9
   c. Sanitation (330) – Pages 10-11

3. Internal Service Funds:
   a. Fleet (610) – Pages 12-14
   b. Information Technology (620) – Pages 15-16

City of Rifle

Parks and Rec Fund (210)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
PARKS & RECREATION FUND (210)				
BEGINNING FUND BALANCE	**1,742,448**	**5,108,878**	**5,905,002**	**2,076,403**
REVENUES				
TAXES	2,832,901	2,700,064	2,212,073	2,212,228
INTERGOVERNMENTAL	1,109,836	2,255,000	790,164	1,095,000
CHARGES FOR SERVICES	196,021	194,795	167,975	168,900
MISCELLANEOUS	2,738,012	45,350	150,732	77,200
OPERATING TRANSFERS FROM OTHER FUNDS	0	260,000	220,545	266,000
TOTAL REVENUE	**6,876,770**	**5,455,209**	**3,541,489**	**3,819,328**
EXPENDITURES				
Recreation	518,081	573,028	521,512	560,821
Pool	244,507	325,869	215,019	228,690
Parks Maintenance	694,141	914,447	820,828	875,936
Rifle Mountain Park	75,223	0	0	0
Parks Capital	1,109,268	7,038,628	5,707,795	3,157,388
Parks Maint. - Centennial Park	0	0	0	72,771
Non-Departmental	14,224	535,434	38,017	90,979
Transfers to Other Funds	58,772	66,917	66,917	66,917
TOTAL EXPENDITURES	**2,714,216**	**9,454,323**	**7,370,088**	**5,053,502**
FUND NET GAIN (LOSS)	**4,162,554**	**(3,999,114)**	**(3,828,599)**	**(1,234,174)**
FUND BALANCE, ENDING	**5,905,002**	**1,109,764**	**2,076,403**	**842,229**
Reserved Fund Balance (see next section detail)	**506,303**	**163,656**	**406,245**	**414,580**
FUND BALANCE, ENDING -UNRESERVED	**5,398,699**	**946,108**	**1,670,158**	**427,649**
RESERVED FUND BALANCE				
RE-2 School District Contribution	300,000	0	300,000	300,000
Reserved for emergencies (TABOR)	206,303	163,656	106,245	114,580
Total Reserved Funds	**506,303**	**163,656**	**406,245**	**414,580**

CITY OF RIFLE Water Fund - Operation and Maint. (310)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Water O&M Fund (310)				
Unrestricted Working Capital (Excludes Water Righ	**1,968,121**	**2,264,145**	**1,413,193**	**1,687,574**
Restricted Working Capital (Water rights)	**252,855**	**(198,132)**	**301,690**	**196,311**
TOTAL BEGINNING WORKING CAPITAL	**2,220,976**	**2,066,013**	**1,714,882**	**1,883,884**
OPERATIONS & MAINTENANCE REVENUES (3000)				
EIF-Downtown Main St	0	163,602	0	0
DOLA EIF-Water-Wastewater Study (EIAF-4952)	0	0	0	0
DOLA EIF-Water-System Improvements (EIAF #5904)	360,000	40,000	40,000	0
CRWCD Grant Beaver Creek	0	0	0	0
CWCB Grant - SB 07-008 Revenue	16,161	0	0	0
Interest Earnings (Net of Unrealized Gains/Losses)	53,829	40,768	41,609	41,609
Unrealized Gains/Losses	28,877	0	(7,931)	0
Water User Fees	2,055,277	2,089,517	2,068,058	2,171,461
Co-Gen water user fees	17,966	20,000	13,135	13,135
Bulk water sales	189,466	100,000	50,725	50,000
Service charges (reading,activation,testing)	52,629	44,588	38,858	38,858
Late Payment Charges	5,573	6,946	6,707	6,707
Sale of Meters	56,463	41,326	5,000	5,000
Miscellaneous Revenue	0	0	0	0
OTI - General Fund	100,000	160,000	135,000	135,000
16TH St - SIF Reimbursement	0	0	0	0
Sale of Assets	0	0	0	0
Insurance Proceeds	0	0	0	0
Gain on Sale of Assets	(196,882)	0	0	0
Loan Proceeds (Honeywell meters)	0	0	0	0
Subtotal - O & M Revenue	**2,739,359**	**2,706,747**	**2,391,161**	**2,461,770**
WATER RIGHTS REVENUES (3002)				
Reimbursable Legal/Engineering	47,331	30,000	30,550	30,550
Interest Earnings	7,940	8,187	6,252	6,252
Interest - A/R	0	0	0	0
Unrealized Gains/Losses	0	0	0	0
Water Rights Fee	106,499	30,000	4,328	4,328
Co-Gen water rights + standby fee	28,614	1,000	4,000	4,000
Water Shed Permit Fees	1,500		0	0
Raw Water Irrigation Fee Reduc	0		(28,009)	0
Miscellaneous Revenue	0	1,000	0	0
Subtotal - Water Right Revenue	**191,884**	**70,187**	**17,121**	**45,130**
TOTAL O & M AND WATER RIGHTS REVENUE	**2,931,243**	**2,776,934**	**2,408,282**	**2,506,900**

CITY OF RIFLE Water Fund - Operation and Maint. (310)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Water O&M Fund (310)				
OPERATIONS & MAINTENANCE EXPENSES (4331)				
Regular Employees-S&W	418,010	472,115	451,616	550,427
Part-Time/Temp Empl-S&W	0	0	0	0
Overtime-S&W	31,301	32,348	11,718	11,288
Standby Time-S&W	20,691	20,172	11,782	12,084
Health Insurance	83,424	91,912	91,468	144,080
FICA	28,094	32,527	29,457	35,576
Medicare	6,570	7,607	6,889	8,320
Retirement	23,608	26,817	25,707	31,046
Unemployment Insurance	931	1,050	950	1,147
Workers Comp Insurance	20,837	23,524	21,418	25,867
Professional Services	70,259	88,500	63,817	101,450
Water Quality Testing Svs	26,047	49,150	48,700	28,700
Postal Services	7,139	8,000	7,600	7,500
Utility Services	196,613	190,000	165,000	177,200
Ditch Maintenance Service	2,359	4,500	3,000	3,000
Repair & Maint Services	138,351	96,900	64,866	58,500
Contract Maint Services	2,020	6,800	4,765	9,360
Meter Testing Services	0	1,000	500	500
Rental Equip/Vehicles	4,973	200,959	209,836	216,490
Rental Toilets	1,045	1,200	1,000	1,200
Other Purchased Services - Utility Locates & Permits	4,384	4,400	4,135	4,160
Dues/Memberships	545	2,500	3,007	3,067
Insurance	22,237	24,128	24,834	27,317
Communication-Telephone	11,668	12,900	12,400	12,400
Advertising	706	2,000	1,000	1,000
Printing/Binding	3,191	2,625	3,600	3,600
Travel & Meetings	4,418	6,900	5,395	5,400
General Supplies	191,077	240,000	132,950	402,650
Uniforms/Clothing	71	400	489	500
Minor Equipment	24,820	12,100	25,000	8,850
Land	0	0	0	0
Buildings	0	73,300	45,927	52,500
Improvements not buildings	0	0	0	0
Line Replacements	1,272,885	55,000	15,615	0
2005 Improvements	0	0	0	0
Downtwn Main St Projects	0	0	0	0
Equipment	100,529	97,000	87,751	32,000
Miscellaneous	7,500	0	0	0
Management Fees	144,223	150,712	150,712	104,949
Salary Adjustments	0	0	0	0
Fleet Maintenance	47,663	45,950	41,336	44,919
Information Technology Maintenance	0	0	0	10,123
Fleet Debt Service Princ	0	17,129	0	0

CITY OF RIFLE Water Fund - Operation and Maint. (310)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Water O&M Fund (310)				
Fleet Debt Service Int	0	2,700	0	0
I.T. Debt Service Princ	0	0	0	776
I.T. Debt Service Int	0	0	0	72
Debt Service Princ	228,536	204,165	204,165	168,526
Debt Service Interest	75,397	65,547	65,547	54,590
Refunding/Issuance Costs	1,038	1,038	1,038	1,038
OTO to General - Gov. Affairs	25,000	25,374	25,374	25,374
OTO to General - Maint.	4,874	6,416	6,416	6,416
Contingency	0	50,000	40,000	30,000
Subtotal - O & M Expenses	***3,253,034***	***2,457,365***	***2,116,780***	***2,423,962***
WATER RIGHTS EXPENSES (4332)				
Professional Services	32,867	60,000	55,000	62,500
Prof Services-Engineering	38,539	30,000	25,000	30,000
Other Purchased Services	0	0	15,000	0
Water Rights Adm Fee	4,544	10,000	7,500	10,000
Water Rights Reudi	17,876	40,000	20,000	50,000
Rifle Pond	0	0	0	0
Refunds	0	0	0	0
Subtotal - Water Right Expenses	***93,826***	***140,000***	***122,500***	***152,500***
TOTAL O & M AND WATER RIGHTS EXPENSES	**3,346,860**	**2,597,365**	**2,239,280**	**2,576,462**
FUND NET PROFIT/(LOSS) (Cash Basis)	**(415,617)**	**179,569**	**169,002**	**(69,562)**
Unrestricted Working Capital (Excludes Water Righ	**1,454,446**	**1,820,247**	**1,687,574**	**1,725,382**
Restricted Working Capital (Water rights)	**350,913**	**425,335**	**196,311**	**88,941**
ENDING WORKING CAPITAL	**1,805,358**	**2,245,582**	**1,883,884**	**1,814,322**
CHANGE IN WORKING CAPITAL	**(415,617)**	**179,569**	**169,002**	**(69,562)**
Personnel: Number of Employees allocated to this department		8.53	8.13	10.13

CITY OF RIFLE

Water Fund - Capital (310)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Water Capital Fund (310)				
BEGINNING WORKING CAPITAL	**2,116,468**	**2,450,580**	**2,277,250**	**1,621,950**
BEGINNING NE TANK RESTRICTED CAPITAL	**509,415**	**376,733**	**446,836**	**392,286**
Total Beginning Working Capital	**2,625,883**	**2,827,313**	**2,724,086**	**2,014,236**
CAPITAL EXPANSION REVENUES (3003)				
Grant - WTP Improvements - DOLA BCWTP	0	163,602	0	0
Grant - Water Treatment Plant Design (#6544)	0	0	200,000	400,000
CDPHE Planning Grant - ARRA Stimulus Funds	0	0	25,000	0
EPA State/Federal Assistance Grant	0	0	0	300,000
Interest Earnings	86,287	40,000	48,299	48,299
Interest - A/R	0	0	2,092	1,705
Water System Improvement Fees	1,006,973	518,293	300,000	150,000
Raw Water Irrigation Fee Reduc	0	0	(80,240)	0
NE Water Tank Impact Fees	50,220	20,000	60,450	20,000
TOTAL CAPITAL EXPANSION REVENUE	**1,143,480**	**741,895**	**555,601**	**920,004**
CAPITAL EXPANSION EXPENSES (4333)				
Professional Services	48,517	765,100	296,000	0
Water Trmt Plant Improve	11,682	436,000	325,451	19,340
Water Trmt Plant Facility - Design	0	0	529,000	500,000
Expansion	872,279	0	0	300,000
Debt Service Princ	65,000	65,000	65,000	66,250
Debt Service Interest	47,799	50,000	50,000	44,500
TOTAL CAPITAL EXPENSES	**1,045,277**	**1,316,100**	**1,265,451**	**930,090**
FUND NET PROFIT/(LOSS) (Cash Basis)	**98,203**	**(574,205)**	**(709,850)**	**(10,086)**
ENDING WORKING CAPITAL Excludes NE Tank (Net)	**2,277,250**	**1,971,375**	**1,621,950**	**1,702,614**
ENDING NE TANK RESTRICTED CAPITAL	**446,836**	**425,335**	**392,286**	**301,536**
Total Ending Working Capital	**2,724,086**	**2,396,710**	**2,014,236**	**2,004,150**
CHANGE IN WORKING CAPITAL	**98,203**	**(471,603)**	**(709,850)**	**(10,086)**
NE Tank Restricted Capital will be used to pay				
debt service on NE Tank loan				

CITY OF RIFLE Wastewater O and M (320)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Sewer Fund O&M (320)				
BEGINNING WORKING CAPITAL	**1,629,793**	**1,923,033**	**2,023,328**	**1,601,509**
OPERATIONS & MAINTENANCE REVENUE (3000)				
Other Permits	0	0	0	0
DOLA Main Street Enhan (EIAF-4659)	0	0	0	0
DOLA Downtown Sewer (EIAF-4749)	0	0	0	0
DOLA EIF-Water-Wastewater Study (EIAF #4952)	0	0	0	0
Colo WR&PDA Planning Grant	0	0	0	0
Interest Earnings	175,386	42,500	50,000	45,000
Unrealized Gains/Losses	16,243	0	(4,729)	0
Sewer User Fees	2,222,864	2,266,356	2,163,193	2,171,353
Bulk Sewer fee	322,030	240,000	218,586	215,000
Service Charges	2,538	10,000	7,671	7,671
Late Payment Charges	5,794	5,906	6,870	6,870
Miscellaneous Income	7,000	0	0	0
Xcel Energy Rebate Revenue Solar Array	0	6,000	0	41,367
Bond Premium Issuance Costs	35,614	35,614	35,614	35,614
OTI - General Fund	0	60,000	35,000	35,000
Insurance Proceeds	0	0	7,069	0
Gain on Sale	(58,423)	0	0	0
TOTAL O & M REVENUE	**2,729,046**	**2,666,376**	**2,519,274**	**2,557,875**
OPERATIONS & MAINTENANCE EXPENSES (4325)				
Regular Employees-S&W	223,779	331,239	315,224	312,258
Overtime-S&W	9,816	8,031	5,900	6,039
Standby Time-S&W	16,252	9,288	7,977	8,283
Temp Svs Employees & W/C	0	0	0	0
Health Insurance	45,845	47,712	75,718	91,190
FICA	15,114	21,952	20,404	20,248
Medicare	3,535	5,134	4,772	4,735
Retirement	13,175	19,177	18,844	18,700
Unemployment Insurance	501	709	658	653
Workers Comp Insurance	7,802	11,183	10,400	10,320
Professional Services	46,897	42,200	21,200	22,450
Prof Scvs - Bond Consult	0	0	0	0
Water Quality Testing Svs	448	2,000	800	7,500
Postal Services	6,206	7,000	7,000	6,500
Utility Services	113,989	210,000	195,000	233,200
Landfill Costs	0	3,240	1,000	9,400
Repair & Maint Services	107,126	46,000	35,567	37,500
R&M TV & Cleaning	2,050	80,000	80,000	80,000
Rental Equip/Vehicles	90	2,250	2,250	2,000
Rental Toilets	1,235	600	600	0
Other Purch. Services - Utility Locates & Permits	8,014	19,550	15,770	15,090

CITY OF RIFLE

Wastewater O and M (320)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Sewer Fund O&M (320)				
Dues/Memberships	488	2,200	2,260	2,300
Insurance	13,142	14,260	22,720	44,692
Communication-Telephone	3,266	5,300	7,000	8,000
Advertising	3,519	1,000	500	750
Printing/Binding	4,594	2,500	4,000	4,950
Travel & Meetings	11,542	5,750	2,900	5,400
General Supplies	37,590	48,510	45,510	56,000
Uniforms/Clothing	527	300	380	500
Minor Equipment	28,472	93,800	83,428	60,050
Land	0	0	0	0
Buildings	0	241,500	218,586	67,500
Improvements not buildings	0	0	0	**0**
Park & Randolph	0	0	0	0
DownTown Sewer Eval	0	0	0	0
Line Replacements	0	250,000	250,000	67,500
Downtwn Sewer Improvemnt	0	0	0	0
2005 Improvements	0	0	0	0
Downtwn Main St Projects	0	0	0	0
Equipment	22,710	20,500	20,500	8,000
Vehicles	0	0	0	0
Capitalized Assets	0	0	0	0
Miscellaneous	0	0	0	0
Management Fees	100,295	105,311	105,311	104,949
Salary Adjustments	0	0	0	0
Fleet Maintenance	9,526	8,485	11,050	12,008
Information Technology Maintenance	0	0	0	15,184
Fleet Debt Service Princ	11,464	0	0	0
Fleet Debt Service Int	573	0	0	0
I.T. Debt Service Princ	0	0	0	1,165
I.T. Debt Service Int	0	0	0	108
Debt Service Princ	0	701,900	653,784	690,432
Debt Service Interest	435,103	642,349	661,338	652,347
Refunding/Issuance Costs	952	952	952	952
OTO to General - Gov. Affairs	25,000	25,374	25,374	25,374
OTO to General - Maint.	4,874	6,416	6,416	6,416
OTO to Wastewater Capital	1,000,000	0	0	0
Contingency	0	5,000	0	40,600
TOTAL EXPENSES	**2,335,511**	**3,048,672**	**2,941,093**	**2,761,243**
FUND NET PROFIT/(LOSS) (Cash Basis)	**393,535**	**(382,296)**	**(421,819)**	**(203,368)**
ENDING WORKING CAPITAL	**2,023,328**	**1,540,737**	**1,601,509**	**1,398,141**
CHANGE IN WORKING CAPITAL	**393,535**	**(382,296)**	**(421,819)**	**(203,368)**

CITY OF RIFLE

Wastewater O and M (320)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Sewer Fund O&M (320)				
Personnel: Number of Employees allocated to this department		6.53	5.93	5.93

CITY OF RIFLE

Wastewater Capital (320)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
SEWER CAPITAL FUND (320)				
BEGINNING WORKING CAPITAL	**21,062,040**	**10,771,919**	**9,729,705**	**554,095**
Fund Balance, Designated Unreserved Future Proj.	**0**	**0**	**294,000**	**796,646**
Total Working Capital Balance	**21,062,040**	**10,771,919**	**10,023,705**	**1,350,741**
CAPITAL EXPANSION REVENUE (3003)				
DOLA Grant For WWTF's Interconnection (EIAF-5513)	0	0	0	0
DOLA Grant For New WWRF (#5753)	0	55,000	100,000	0
DOLA Grant For Eng. Services WWRF (EIAF-5634)	45,000	0	0	0
DOLA Grant - Construction Observation (#6011)	605,614	100,000	394,300	0
Interest Earnings	(64,061)	20,000	(19,569)	20,000
Interest - A/R	0	0	2,325	1,895
System Improvement Fees	1,088,181	554,931	325,000	162,500
OTI - Wastewater Operations and Maintenance	1,000,000	0	0	0
Wastewater Treatment Plant Bond Proceeds	0	0	0	0
TOTAL CAPITAL REVENUE	**2,674,734**	**729,931**	**802,056**	**184,395**
CAPITAL EXPENSES (4326)				
Professional Services	17,881	0	0	0
WWTP Bid Phase	0	0	0	0
WWTP - Construction	12,868,534	10,684,565	9,387,666	34,400
Connect NWWTP TO SWWTP (Interconnect)	0	0	0	0
WWTP - Plant Design	0	0	0	0
WWTP - Plant DR	0	0	0	0
WWTP - F/P	0	0	0	0
WWTP - PlaNT EA	0	0	0	0
WWTP - Plant PM	612,125	470,000	470,000	0
WWTP - Plant PMT	0	0	0	0
WWTP - Plant SUB	0	0	0	0
Land Sludge Removel North Plant	0	0	0	600,000
Sanitary Sewer Line Improvements	508,529	134,400	100,000	0
Debt Service - Principal	0	0	0	0
Debt Services - Interest	0	0	0	0
Bond Issuance cost	0	20,000	20,000	20,000
TOTAL EXPENSES	14,007,069	11,308,965	9,977,666	654,400
FUND NET PROFIT/(LOSS) (Cash Basis)	(11,332,335)	(10,579,034)	(9,175,610)	(470,005)
ENDING WORKING CAPITAL	9,729,705	192,885	554,095	84,090
Fund Balance, Designated Unreserved - Future Proj.	294,000	0	796,646	1,011,646
Total Working Capital Balance - Unreserved	10,023,705	192,885	1,350,741	1,095,736

City of Rifle

Sanitation Fund (330)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Sanitation Fund (330)				
Working Capital, Beginning	**317,447**	**249,029**	**140,185**	**227,502**
REVENUES				
Interest Earnings	10,342	10,000	3,176	3,176
Unrealized Gains/Losses	2,230	0	(276)	0
User: Service Fees	539,761	530,000	560,000	578,226
User Fees: Extra Pick-up fees	248	500	340	340
Late Payment Fees	1,821	2,000	2,190	2,190
OTI-Fleet Fund	0	0	0	0
Sale of Property	0	0	210	0
Gain/Loss on Sale/Disposal	0	0	0	0
TOTAL REVENUES	**554,402**	**542,500**	**565,640**	**583,932**
EXPENSES (4320)				
Regular Employees-S&W	107,034	113,528	92,625	76,492
Part-Time/Temp Empl-S&W	1,611	1,491	1,862	2,207
Overtime-S&W	4,550	5,002	2,583	2,583
Standby Time-S&W	2,524	2,000	2,054	2,054
Health Insurance	20,067	21,836	20,995	14,949
FICA	6,977	7,565	6,146	5,167
Medicare	1,632	1,769	1,370	1,141
Retirement	6,338	6,757	5,556	4,628
Unemployment Insurance	230	248	199	166
Workers Comp Insurance	7,233	5,504	6,399	5,330
Professional Services	0	0	0	0
Postal Services	6,512	6,500	6,200	6,500
Recycling Services	46,877	45,000	42,500	45,000
Landfill Costs	193,654	180,000	165,000	180,000
Special Pickup Costs	880	1,000	1,000	1,000
Repair & Maint Services	0	1,500	750	1,350
Rental Equip/Vehicles	0	500	0	0
Insurance	11,775	12,777	18,560	20,416
Advertising	80	500	250	450
Printing/Binding	120	500	200	250
Travel & Meetings	0	500	250	250
General Supplies	20,249	16,000	9,800	14,000
Uniforms/Clothing	0	1,675	500	500
Minor Equipment	0	2,000	1,200	1,500
Equipment	195,878	0	0	225,000
Miscellaneous	110	500	300	500
Management Fees	35,930	40,000	40,000	27,481
Salary Adjustments	0	0	0	0
Fleet Maintenance	52,403	45,000	42,906	46,625
Information Technology Maintenance	0	0	0	2,531

City of Rifle

Sanitation Fund (330)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Sanitation Fund (330)				
Information Technology Debt - Principal	0	0	0	194
Information Technology Debt - Interest	0	0	0	18
DDA	4,000	4,000	4,000	4,000
OTO to General - Gov. Affairs	5,000	5,118	5,118	5,118
Contingency	0	25,000	0	0
TOTAL SANITATION EXPENSE	**731,664**	**553,770**	**478,323**	**697,400**
FUND NET GAIN (LOSS)	**(177,262)**	**(11,270)**	**87,317**	**(113,468)**
ENDING WORKING CAPITAL	**140,185**	**237,760**	**227,502**	**114,034**
Change in working capital	(177,262)	(11,270)	87,317	(113,468)
Personnel: Number of Employees allocated to this departn		3.25	3.25	3.25

CITY OF RIFLE

Fleet Maintenance Fund (610)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED TO 12/31/09	2010 PROPOSED BUDGET
REVENUES (3000)				
Fleet Maintenance	315,273	0	296,271	321,950
Interest Earnings - Operating	373	0	600	652
Unrealized Gains/Losses	2,389	0	(415)	0
Gain/Loss on Sale/Disposal	0	0	0	0
TOTAL REVENUES	**318,035**	**0**	**296,456**	**322,602**
FLEET MAINTENANCE (610)				
Regular Employees-S&W	59,802	63,183	60,737	51,022
Overtime-S&W	98	50	90	250
Health Insurance	16,299	17,734	17,050	17,185
FICA	3,445	5,017	3,771	3,179
Medicare	806	917	882	743
Retirement	3,279	3,189	3,554	2,986
Unemployment Insurance	118	127	122	103
Workers Comp Insurance	2,979	3,180	3,190	2,689
Tool Allowance	0	1,000	1,000	500
Professional Services	55	300	0	300
Postal Services	0	150	50	100
Repair & Maint Services	20,247	7,500	7,800	8,500
Contract Maint Services	0	400	400	3,100
Rental Equip/Vehicles	0	100	100	100
Other Purchased Services	0	1,000	750	1,000
Dues/Memberships	0	500	175	250
Insurance	0	4,000	3,500	3,850
Advertising	0	500	0	250
Printing/Binding	0	350	0	100
Travel & Meetings	0	2,250	1,500	1,500
General Supplies	54,780	70,000	72,500	70,000
Uniforms/Clothing	0	1,850	1,000	1,000
Equipment Oil	1,945	4,500	3,000	4,500
Diesel Fuel	57,291	60,000	45,000	60,000
Gasoline	71,452	70,000	50,000	65,000
Hydraulic Fuels	0	2,000	1,500	2,000
Antifreeze	0	1,000	800	1,000
Minor Equipment	14,178	10,000	9,800	10,000
Equipment	0	0	0	0
Capitalized Assets	0	0	0	0
Depreciation Expense	3,128	0	0	0
Salary Adjustments	0	0	0	0
Fleet Maintenance	6,629	6,000	8,000	8,000
Information Technology Maintenance	0	0	0	2,531
Information Technology Debt - Principal	0	0	0	194
Information Technology Debt - Interest	0	0	0	18
Debt Service Interest	0	0	0	0

CITY OF RIFLE

Fleet Maintenance Fund (610)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED TO 12/31/09	2010 PROPOSED BUDGET
TOTAL FLEET MAINTENANCE	**316,531**	**336,797**	**296,271**	**321,950**
FLEET MAINTENANCE DISTRIBUTION				
City Hall	870	3,195	2,810	3,054
Community Television	1691	303	267	290
Police	60,886	102,053	89,774	97,555
Building Inspection	1,147	1,526	1,342	1,458
Streets	116,779	52,195	45,914	49,894
Public Works Director	1,324	3,508	3,086	3,353
Cemetery	5,773	2,508	2,206	2,397
Recreation	12,597	13,086	11,511	12,509
Parks Maintenance	31,147	39,629	34,860	37,882
Rifle Mountain Park	1,396	1,794	1,579	1,716
Water	39,248	46,991	41,336	44,919
Sewer	7,033	12,562	11,050	12,008
Sanitation	43,020	48,775	42,906	46,625
Fleet	4,729	8,671	7,629	8,290
TOTAL DISTRIBUTION	327,640	336,796	296,270	321,950
UNDISTRIBUTED EXPENSE	**(11,109)**	**1**	**1**	**0**

CITY OF RIFLE

Fleet Loan Fund (610)

	2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
FLEET LOAN (610)				
Beginning Balance	**161,618**	**290,571**	**174,055**	**145,557**
REVENUES (3003)				
Loan Payments - 2005 vehicles		0	0	
Loan Payments - 2006 vehicles	111,572	106,259	0	106,259
Loan Payments - 2007 vehicles	25,419	23,056	0	23,056
Loan Payments - 2008 vehicles	73,534	73,910	0	73,910
Loan Payments - 2009 vehicles	0	0	0	10,914
Loan Payments - 2010 vehicles	0	0	0	10,785
Interest Revenue - Loan	7,114	19,326	4,244	18,231
TOTAL REVENUES	**217,639**	**222,551**	**4,244**	**243,155**
Vehicle Purchases	205,202			
Wastewater - 4WD Full Size PU				
Water Fund		54,000		
General Fund: Police Department		52,000	32,742	34,000
General Fund: Streets Maint:		80,000		
P&R Fund: Parks Maint (Pick-up)		29,000		
Contingency				
Total Purchases	**205,202**	**215,000**	**32,742**	**34,000**
Ending Working Capital	**174,055**	**298,122**	**145,557**	**354,712**

CITY OF RIFLE Information Technology Maintenance Fund (620)

	2008 ACTUAL (AUDIT)	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
REVENUES (3000)			
Information Technology Maintenance			202,459
Interest Earnings - Operating			0
Unrealized Gains/Losses			0
TOTAL REVENUES	**0**	**0**	**202,459**
INFORMATION TECHNOLOGY (4192)			
Regular Employees-S&W			106,621
Part-Time/Temp Empl-S&W			0
Overtime-S&W			0
Health Insurance			34,370
FICA			6,611
Medicare			1,546
Retirement			5,747
Unemployment Insurance			213
Workers Comp Insurance			350
Professional Services			10,000
Postal Services			100
Repair & Maint Services			12,000
Contract Maint Services			0
Insurance			0
Communications and Telephone			4,100
Web Hosting			4,000
Advertising			0
Printing/Binding			0
Travel & Meetings			5,800
General Supplies			2,000
Uniforms/Clothing			0
Minor Equipment			9,000
Buildings			0
Equipment			0
Contingency			0
TOTAL I.T. MAINTENANCE	**0**	**0**	**202,458**
Personnel: Number of Employees allocated to this department			2.00
INFORMATION TECHNOLOGY DISTRIBUTION			
General Fund - Non-department			127,549
Parks and Recreation - Non-department			44,541
Water Fund			10,123
Wastewater Fund			15,184
Sanitation Fund			2,531
Fleet Fund			2,531
TOTAL DISTRIBUTION	0	0	202,459
UNDISTRIBUTED EXPENSE	**0**	**0**	**(1)**

Information Technology Loan Fund (620)

		2008 ACTUAL (AUDIT)	2009 BUDGET ADOPTED 12/03/08	2009 PROJECTED to 12/31/09	2010 PROPOSED BUDGET
Information LOAN (620)					
Beginning Balance		**0**	**0**	**0**	**100,000**
REVENUES (3003)					
Loan Payments - Computers					19,412
Interest Revenue - Loan					1,800
OTI - General Fund				100,000	
TOTAL REVENUES		**0**	**0**	**100,000**	**21,212**
Equipment Purchases		**0**	0	**0**	60,000
Total Purchases		**0**	**0**	**0**	**60,000**
Ending Working Capital		**0**	**0**	**100,000**	**61,212**
INFORMATION TECHNOLOGY DISTRIBUTION - Computers 3 Year Loan					
	% Allocation 09-10-09				
General Fund - Non-depart	82.00%				17,394
Parks and Recreation - Nor	6.00%				1,273
Water Fund	4.00%				848
Wastewater Fund	6.00%				1,273
Sanitation Fund	1.00%				212
Fleet Fund	1.00%				212
TOTAL DISTRIBUTION	100.00%	0	0	0	21,212
UNDISTRIBUTED EXPENSE		**0**	**0**	**0**	**38,788**

DRAFT

BEFORE THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO

CONCERNING THE APPLICATION FOR A WATERSHED DISTRICT PERMIT FOR NATURAL GAS WELL PADS WITH MULTIPLE WELLS, ASSOCIATED PRODUCTION FACILITIES, AND ROAD IMPROVEMENTS

FINDINGS OF FACT, CONCLUSIONS OF LAW AND APPROVAL OF WATERSHED DISTRICT PERMIT NO. 3-09 (AND INCORPORATING ACTIVITIES UNDER WATERSHED DISTRICT PERMIT NO. 2-99)

WILLIAMS PRODUCTION RMT

BEAVER CREEK WATERSHED

I. BACKGROUND

1. The City issued Watershed District Permit No. 2-99 ("Permit 2-99") to Barrett Resources Corporation for the operation of five (5) existing natural gas wells and drilling of up to an additional fourteen (14) wells, the construction of access roads and the construction of gathering pipelines in the City's Beaver Creek Watershed. In 2002 Barrett Resources Corporation merged with Williams Production RMT ("Williams" or the "Applicant") and on July 1, 2002 the City Council approved an Amendment to Permit No. 2-99 reflecting the change of the name and holder of Permit No. 2-99.

2. Permit 2-99 approved William's existing project that includes the following ten (10) well pads in Sections 6 and 7, T7S, R93W and Section 12,T7S, R94W: RU 31-12, RU 32-12, RU 13-6, RU 14-6, RU 34-6, RU11-7, RU 12-7, RU 13-7, RU 21-7, and RU 22-7 (the "Existing Pads"). A total of ten (10) wells have been drilled from the Existing Pads (the "Existing Wells"). Permit No. 2-99 expired in June 2004 and Williams by letter dated May 14, 2004 requested an additional five (5) year term; however, there is no record that the City acted on the request. Even with City approval of the extension request, Permit No. 2-99 would expire in 2009.

3. In September 2009, Williams applied to the City of Rifle, Colorado (the "City") for a watershed district permit to continue operating the Existing Wells on the Existing Pads and to construct an additional three (3) well pads (two located within the City's Watershed District boundary: RU 42-7 and SR43-12; and one located outside the Watershed District boundary but accessed through and thus impacting the Watershed: RU 23-5) (collectively the "Additional Pads"), drill twelve (12) exploratory wells on Existing Pad RU 34-6 and the Additional Pads (the "Additional Wells"), construct associated road improvements and gathering pipelines, and construct and operate associated production facilities in Section 5, 6, 7, and 8, T7S, R93W and Section

12,T7S, R94W (the "Activity" or the "Project"). The Project is located within five (5) miles of the City's Beaver Creek water intake structure within the City's Watershed District jurisdiction and the application was submitted pursuant to City of Rifle Ordinance No. 22, Series of 1994, codified in Article II of Chapter 13 of the Rifle Municipal Code ("RMC").

4. For the purposes of this permit (the "Permit"), the application shall consist of all of the materials and representations for and related to Permit No. 2-99, all correspondence and materials submitted to the City by the Applicant or its agents and representatives with this application, oral representations made during the public hearing on the Permit, and the watershed permit application entitled City of Rifle Public Works Department Beaver Creek Watershed Permit Application prepared by Fox Engineering Solutions for Williams Production RMT dated September 2009. These items shall be collectively referred to herein as the "Application."

5. Following his review of the Application for the Permit, Michael Erion, P.E. stated his findings in a letter dated November 11, 2009, attached hereto as Exhibit A and incorporated herein by this reference (the "Erion Letter"). The Erion Letter concluded that the proposed additional activities to be performed create a cumulative impact and present or create a clear or foreseeable risk of significant injury to the City's waterworks or pollution to the City water supply. Therefore, the activities are classified as an "Impact" under the RMC.

II. FINDINGS OF FACT

6. The proposed activities are within the defined boundaries of the City's Watershed District as defined in RMC §13-2-20, specifically within five (5) miles of the City's Beaver Creek municipal water diversion and intake structure. The proposed activities for the Permit include the construction and operation of the Additional Well Pads and Additional Wells, access roads, and gathering pipelines and associated improvements as set forth in the Application. Due to the nature of the Project and proximity to Beaver Creek, the proposed Project is classified as an "Impact" pursuant to the RMC. Because of the potential for the Applicant's Activity to impact the City's Beaver Creek water source, certain conditions must apply to this Permit as set forth in the Erion Letter and this Permit.

7. The Application filed by Williams is complete.

8. Williams has paid the application fee required under RMC §13-2-110.

9. Any and all other permits issued or to be issued by county, state and/or federal agencies in relation to the Activity are incorporated herein by this reference.

10. A duly noticed public hearing was held before the City Council of the City (the "Council") on November 18, 2009. At the hearing, testimony was presented by Jim Neu, the City

Attorney, Charlie Stevens, the City's Utility Director, and Michael Erion regarding the Activity proposed by the Applicant, and the applicability of the City's Watershed District Ordinance. _____ for Williams, presented the history of the Project, and the specifics of the Activity and the Additional Pads and the Additional Wells. Mr. Neu explained to the Council that its jurisdiction on this matter extended five (5) miles beyond the City's Beaver Creek intake point, and that its authority was limited to the protection of the City's water quality and supply. Mr. Erion further explained the provisions of the Permit and the terms and conditions set forth in the Erion Letter, which classified the proposed activities as an Impact pursuant to RMC §13-2-120(c), his knowledge of the Project, his site visit, and his analysis of the Application. The Council expressed _____ and described the sensitivity of the Beaver Creek watershed and its importance to the City's drinking water supply.

11. The Council finds that the Project, if constructed and operated as proposed in the Application and pursuant to the conditions stated in the Erion Letter, mitigates the clear or foreseeable risk of significant injury to the City's waterworks or pollution to the City water supply.

12. The Council hereby finds and determines that the issuance of the Permit requires the inclusion of conditions as set forth in the Erion Letter, that such conditions are necessary to prevent a risk of injury to the City's water works and pollution of the City's water supply, and that such conditions are authorized pursuant to Sections §13-2-140 of the RMC.

III. CONCLUSIONS OF LAW AND ISSUANCE OF PERMIT

13. The foregoing Findings of Facts are incorporated herein by reference.

14. The City has jurisdiction over the proposed activity pursuant to RMC §13-2-20 and City of Rifle Ordinance No. 22, Series of 1994.

15. Based on the evidence presented at the Public Hearing and the Erion Letter, the City hereby determines that this decision shall constitute a Watershed District Permit for the continued operation of the Existing Wells on the Existing Pads, and the construction and operation of the Additional Pads and Additional Wells, access roads, gathering pipelines, and associated production facilities as described more fully in the Application, and as modified by the conditions of approval recommended by Mr. Erion in the Erion Letter, which conditions of approval are hereby approved and adopted by the City as conditions of approval of this Permit. Further, all of the conditions of Permit No. 2-99 are incorporated herein by this reference. Wells in addition to the Additional Wells on the Additional Pads and Well Pad RU 34-6 may be approved as set forth in the Erion Letter; however, with the expiration of Permit No. 2-99, no new wells may be drilled on the Existing Pads except for RU 34-6 as approved herein. All representations, whether oral or written, made by Williams and/or its agents as part of the application and public hearing process shall be conditions of approval of the Permit.

16. The bonds that the Applicant shall post pursuant to the Erion Letter shall ensure compliance with the terms and conditions set forth herein. Said performance guarantee shall indemnify and hold harmless the City from any injuries which are the result of the activities undertaken pursuant to this Permit and ensure the strict compliance and performance by the Applicant of the terms and conditions set forth herein. The City may upon thirty (30) days written notice require the Applicant to indemnify the City for damages suffered as a result of activities undertaken pursuant to this Permit or to take corrective action for any violations of the Permit regardless of whether said violations result in damages to the City. In the event that the Applicant fails to respond or take action as required within said thirty (30) days, the Applicant shall be deemed in default under the terms and conditions of this Permit and the City may execute upon the performance guarantee without further notice to the Applicant.

17. All conditions of approval contained within any permit issued to the Applicant by any county, state and/or federal agency shall be deemed conditions of approval of this Permit. Any violation of the conditions of any other such permit issued to the Applicant shall be deemed a violation of this Permit subject to all of the remedies provided for herein.

18. A copy of this Permit shall be sent by certified mail, return receipt requested, to Williams.

19. Pursuant to Rifle Municipal Code §13-2-110(7), Williams shall reimburse the City for all outside professional services, including but not limited to engineering, legal, consulting, publication and copying fees associated with the review of the Application prior to the issuance of this Permit, and inspection and enforcement of the Permit following issuance.

20. This Permit shall not be effective until approved by the City and agreed to and by Williams.

Dated this _____ day of _____, 2009.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

_____
City Clerk

City of Rifle, Colorado
Watershed District Permit No. 3-09
Williams Production RMT

Beaver Creek Watershed

City of Rifle Watershed District Permit No. 4-08 accepted and agreed to this _____ day of _____, 2009.

WILLIAMS PRODUCTION RMT

By: _____
Name:_____
Title:_____

RESOURCE
ENGINEERING INC.

EXHIBIT
tabbies
A

November 11, 2009

Mr. Charlie Stevens
City of Rifle
PO Box 1908
Rifle CO 81650

Jim Neu, Esq.
Leavenworth & Karp, P.C.
PO Box 2030
Glenwood Springs CO 81602

RE: William Production RMT New Watershed District Permit Application for Exploration Drilling Project

Dear Charlie and Jim:

This letter presents our review of the new application by Williams Production RMT (Williams) for a Watershed District permit for exploratory drilling activities in the Beaver Creek watershed and within 5 miles of the City's intake diversion structure. The application submittal includes a 3 ring notebook titled "Beaver Creek Watershed Permit Application" prepared by Fox Engineering Solutions for Williams dated September 2009.

This permit application is for three new well pads, multiple wells on each pad, (up to 53 wells total), pad facilities, access roads, and minor gathering pipelines. The existing Williams project includes 10 wells on 10 well pads, access roads and gathering pipelines. The existing project was approved in Watershed District Permit No. 2-99. Permit No. 2-99 approved 7 existing wells and up to 21 additional wells for Tom Brown, Inc. and Barrett Resources Corporation. Williams acquired the BRC project which included 5 existing wells and up to 14 additional wells. Permit No. 2-99 expired in June 2004. Williams submitted a timely request for a 5 year extension, but there is no evidence of a response by the City. Assuming the extension was granted, the permit expired in 2009. The new application is either for continuation and amendment of Permit No. 2-99 or a new permit for the entire project. In either case, all conditions of any approval would supersede the conditions of Permit No. 2-99.

CLASSIFICATION

Based on our analysis and review set forth below, we recommend classifying the activity as an "impact." This classification is due to the nature of the project and proximity to Beaver Creek and cumulative impacts from all activities in the Beaver Creek watershed.

RECOMMENDATION

In accordance with Section 13-2-120(C), we recommend issuance of a Watershed District Permit with the following conditions:

Consulting Engineers and Hydrologists
909 Colorado Avenue ▪ Glenwood Springs, CO 81601 ▪ (970) 945-6777 ▪ Fax (970)945-1137

1. The permit covers all existing facilities, approves all of the proposed facilities and activities outlined in the submittal titled "Beaver Creek Watershed Permit Application prepared by Fox Engineering Solutions, dated September 2009.

2. Detailed plans for construction of Well Pad SR43-12, 4 wells and the gathering pipeline are hereby approved.

3. Additional wells can be drilled on the approved pad provided the Applicant sends written notice of such construction to the City 15 days prior to construction. The City staff shall approve or forward to Council for review within 15 days. Applicant is responsible for all review costs.

4. Construction of the two well pads RU 34-6 and RU 42-7, 4 wells on each pad, access roads, and gathering pipelines will require submittal of detailed drawings to the City at least 30 days prior to construction. The City staff shall approve or approve with conditions, (consistent with the permit) within 30 days. Additional wells on these pads, shall be reviewed in accordance with Condition No. 3 above. Applicant shall pay all costs associated with review of plans for pads and additional wells.

5. Applicant shall provide an annual activity plan to be submitted by March 1st of each year. This shall include activities associated with Well Pad RU 23-5.

6. Applicant shall comply with all provisions of the Storm Water Management Plan, SPCC Plan, Spill Response Plan, Emergency Response Plan, and Engineering Standards prepared for the project.

7. The project shall be subject to biannual inspections or more frequently if needed, by the City and/or its consultants. Applicant shall be responsible for all costs associated with such inspections.

8. Consistent with other watershed permits, drilling shall be with an "efficiency rig" using a closed loop system. A solids cutting pit can be used in lieu of hauling the cuttings from the site.

9. Consistent with other Watershed Permits, a bond should be in place to cover any clean up, restoration, or other conditions that may present a potential hazard to the City's water facilities or water supply. We recommend $250,000 consistent with the adjacent Laramie permit.

10. Applicant shall participate in the existing water quality monitoring program on Beaver Creek. Applicant shall install a spill response station as proposed in the application.

11. Applicant shall provide evidence that it has contributed to the capital cost for a "24/7" water quality monitoring system paid for by Laramie Energy II and the installed at the City intake in 2009.

12. Applicant shall pay a pro-rata share of the annual operation and maintenance costs for the "24/7" water quality monitoring system installed in 2009 at the City Intake.

13. Applicant shall fence the well pad to keep cattle from disturbing the cut and fill slopes until reclamation of these areas are complete. Production facilities shall be permanently fenced to protect from damage by cattle.

ANALYSIS

The proposed activities within the Beaver Creek Watershed District boundary include three well pads, up to 53 wells, associated pad facilities and gas gathering pipelines, a centralized frac pad at RU 11-7, new access roads and access road improvements. Williams proposes to utilize the existing access road from Beaver Creek Road. All pads will be constructed in close proximity to the existing roads. All pads are located up on the hillsides away from the Beaver Creek valley bottom and are tributary to an unnamed drainage of Beaver Creek. Williams proposes to upgrade 1,400 lineal feet of existing road and construct 2,750 lineal feet of new access roads. The total disturbance is estimated at 27.3 acres including 20.5 acres of short term disturbance and 6.8 acres of long term disturbance.

Detailed plans for Well Pad SR 43-12 and 15 wells are included in the submittal. The submittal also presents the existing project facilities and plans for two other new well pads (RU 34-6 and RU 42-7). Williams plans on drilling 4 wells on each of the 3 new pads in 2010. Proposed Well Pad RU 23-5 is located outside of the watershed boundary. However, portions of the access road and pipeline are within the boundary and all traffic relocated to this "super pad" and its proposed 44 wells will be in the watershed. Therefore, activities associated with Well Pad RU 23-5 must be included in annual activity plans.

The application describes the use of a reserve pit for drilling operations. Since 2004, all drilling activities within the City's Watershed Districts have been required to use a closed loop system. The Williams BLM plan indicates that a closed loop drilling system will be used.

The Williams project is located on cattle grazing lands. Cattle have impacted cut/fill slopes and facilities in the area. Fencing out the cattle to allow reclamation of cut/fill slopes and to protect facilities should be required.

The submittal includes a Stormwater Management Plan, SPCC Plan, Spill Response Plan, Emergency Response Plan and Engineering Standards prepared for the project. These documents are adequate for the proposed project and provide best management practices/mitigation measures to minimize the risk of any potential impact to the City's water supply and water works. Williams also proposes to install a spill response station within the project area. This would add a third station to the watershed.

RESOURCE consulted with the City's Water Treatment consulting engineer, Warren Swanson, regarding cost to clean up, repair, and/or replace components of the Beaver

Creek WTP and test water quality as a result of a spill or release to Beaver Creek. The estimated costs for various scenarios and types of contaminants ranged from $50,000 to $300,000. The lower end of the range relates to a diesel spill and the upper end relates to a significant oil and grease spill that runs through the WTP facilities and into the clear well. We believe $250,000 is a reasonable amount considering the low probability of a significant oil and grease spill and the ability to trap and contain a spill in the City's sediment pond prior to entry into the treatment plant.

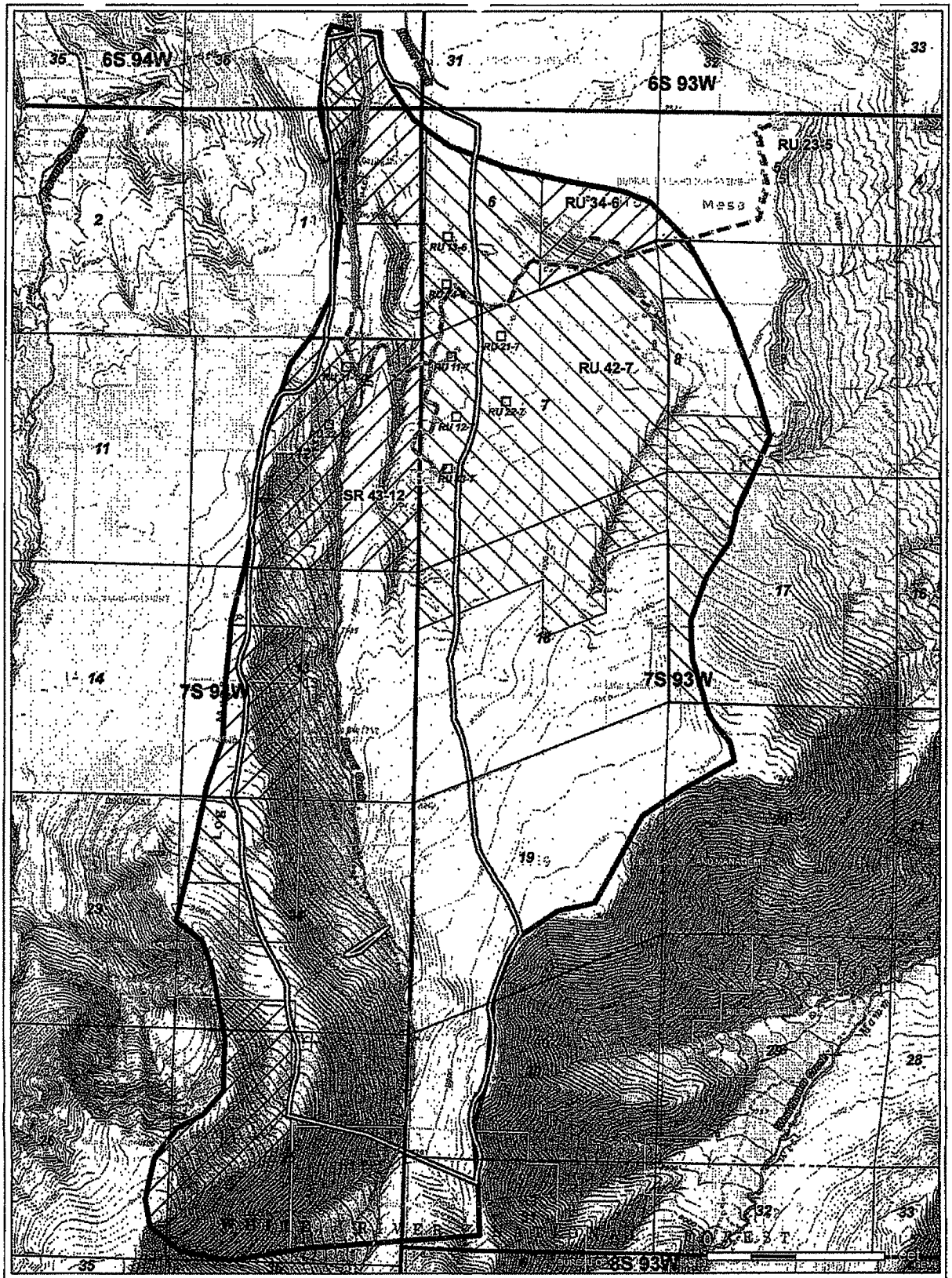
The Williams exploratory drilling activities do not have a clear and foreseeable risk of significant injury to the City's water facilities and potable water supply so long as all conditions presented in this letter are met by the Applicant. We believe that implementation of the SPCC, SWMP, emergency response plans, engineering standards, inspections by the City, water quality monitoring, bonding and communication through annual activity plans will minimize the risk to the City.
Please call if you have any questions or need additional information.

Sincerely,

RESOURCE ENGINEERING, INC.

Michael J. Erion, P.E.
Water Resources Engineer

MJE/mmm
341-10.4.1
K:\Clients\341 CITY OF RIFLE\10.0 Watershed Ordinance Permit\10.4 Williams\10.4.1\williams production watershed app 2009.doc



Legend

- Other Existing Pad
- Proposed Road
- Proposed Pad or Pit
- Proposed 8" Pipeline
- Proposed 12" Pipeline
- Existing Road
- Stream
- Parcel Data (Garfield County)
- COGCC Rule 317B Area
- City of Rifle/Beaver Creek Watershed Boundary
- Williams Mineral Lease (Whole, ~1197 Acres)
- Williams Mineral Lease (Partial, ~1483 Acres)
- BLM Surface

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Williams Production RMT

City of Rifle Public Works Department

Beaver Creek Watershed Permit Application

September 2009

Williams

CITY OF RIFLE, COLORADO
ORDINANCE NO. 33
SERIES OF 2009

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ENACTING ARTICLE VIII, CHAPTER 6 OF THE RIFLE MUNICIPAL CODE REGARDING MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION OPERATIONS.

WHEREAS, on November 7, 2000, the voters of the State of Colorado approved Amendment 20 that added Section 14 of Article 18 to the Colorado Constitution and created a limited exception from criminal liability under Colorado law for persons who are in need of marijuana for specified medical purposes and who obtain and use medical marijuana under specified circumstances described in Amendment 20; and.

WHEREAS, the intent of Amendment 20 was to enable certain specified persons who comply with the registration provisions of the law to legally obtain, possess, cultivate, grow, use, and distribute marijuana without fear of criminal prosecution under Colorado law; and

WHEREAS, if medical marijuana dispensaries and medical marijuana cultivation operations operating pursuant to Amendment 20 were allowed to be established and to operate without appropriate local regulation of their location, medical marijuana dispensaries and medical marijuana cultivation operations might be established in ways and areas that would be inconsistent with surrounding uses, or otherwise be detrimental to the public health, safety and welfare; and

WHEREAS, the City of Rifle seeks to promote a diverse retail economy in the City's downtown area and to ensure that the location of new and existing businesses are compatible to the neighborhood and advance the interests of the City's business community; and

WHEREAS, the Rifle City Council wishes to adopt a new Article VIII to Chapter 6 of the Rifle Municipal Code to ensure that medical marijuana dispensaries and medical marijuana cultivation operations are operated in a safe manner in compliance with Amendment 20 and to provide for the safety, public health, and welfare of the City and the inhabitants thereof.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF RIFLE, COLORADO, ORDAINS THAT:

Section 1. The aforementioned recitals are hereby fully incorporated herein.

Section 2. A new Article VIII of Chapter 6 of the Rifle Municipal Code, entitled "Medical Marijuana Dispensaries," is hereby enacted to read as follows:

Chapter 6
Business Licenses

Article VIII
Medical Marijuana Dispensaries and Cultivation Operations

6-8-10. Definitions.

(a) Definitions relevant to this Article are incorporated herein as follows:

Amendment 20 means a voter-initiated amendment to the Colorado Constitution adopted November 7, 2000 adding §14 of Article 18 to the Colorado Constitution.

Cultivation means the process by which a person promotes the germination and growth of a seed to a mature marijuana plant.

Good cause (for the purpose of refusing or denying a permit renewal under this Article) means: (1) the permittee has violated, does not meet, or has failed to comply with any of the terms, conditions or provisions of this Article and any rule and regulation promulgated pursuant to this Article; (2) the permittee has failed to comply with any special terms or conditions that were placed on its permit at the time the permit was issued, or that were placed on its permit in prior disciplinary proceedings or that arose in the context of potential disciplinary proceedings; or (3) the permittee's medical marijuana dispensary or cultivation operation has been operated in a manner that adversely affects the public health, welfare or safety of the immediate neighborhood in which the medical marijuana dispensary or cultivation operation is located. Evidence to support a finding of good cause may include: (i) a continuing pattern of offenses against the public peace, as defined in Chapter 10 of this Code; (ii) a continuing pattern of drug-related criminal conduct within the premises of the medical marijuana dispensary or cultivation operation or in the immediate area surrounding the medical marijuana dispensary or cultivation operation; or (iii) a continuing pattern of criminal conduct directly related to or arising from the operation of the medical marijuana dispensary or cultivation operation.

Medical marijuana dispensary or *dispensary* means to distribute, transmit, give, dispense or otherwise provide marijuana in any manner to patients or primary care-givers in accordance with Amendment 20, and the implementing state statutes and administrative regulations, as they may be amended.

Medical marijuana cultivation operation or *cultivation operation* means the growing,

cultivation, or processing of medical marijuana in excess of six (6) plants allowed by Amendment 20.

Patient has the meaning provided in Amendment 20.

Permit means a permit to operate a medical marijuana dispensary or cultivation operation issued by the City pursuant to this Article.

Permittee means the person to whom a permit has been issued pursuant to this Article.

Primary Caregiver has the meaning provided in Amendment 20.

City Manager means the City Manager of the City or designee.

(b) In addition to the definitions provided in subsection (a) of this Section, the other defined terms in Amendment 20 are incorporated into this Article by reference.

6-8-20. Permit Required.

No person shall operate a medical marijuana dispensary or cultivation operation within the City without a valid permit issued in accordance with this Article.

6-8-30. Application for Permit.

(a) A person seeking to obtain a permit pursuant to this Article shall file an application with the City Manager. The form of the application shall be provided by the City Manager.

(b) An application for a permit under this Article shall contain the following information:

(1) The name, address, telephone number, date of birth and social security number of all owners of the medical marijuana dispensary or cultivation operation, or if it is a business entity, the names of each natural person who owns any ownership interest in the entity;

(2) The street address, and unit number, if applicable, of the proposed medical marijuana dispensary or cultivation operation, and a complete description including sketch diagram of the site for which the permit is being obtained;

(3) If the applicant is not the owner of the proposed location of the medical marijuana dispensary or cultivation operation, a statement from the owner of such property on a City-approved form authorizing the submission of the application;

(4) A completed set of the applicant's fingerprints;

(5) A statement to be initialed by the applicant that the City accepts no legal liability in connection with the approval and subsequent operation of the medical marijuana dispensary or cultivation operation;

(6) A consent and acknowledgment that the City will conduct a background investigation of each owner;

(7) For a medical marijuana cultivation operation, the applicant must provide evidence that the structure has an adequate electrical supply safely installed for the operation certified by a Colorado licensed electrician, proper filtered ventilation and odor control measures installed so that no odors leave the premises, irrigation and plumbing plan, chemical storage and disposal plan, mitigation measures for air-borne fungi and related pests~~.~~; and

(8) Any additional information that the City Manager reasonably determines to be necessary in connection with the investigation and review of the application.

(c) Applications deemed complete shall be processed by the City Manager in order of receipt and incomplete applications will be rejected.

6-8-40. Application Fee.

An applicant shall pay to the City a non-refundable application fee to pick up an application and to file the application to cover the administrative costs of producing and processing the application. The amount of the application fees are set forth in Appendix A and may be amended by resolution of the City Council. An applicant shall further pay for the required background investigation as set forth in Appendix A and the actual cost of being fingerprinted~~, for the background investigation~~ and any outside professional costs incurred by the City related to the application.

6-8-50. Location Requirements.

No medical marijuana dispensary or cultivation operation shall be established except in accordance with the following location requirements:

(1) Each medical marijuana dispensary shall be operated from a permanent and fixed location. No medical marijuana dispensary shall be located in a movable, mobile or transitory location. Nothing herein shall prevent the physical delivery of medical marijuana to a patient or the patient's primary caregiver at a location off of the

premises of the permittee's medical marijuana dispensary.

(2) A medical marijuana dispensary may only be located within the Central Business District , Community Service Business District or the Tourist Commercial District and are prohibited in all other zone districts. Medical marijuana dispensaries shall not be operated as a home occupation as set forth in Section 16-3-280.

(3) To preserve the economic diversity and character of the downtown and to prevent an over-concentration of dispensaries, no more than four (4) medical marijuana dispensaries may be located in ground level street front locations in the Central Business District on a first come, first served basis.

(4) Except in the Central Business District, no medical marijuana dispensary shall be located within 500 feet of another medical marijuana dispensary.

(5) A medical marijuana cultivation operation may only be located in the Light Industrial Zone district and are prohibited in all other zone districts. Prior to receiving a permit pursuant to this Article, a medical marijuana cultivation operation must receive a conditional use permit from the City pursuant to Section 16-3-80 for the proposed location.

6-8-60. Denial of Permit.

(a) The City Manager shall deny an application for a permit under this Article, if the City Manager determines that:

(1) Information contained in the application or supplemental information requested from the applicant is found to be false in any material respect; or

(2) The application fails to meet any of the standards set forth in Section 6-8-50.

(b) The City Manager may deny an application if the applicant or any owner of an applicant business has previously been convicted of a felony violation.

(c) If an application is denied, the application fee shall not be refunded.

6-8-70. Decision by City Manager.

(a) The City Manager shall approve, deny, or conditionally approve an application within forty five (45) days of the receipt of the completed application, unless, by written notice to the applicant, the decision period is extended for an additional ten (10) days if necessary for

the City Manager to complete the review of the application or other such time to complete the background investigation.

(b) If an applicant is denied, the City Manager shall clearly set forth in writing the grounds for denial.

(c) The City Manager shall have the authority to impose such reasonable terms and conditions on a permit as may be necessary to protect the public health, safety and welfare, and to obtain compliance with the requirements of this Article and applicable law. In the event an application is conditionally approved, the City Manager shall clearly set forth in writing the conditions of approval.

6-8-80. Notice of Decision.

The City Manager shall notify the applicant of the decision on the application by mailing a copy of the City Manger's decision to the applicant by regular mail, postage prepaid, at the address shown in the application. Notice is deemed to have been properly given upon mailing.

6-8-90. Appeal of Permit Decision.

(a) An applicant has the right to appeal the City Manager's denial or conditional approval of an application to the City Council by filing a written request with the City Manager within twenty (20) days of the date of the notice of the decision described in Section 6-8-80 of this Code. An appealing applicant shall pay the appeal fee set forth in Appendix A and reimburse the City for any outside professional costs incurred by the City related to the appeal.

(b) The applicant shall be provided with not less than ten (10) days' prior written notice of an appeal hearing to be held by the City Council.

(c) The burden of proof in an appeal filed under this Section shall be on the applicant.

(d) Any decision made by the City Council pursuant to this Section shall be a final decision and may be appealed to the district court pursuant to Rule 106(a)(4) of the Colorado Rules of Civil Procedure. The applicant's failure to timely appeal the decision shall be a waiver of the applicant's right to contest the denial or conditional approval of the application.

6-8-100. Permit.

(a) A permit shall contain the following information:

(1) The name of the permittee;

(2) The date of the issuance of the permit;

(3) The address at which the permittee is authorized to operate the medical marijuana dispensary;

(4) Any special conditions of approval imposed upon the permit by the City Manager, pursuant to Section 6-8-70; and

(5) The date of the expiration of the license.

(b) A permit must be signed by both the applicant and the City Manager to be valid.

(c) A permit is ~~non-transferable and~~ non-assignable~~. A~~ and any attempt to ~~transfer or~~ assign a permit voids the permit.

(d) A permit may only be transferred to a different location following the payment of the permit transfer fee set forth in Appendix A, submitting the application materials and complying with the requirements relevant to location and structures contained in this Article, and approval of the permit transfer by the City Manager following the application process set forth in this Article.

(~~d~~e) A permit shall be continuously posted in a conspicuous location at the medical marijuana dispensary or cultivation operation.

6-8-110. Duration of Permit; Renewal.

(a) Each permit issued pursuant to this Article shall be valid for one (1) year from the date of issuance, and may be renewed as provided in this Section.

(b) An application for the renewal of an existing permit shall be made to the City Manager not less than forty five (45) days prior to the date of expiration. No application for renewal shall be accepted by the City Manager after ~~the~~such date ~~of expiration~~unless good cause is provided to and accepted by the City Manager in his sole discretion.

(c) The provisions of Sections 6-8-30 through 6-8-90, inclusive, shall apply to the processing of an application to renew a permit unless specifically waived by the City Manager based upon no changed circumstances. The timely filing of a renewal application shall extend the current permit until a final decision is made on the renewal application, including any appeal of the City Manager's decision to the City Council.

(d) The applicant shall at the time of an application to renew a permit not be delinquent

on any applicable City's fees or taxes.

(e) At the time of the filing of an application for the renewal of an existing permit the applicant shall pay a renewal fee in an amount set forth in Appendix A which may be amended by resolution of the City Council.

(f) If an applicant holding a valid permit in the Central Business District wishing to renew the permit submits a timely renewal application, that applicant shall receive first review and approval priority regardless of other submitted applications for that district under the limitations set forth in Section 6-8-50(3). If the applicant allows the permit to expire before submitting a renewal application or the renewal application is denied, that permit shall be open to new applicants on a first come, first served basis

(g) The City Manager may refuse to renew a permit for good cause.

6-8-120. Duties of Permittee.

It is the duty and obligation of each permittee to do the following:

(1) Comply with all of the terms and conditions of the permit, and any special conditions on the permit imposed by the City Manager, pursuant to Section 6-8-70.

(2) Comply with all of the requirements of this Article;

(3) Comply with all other applicable City ordinances;

(4) Comply with all state laws and administrative regulations pertaining to the medical use of marijuana, including, but not limited to, Amendment 20; Section 18-18-406.3, C.R.S.; and the administrative regulations issued by the Colorado Department of Public Health and Environment found at 5 CCR 1006-2, all as amended from time to time.

(5) Permit inspection of its records and operation by the City Manager for the purpose of determining the permittee's compliance with the terms and conditions of the permit and this Article; provided, however, that confidentiality of patient records shall be maintained pursuant to state law.

6-8-140. Suspension or Revocation of Permit.

(a) A permit issued pursuant to this Article may be suspended or revoked by the City Manager for the following reasons:

(1) Fraud, misrepresentation, or a false statement of material fact contained in the permit application;

(2) A violation of any City, state, or federal law or regulation, other than a federal law or regulation concerning the possession, sale or distribution of marijuana that conflicts with Amendment 20;

(3) A violation of any of the terms and conditions of the permit, including any special conditions of approval imposed upon the permit by the City Manager pursuant to Section 6-8-70;

(4) A violation of any of the provisions of this Article;

(5) Operations have ceased at the medical marijuana dispensary or cultivation operation for more than thirty (30) days, including during a change of ownership of the dispensary or cultivation operation; or

(6) Ownership of the medical marijuana dispensary or cultivation operation has been transferred without the new owner obtaining a permit pursuant to this Article.

(b) In connection with the suspension of a permit, the City Manager may impose reasonable conditions.

(c) The City Manager shall notify the permittee of the decision to suspend or revoke the permit within three (3) business days of rendering the decision. Notice shall be given pursuant to the procedure established in Section 6-8-80.

(d) No suspension or revocation shall be final until the permittee has been given the opportunity for a hearing to address the suspension or revocation. The permittee has the right to appeal the City Manger's suspension or revocation to the City Council by filing a written request with the City Manager within twenty (20) days of the date of the Notice of Decision issued by the City Manager, as described in Section 6-8-80 above. The process for appeal of a suspension or revocation shall be as set forth in Section 6-8-90 of this Code.

6-8-150. Operation of medical marijuana dispensary.

(a) No marijuana may be sold, given away or transferred at a medical marijuana dispensary, except to patients and to primary caregivers.

(b) A medical marijuana dispensary may open no earlier than 7:00 a.m. and shall close no later than 7:00 p.m. the same day. A medical marijuana dispensary may be open seven

(7) days a week.

(c) All signage for a medical marijuana dispensary shall comply with the requirements of Chapter 16, Article VIII of this Code. No signage associated with medical marijuana dispensaries shall use the word "marijuana," "cannabis" or any other word or phrase commonly understood to refer to marijuana unless such word or phrase is immediately preceded by the word "medical." ~~In addition, no sign for a medical marijuana dispensary shall contain a graphic/image of any portion of a marijuana plant.~~

(d) The growing, cultivation or processing of marijuana on or within the premises of a medical marijuana dispensary is prohibited.

(e) The sale or consumption of an alcoholic beverage within a medical marijuana dispensary is prohibited.

(f) No person under the age of eighteen (18) shall be allowed in any portion of a medical marijuana dispensary.

(g) Each permittee shall maintain an accurate and complete record of all marijuana sold or dispensed at the medical marijuana dispensary with the following information, and which shall be made available to the City upon demand:

(1) The quantity of medical marijuana dispensed in each transaction;

(2) The date and time the marijuana was sold or dispensed; and

(3) The total amount paid per transaction for all goods and services provided.

(h) A permittee shall provide adequate security on the premises of a medical marijuana dispensary including, but not limited to, the following:

(1) A locking safe or secure vault permanently affixed to or built into the premises that is suitable for storage of all of the saleable inventory of marijuana;

(2) Security surveillance cameras with back-up power operating at all times installed to monitor the main entrance to discourage and to facilitate the reporting of criminal acts and nuisance activities occurring at the premises;

(3) All entrances shall have steel or solid core doors with dead bolt locks; and

(4) Burglar alarm systems professionally monitored and maintained in good working

condition.

(i) The medical marijuana dispensary premises shall be adequately ventilated so that adjacent properties are not impacted by odors.

(j) No vending machines, drive-ups or unsupervised sales.

(k) No onsite consumption of marijuana shall be permitted on the premises.

(l) Only merchandise related to the medical marijuana dispensary and the provision of care to patients is allowed to be sold in a medical marijuana dispensary.

6-8-160. Operation of medical marijuana cultivation operation.

(a) No retail sale of marijuana may occur at a medical marijuana cultivation operation.

(b) Any signage for a medical marijuana cultivation operation shall comply with the requirements of Chapter 16, Article VIII of this Code. No signage shall use the word "marijuana," "cannabis" or any other word or phrase commonly understood to refer to marijuana unless such word or phrase is immediately preceded by the word "medical." In addition, no sign shall contain a graphic/image of any portion of a marijuana plant.

(c) A medical marijuana cultivation operation must occur indoors and be equipped with a proper ventilation system that filters out the odor of marijuana so that the odor is not capable of being detected by a person with a normal sense of smell at the exterior of the cultivation operation or any adjoining business, parcel or tract of real property.

(d) A medical marijuana cultivation operation shall be required to have waste, chemical, and bioproduct storage and disposal measures as determined reasonably necessary by the City Manager.

6-8-170. Taxes.

Each permittee shall ~~pay City and state sales tax on all medical marijuana, paraphernalia and other tangible personal property sold by the permittee~~comply in full with the payment of City sales tax pursuant to Chapter 4 of this Code.

6-8-180. Penalties; Injunctive Relief.

(a) It is a Class A Misdemeanor offense for any person to violate any provision of this Article. Any person convicted of having violated any provision of this Article shall be

punished as set forth in Chapter 1, Article IV of this Code.

(b) The operation of a medical marijuana dispensary or cultivation operation without a valid permit issued pursuant to this Article may be enjoined by the City in an action brought in a court of competent jurisdiction. In any case in which the City prevails in a civil action initiated pursuant to this section, the City may recover its reasonable attorney fees plus costs of the proceeding.

(c) The remedies provided in this Article VIII are in addition to any other remedy provided by applicable law.

6-8-190. Rules and Regulations.

The City Manager shall have the authority from time to time to adopt, amend, alter and repeal administrative rules and regulations as may be necessary for the proper administration of this Article.

6-8-200. Existing Medical Marijuana Dispensaries or Cultivation Operations.

Any medical marijuana dispensary or cultivation operation having filed for an application for and received a business license and sales tax license as of November 4, 2009 , shall be exempt from the location limitations in Section 6-8-50, but shall otherwise comply with all provisions of this Article within thirty (30) days of adoption of this Ordinance.

Section 3. If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 4. Appendix A of the Rifle Municipal Code shall be amended to include the following fee schedule:

Code §	Description	Fee
6-8-40	Medical marijuana dispensary or cultivation operation application form	$50.00
6-8-40	Medical marijuana dispensary or cultivation operation application filing fee	$1,000.00
6-8-40	Background investigation fee	$100.00
6-8-90	Appeal fee	$250.00

6-8-100(d)	Permit transfer fee	$500.00
6-8-110	Medical marijuana dispensary or cultivation operation renewal application filing fee	$850.00

INTRODUCED on the 4th day of November, 2009, read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on the 18th day of November, 2009, passed ~~without~~with amendments, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _____, 2009.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

_____
City Clerk

CITY OF RIFLE, COLORADO
ORDINANCE NO. 34
SERIES OF 2009

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING CHAPTER 13, ARTICLE III OF THE RIFLE MUNICIPAL CODE REGARDING DISCHARGES TO AND ADMINISTRATION OF THE CITY'S SEWER SYSTEM.

WHEREAS, Chapter 13, Article III of the Rifle Municipal Code ("RMC") contains the City of Rifle's regulations for its sewer system; and

WHEREAS, the Rifle Utility Director has identified a need to supplement the City's existing regulations with additional provisions for industrial waste and prohibited discharges to afford the City greater control over the levels and types of waste entering the City's wastewater treatment system; and

WHEREAS, the proposed revisions to Chapter 13 better define the requirements for industrial, commercial and other wastewater discharge into the City's sewer system to optimize operations at the wastewater treatment plant to achieve greater efficiencies and cost savings; and

WHEREAS, the amendments also serve to promote the efficient operation of the City's Utility Department by further defining processes for inspection of wastewater facilities and sampling of wastewater at collection points; and

WHEREAS, the Rifle City Council finds and determines that the public health, safety, and welfare of Rifle residents will be served by amending certain sections of Chapter 13, Article III of the Rifle Municipal Code accordingly.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF RIFLE, COLORADO, ORDAINS THAT:

Section 1. The aforementioned recitals are hereby fully incorporated herein.

Section 2. Section 13-3-10 of the RMC, "Definitions," is hereby amended by the deletion of the existing definitions for "Industrial discharger or discharger"and "Industrial waste." Section 13-3-10 is further amended by the addition of the following definitions, to be inserted in the existing definitions list in their respective alphabetical order:

BOD (biochemical oxygen demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty degrees (20°) C, expressed in milligrams per liter (mg/l).

Domestic wastewater means wastewater that has a BOD concentration of not more than two hundred fifty milligrams per liter (250 mg/l) and a suspended solids concentration of not more than two hundred eighty milligrams per liter (280 mg/l).

Industrial waste means solid, liquid or gaseous substances which any person discharges or allows to be discharged into the public sewer which substances have a BOD in excess of domestic wastewater, or a suspended solids content in excess of domestic wastewater, or both, or which substances contain substances, material or wastes set out in Section 13-3-220.

Major contributing user means an industrial or commercial user of the City's sewer system that:

a. Has a flow of twenty five thousand (25,000) gallons or more per average workday; or

b. Has a flow greater than five percent (5%) of the flow carried by the municipal system receiving the waste; or more or the average day weather hydraulic or organic capacity of the treatment plant; or

c. Has in its waste a toxic pollutant in toxic amounts as defined in standards issued under section 307(a) of the Clean Water Act; or

d. Is found by the permit issuance authority, in connection with the issuance of the NPDES permit to the publicly owned treatment works receiving the waste, to have significant impact, either singly or in combination with other contributing industries, on that treatment works or upon the quality of effluent from that treatment works; or

e. Contributors who contribute wastewater, the strength of which is greater than normal domestic wastewater.

pH means the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Properly shredded garbage means the wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (½") in any dimension.

Public wastewater system means a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants and institutions.

SS (suspended solids) means solids that either float on the surface of or are in suspension in water, sewer, or other liquids and which are removable by laboratory filtering.

Storm water means any water or liquid containing none of the following: free or emulsified grease or oil; substances that may impart taste and odor or color characteristics; volatile, explosive, toxic or poisonous substances in suspension, colloidal state or solution; explosive, odorous or otherwise obnoxious gases. All as defined by the State's Department of Public Health and Environment and/or the U.S. Environmental Protection Agency.

Treatment works means any devices and systems for the storage, treatment, recycling, and reclamation of municipal sewage, domestic sewage, or liquid industrial wastes. These include intercepting sewers, outfall sewers, sewage collection systems, individual systems, pumping, power, and other equipment and their appurtenances; extensions improvement, remodeling, additions and alterations thereof; elements essential to provide a reliable recycled supply each as standby treatment units and clear well facilities; and any works, including site acquisition of the land that will be an integral part of the treatment process or is used for ultimate disposal of residues resulting from such treatment (including land for composting sludge, temporary storage of such compost, and land used for the storage of treated wastewater in land treatment systems before land application); and any other method or system for preventing, abating, reducing, storing, treating, separating, or disposing of municipal waste or individual waste, including waste in combined storm water and sanitary sewer systems.

Section 3. Section 13-3-220 of the Rifle Municipal Code, "Discharge of certain materials," is hereby amended to read as follows, with revisions shown in bold, double underlined text.

13-3-220. Discharge of certain materials.

(a) The provisions contained in this Section are set forth to prevent the discharge into the sewer system of the City of any waters which may interfere with the operation of the wastewater treatment facilities or cause damage to or pollution of the sewer system.

(b) No person shall discharge or cause to be discharged any storm water runoff, ground water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process water into any sanitary sewer.

~~(b)~~**(c)** No person shall discharge or cause to be discharged any of the following described water or wastes into the wastewater treatment facilities of the City:

(1) **Any solid, liquid or gas having a temperature higher than one hundred fifty degrees Fahrenheit.**

~~(1)~~**(2)** Any gasoline, benzene, naphtha, fuel oil, **petroleum products or derivatives, mineral oil,** or other flammable or explosive liquid, solid or gas.

~~(2)~~**(3)** Any waters containing toxic or poisonous solids, liquids or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, equipment, employees, constitute a hazard to humans or animals, create a public nuisance or create any hazard in the receiving waters of the wastewater treatment plant.

(4) **Any water or wastes containing fats, wax, grease or oils, whether emulsified or not, in excess of twenty five milligrams per liter (25 mg/l) or containing substances that will solidify or become discernibly viscous at temperature between thirty two degrees and one hundred fifty degrees Fahrenheit.**

(5) **Any garbage that is not properly shredded garbage.**

~~(3)~~**(6)** Any waters or wastes having a pH lower than six (6.0) **or greater than nine (9.0)**, or having any other corrosive property capable of causing damage or hazard to ~~structures, equipment or personnel of the wastewater works~~ **wastewater facilities, equipment or personnel, or create any hazard in the receiving stream, including, but not limited to, cyanides in excess of 0.025 milligrams per liter as cyanides or in excess of 1.0 milligrams per liter of hydrogen sulfide in the wastewater discharged to the public sewers which is subject to change to come into compliance with applicable state and federal regulations**.

~~(4)~~**(7)** Solid or viscous substances in quantities or of size capable of causing obstruction to the flow in the public sewers or other interference with the proper operation of the wastewater facilities, such as, but not limited to: ashes, **bones,** cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, ~~unground garbage,~~ whole blood, cattle manure, hair, fleshings and entrails, **beer or distillery slops, chemical residues, paint or ink residues, cannery wastes, tannery wastes, bulk solids,** or, either whole or ground by garbage grinders, paper dishes, cups or milk containers.

~~(5)~~**(8)** Any toxic substance, as the same is defined in the Rules and Regulations of the Environmental Protection Agency embodied in 40 C.F.R. § 403.

~~(6)~~**(9)** Any substance which would cause the sewer treatment plant of the City to violate any permit issued by the State, the federal government or any other applicable agency.

(10) Any water or wastes containing strong acid pickling wastes or concentrated plating solutions.

(11) Any waters or wastes containing iron, chromiun, copper, zinc and similar objectionable or toxic substances to such degree that any such material received in the composite wastewater exceeds the limits established by the Superintendent in compliance with applicable state or federal regulations.

(12) Any radioactive wastes or isotopes of such half-life or concentrations as may exceed limits established by the Superintendent in compliance with applicable state or federal regulations.

(13) Any water or wastes containing phenols or other waste or odor producing substances, in such concentrations exceeding limits established by the Superintendent in compliance with regulations of state or federal agencies having jurisdiction over discharge to the receiving streams.

(14) Any water, wastes, materials or substances which either singly or by interaction with other water or wastes in the sewerage system, release obnoxious or malodorous gases, form suspended solids in unusual concentration or create any other condition deleterious to structures and treatment processes or which is capable of creating a public nuisance or hazard to public health.

(15) Materials which exert or cause:

a. Unusual concentrations of inert suspended solids (such as, but not limited to, Fuller's earth, lime slurries and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).

b. Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).

c. BOD greater than domestic wastewater and or having SS greater than domestic wastewater, except that "industrial wastes", as defined herein, may be discharged into the public sewer providing that the person so discharging notifies the Superintendent in advance thereof, and thereupon fully qualifies and complies with all the terms and provisions of this chapter relating to

industrial wastes; however, the person first must have received approval by action of the Superintendent to dump such wastes. Approval is revokable at any time by the Superintendent.

d. Volume of flow or concentration of wastes constituting a slug.

(16) Wastes or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving stream.

~~(c) The following described substances, materials, waters or wastes shall not be discharged into the City sewer system in concentrations or quantities which will harm the sewers or wastewater treatment facilities, process, equipment or employees; have an adverse effect on the receiving stream; or otherwise endanger lives, limb or public property or constitute a nuisance:~~

~~(1) Any wastewater having a temperature which will inhibit biological activity in the wastewater treatment facilities plant resulting in interference; but in no case, wastewater with a temperature at its introduction into the sewage system higher than one hundred fifty (150) degrees Fahrenheit (65° Celsius).~~

~~(2) Wastewater containing more than twenty-five (25) milligrams per liter of petroleum, oil, nonbiodegradable cutting oils or product of mineral oil origin.~~

~~(3) Wastewater from industrial plants containing floatable oils, fat or grease.~~

~~(4) Any garbage that has not been properly shredded. Garbage grinders may be connected to sanitary sewers from homes, hotels, institutions, restaurants, hospitals, catering establishments or similar places where garbage originates from the preparation of food in kitchens for the purpose of consumption on the premises or when served by caterers.~~

~~(5) Any waters or wastes containing iron, chromium, copper, zinc and similar objectionable or toxic substances to such degree that any such material received in the composite wastewater at the wastewater treatment works exceeds the limits established for such materials by the appropriate official of the City.~~

~~(6) Any waters or wastes containing odor-producing substances exceeding limits which may be established by the City.~~

~~(7) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the City in compliance with applicable state or federal regulations.~~

~~(8) Quantities of flow, concentrations or both which constitute a slug, as defined in Section 13-3-10 of this Article.~~

~~(9) Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed by the City, or amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge of the receiving waters from the City's treatment facilities.~~

~~(10) Any waters or wastes which, by interaction with other waters or wastes in the public sewer system, release obnoxious gases, form suspended solids which interfere with the collection system or create any condition deleterious to the structures or processes of the City's treatment facilities, or would cause such facilities to violate the terms and conditions of any applicable permit~~

~~(11) Any pollutant, as defined in Section 13-3-10 above.~~

~~(12) Any waters or wastes which are defined in 40 C.F.R. § 403 as requiring pretreatment or as toxic.~~

~~(e) In the case of an industrial or nonindustrial discharger, grease, oil and sand interceptors shall be provided by the owner of the property at his or her expense when, in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing floatable grease in excessive amounts as specified in Subsection (c)(3) above, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Superintendent and shall be located as to be readily and easily accessible for cleaning and inspection. In maintaining these interceptors, the owner shall be responsible for the proper removal and disposal by appropriate means of the captured materials and shall maintain records of the dates and means of disposal, which records are subject to review by the Superintendent. Any removal and hauling of the collected materials not performed by the owner must be performed by currently licensed waste disposal firms.~~

(d) If any waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Subsections (a), (b) **and (c)** above, the Superintendent shall have available those remedies as are set forth in Section 13-3-280 of this Code.

Section 4. A new Section 13-3-230 of the Rifle Municipal Code, "Grease, oil, or sand traps," is hereby adopted to read as follows.

13-3-230. Grease, oil, or sand traps.

Grease, oil or sand traps shall be utilized for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, and/or other harmful ingredients. All traps or similar devices shall be of a type and capacity to prevent discharge of grease, oil or sand into the public sewer, of a type and capacity approved by the Superintendent, and readily and easily accessible for cleaning and inspection. All grease, oil or sand traps shall be utilized and maintained in continuously efficient operation at all times by the user at the user's expense. Users shall maintain records of maintenance and cleaning of grease, oil and sand interceptors to evidence that no such materials enter the public sewer. These records shall be provided to the City by a third party affidavit every six (6) months or as required by the Superintendent from a commercial hauler indicating the delivery of such material to an appropriate handling facility.

Section 5. A new Section 13-3-240 of the Rifle Municipal Code, "Storm water," is hereby adopted to read as follows.

13-3-240. Storm water.

Storm water shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the Public Works Director, and not in the City's sewer system.

Section 6. A new Section 13-3-250 of the Rifle Municipal Code, "Remedial action," is hereby adopted to read as follows.

13-3-250. Remedial action.

If any water or wastes are discharged, or are proposed to be discharged to the public sewer, which waters or wastes contain the substances or possess the characteristics enumerated in Section 13-3-220 of this Chapter, and which may have a deleterious effect unto wastewater facilities or treatment process, or upon the receiving stream, or which otherwise create a hazard to the public health or constitute a public nuisance, the Superintendent may, in addition to all other remedies:

(1) Refuse to accept the wastes into the public sewer; or

(2) Require pretreatment by the person at his own expense, to an acceptable condition for discharge to the public sewer; or

(3) Require control over the quantities and rates of discharge; or

(4) Require payment to cover the added cost of handling and treating the wastes.

Section 7. Section 13-3-260 of the Rifle Municipal Code, "Inspection and sampling," is hereby repealed in its entirety and replaced by a new Section 13-3-260 entitled "Sampling and analysis" to read as follows.

13-3-260. Sampling and analysis.

(a) Any person or entity who discharges industrial, commercial, or any wastewater identified as having a strength in excess of domestic wastewater into the public sewer shall, upon request by the Superintendent, provide a central collection point with adequate flow measurement devices to record flow and to facilitate observation and sampling of the water or wastes. Such collection points shall be located to provide easy access to the Superintendent, without knowledge of the person. The collection points and flow measurement devices shall be constructed in accordance with plans approved by the Superintendent, installed and maintained by the person at his own expense.

(b) All measurements, sampling and analysis of the characteristics of water and wastes shall be determined in accordance with the procedures set forth in the most recent edition of "Standard Methods." Scheduled sampling and analysis that may be required of the City on users shall be charged as required by Section 13-3-350.

Section 8. The existing Sections 13-3-230 through 13-3-310 of the Rifle Municipal Code are hereby renumbered as Sections 13-3-270 through 13-3-340 accordingly.

Section 9. A new Section 13-3-350 of the Rifle Municipal Code, "Sewer service surcharges," is hereby adopted to read as follows:

Section 13-3-350 Sewer service surcharges.

(a) Major Contributing User Surcharge: The surcharge applied in addition to sewer service charges pursuant to Section 13-3-510 to mitigate the additional impact on the

City's sewer system is applicable to users that have or may have in the future pretreatment or industrial wastewater treatment agreements with the City. The surcharge is as set forth in Appendix A.

(b) Sampling Charge: Those industrial and commercial contributors who contribute wastewater which is monitored by the City shall pay a sampling charge as set forth in Appendix A. For tests completed by outside certified laboratories, contributors will be charged the cost of the required testing.

(c) Increased Costs: Any user which discharges or has discharged any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge from the City's treatment works, or any user which discharges or has discharged any substance which singly or by interaction with other substances causes identifiably increases in the cost of the operation, maintenance, or replacement of the treatment works, shall pay for such increased costs. The charge to each such user shall be as determined by the Superintendent.

Section 10. Appendix A of the Rifle Municipal Code shall be amended to include the following fee schedule:

Code §	Description	Fee
13-3-350(a)	Major Contributing User Surcharge	$0.24 per pound BOD $0.39 per pound SS
13-3-350(b)	Sampling and Analysis Charge	$100.00 per sampling

Section 11. Chapter 13 is hereby amended to replace the term "public sewer" with the term "public wastewater system," wherever it may occur, and the definition of "public sewer" shall be deleted from the definitions contained in Section 13-3-10.

Section 12. The effective date of this Ordinance shall be **January 1, 2010**.

INTRODUCED on the 18th day of November, 2009, read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on the 2nd day of December, 2009, passed without amendment, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _____, 2009.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

_____
City Clerk

MEMORANDUM

TO: John Hier, City Manager

FROM: Kim Wisdom, Court Administrator

DATE: November 10, 2009

SUBJECT: Increased fines and fees

Judge Zerbi has directed the Court Administrator to seek an increase in the Rifle Municipal Court Costs and Fine Schedule. There are several reasons for these increases:

A. Judge Zerbi wants to increase the Fine Schedule to keep in line with what the state is assessing. Therefore, we need to change the Code to allow the Judge to make those changes.
B. The fines and costs have not been increased in some time, even with the cost of inflation rising.
C. Some charges deserve stiffer fines due to the severity of the charge.
D. Other courts, including the State Courts, have increased their fines and fees.
E. In regards to court costs, an increase is due to the supervision needed to complete the defendant's cases.
F. The Court Costs changes are to keep the Court solvent.

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

CITY OF RIFLE, COLORADO
ORDINANCE NO. 35
SERIES OF 2009

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTION 8-1-180 OF THE RIFLE MUNICIPAL CODE REGARDING PENALTIES FOR VIOLATIONS OF THE MODEL TRAFFIC CODE AND AMENDING CERTAIN MUNICIPAL COURT FEES AT APPENDIX A OF THE CODE.

WHEREAS, the City of Rifle has adopted the 2003 edition of the Model Traffic Code at Chapter 8, Article I of the Rifle Municipal Code (RMC), with amendments; and

WHEREAS, Section 8-1-180 of the RMC adopts an amended penalty section for the Model Traffic Code and states that every person who is convicted of, who admits liability for, or against whom a judgment is entered for, a noncriminal traffic offense shall be penalized by the imposition of a fine in an amount not less than $5.00 and not greater than $100.00; and

WHEREAS, to coincide with an increase in State of Colorado noncriminal traffic violation fees, City staff wishes to increase the maximum penalty for municipal noncriminal traffic offenses to $500.00; and

WHEREAS, Rifle Municipal Court staff has also requested an increase in certain court costs and fees set forth at Appendix A to the RMC to coincide with increases in state penalties for similar violations, compensate for inflation, accommodate rising administrative costs to process violations, and generally maintain the fiscal integrity of the Rifle Municipal Court; and

WHEREAS, the Rifle City Council finds and determines that the public health, safety, and welfare of Rifle residents will be served by amending Section 8-1-80 of the Rifle Municipal Code and certain fees and charges related to Rifle Municipal Court operations at Appendix A of the Code accordingly.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF RIFLE, COLORADO, ORDAINS THAT:

Section 1. The aforementioned recitals are hereby fully incorporated herein.

Section 2. Section 8-1-180(1) of the Rifle Municipal Code is hereby amended to read as follows, with revisions shown in bold, double underlined text.

8-1-180. Penalties for violation.

Section 1701 of the adopted code is amended to read as follows:

1701. Municipalities – traffic offenses classified – schedule of fines.

(1) Except as otherwise provided for in this section, any person who violates any provision of the Model Traffic Code shall be deemed to have committed a noncriminal traffic offense. Every person who is convicted of, who admits liability for, or against whom a judgment is entered for, a noncriminal traffic offense shall be penalized by imposition of a fine in an amount not less than $5.00 and not greater than ~~**$100.00**~~ **$500.00**. The presiding Judge of the Municipal Court shall promulgate a schedule of penalties for all noncriminal traffic offenses contained in the Model Traffic Code. Said schedule shall be prominently posted in the office of the Municipal Court Clerk.

Section 3. In accordance with Section 2-4-230 of the Rifle Municipal Code, Page A-1 of Appendix A to the Rifle Municipal Code is hereby amended to revise certain municipal court fees and to add a fee for dismissal of compulsory insurance, with revisions shown in bold, double underlined text.

Code §	Description	Fee
2-4-230	Municipal Court Fees	
	Docket fee, traffic infraction	~~$20.00~~ **$30.00**
	Docket fee, all other actions	~~$25.00~~ **$35.00**
	Surcharge	10% of fine
	Jury fee	$25.00
	Witness fee assessment	$2.00/day
	Witness fee for testifying	$2.00/day
	Juror fee, engaged on jury	$6.00
	Juror fee, attendance on panel	$3.00
	Mileage fees	~~$0.15~~ **$0.25** /mile
	Deferred judgment and sentence or deferred prosecution	~~$35.00~~ **$50.00**
	Probation fee	~~$35.00~~ **$50.00**
	Bench warrant fee	$50.00
	Dismissal of compulsory insurance	**$10.00**

INTRODUCED on the 18th day of November, 2009, read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on the 2nd day of December, 2009, passed without amendment, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _____, 2009.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

_____
City Clerk

MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Matt Sturgeon, Assistant City Manager MS

DATE: November 12, 2009

SUBJECT: Ordinance No. 36 Series 2009
Adopting a Moratorium on Building Front Security Systems in the CBD

Members of the DDA have brought up concerns regarding the instillation of security devices on the storefronts of businesses in the Central Business District. Current design and building regulations do not address the aesthetic impact window bars (aka burglar bars) and/or pull down security gates (mall style security) could have on the Central Business District; municipal code is silent on the use of such devices. Staff is not well versed in this topic, but believes the concern has merit. Therefore, staff is requesting City Council enact a 120 day moratorium on the instillation of any such device in the Central Business District. This time will be used to investigate whether there would be an aesthetic impact on the character of the Central Business District. Staff will also investigate whether there are other means of security that can protect downtown storefronts in lieu of using these types of devices.

If a moratorium is not enacted, there is risk someone may install one of these devices while the issue is being studied. Nonconforming laws would require the City grandfather any installed device. The potential risk to the Central Business District seems to warrant the 120 day investigation into the potential long term impacts that may be associated with the instillation of burglar bars and/or storefront fences.

The proposed moratorium does not introduce fact, and is meant to provide time to discover facts regarding this issue. At the end of 120 days the City may adopt new regulations regarding these devices or do nothing and let the ordinance expire. If a text amendment to the municipal code is proposed, persons affected by the proposed ordinance will be granted an opportunity to express their concerns prior to City Council taking action.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 36
SERIES OF 2009

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, IMPOSING A ONE HUNDRED TWENTY (120) DAY MORATORIUM ON THE INSTALLATION OF ANY BUILDING FRONT PHYSICAL SECURITY SYSTEMS IN THE CITY'S CENTRAL BUSINESS DISTRICT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Rifle (the "City") is a legally and regularly created, established, organized, and existing municipal corporation under the provisions of Article XX of the Constitution of the State of Colorado and the home rule charter of the City (the "Charter"); and

WHEREAS, Section 4.4(h) of the Charter authorizes the City Council to enact emergency ordinances for the preservation of the public peace, health, or safety upon the affirmative vote of seventy-five percent (75%) of the Council members present; and

WHEREAS, Chapter 16 of the Rifle Municipal Code creates zoning regulations and certain design standards for the City's zone districts, including the City's Central Business District, which encompasses Rifle's downtown area; and

WHEREAS, the City of Rifle Downtown Development Authority has raised the issue that the installation of building front physical security systems such as a roll down fence, window bars, and similar devices in the City's Central Business District, an item not currently addressed in Chapter 16, would greatly detract from the image of downtown Rifle, significantly alter the visual landscape, and create a hostile environment for visitors and residents alike; and

WHEREAS, these impacts would create an immediate negative impact upon the peace, health, safety, and general well-being of the residents of Rifle; and

WHEREAS, the Rifle City Council desires that the Planning Department analyze zoning standards for the Central Business District set forth at Chapter 16, Article III, Division 4 of the Rifle Municipal Code with the goal of maintaining the historic character and visual impact of the City's downtown area through the enactment of appropriate standards; and

WHEREAS, a moratorium on the installation of building front physical security systems in the City's Central Business District will enable a reasoned analysis of potential amendments to Chapter 16 without creating a rush to install such apparatuses and the related impact upon the community; and

WHEREAS, the City Council determines that it is necessary to declare an emergency for the preservation of public peace, health, and safety with the imposition of a temporary moratorium on the installation of building front physical security systems in the City's Central Business District.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

1. Incorporation of Recitals. The foregoing recitals are incorporated herein as if set forth in full.

2. Temporary Moratorium. There is hereby imposed a temporary moratorium on the installation of building front physical security systems in the City's Central Business District.

3. Emergency Declaration. It is hereby declared that, in the opinion of the Rifle City Council, an emergency exists; that there is a need for the immediate preservation of the peace, health, and safety of the City of Rifle, and its residents and guests; and, this temporary moratorium provides the time necessary to prepare a review of RMC Chapter 16 zoning standards for the Central Business District and for the City Council and City staff to consider amendments, if any are required, to such provisions of the Rifle Municipal Code.

4. Effective Date and Duration of Moratorium. This ordinance shall become effective immediately upon passage and shall terminate on March 18, 2010, unless extended by a duly adopted ordinance of the Rifle City Council.

5. Severability. If any section, subsection, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional in a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and shall not affect the validity of the remaining portions thereof.

INTRODUCED as an emergency ordinance by the City Council of the City of Rifle, Colorado, at a regular meeting of the Council held on November 18, 2009, approved by at least seventy-five percent (75%) of the Council members present, and ordered published in full as required by the Charter.

Dated this ___ day of _____, 2009.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

_____

City Clerk

MEMORANDUM

To: John Hier, City Manager
From: Charles Kelty, Finance Director
Date: November 11, 2009
Subject: Other Reports: YouthZone update

Debbie Wilde, YouthZone Executive Director has submitted the attached letter for Council's information. You may recall Council requested during the 2010 budget process YouthZone provide additional data about its operations.

Debbie is willing to attend a future Council Workshop to discuss YouthZone's operations and respond to any questions.

Thank-you

CITY OF RIFLE
202 RAILROAD AVENUE • P.O. BOX 1908 • RIFLE, CO 81650
970-625-2121 • WWW.RIFLECO.ORG

YouthZone
CONNECT AND GROW

Glenwood
803 School Street
Glenwood Springs, CO 81601
970.945.9300 phone
970.945.8924 fax

Rifle
136 East 12th Street
Rifle, CO 81650
970.625.3141 phone
970.625.9532 fax

www.youthzone.com

Rifle City Council
202 Railroad Avenue
Rifle, CO 81650

Dear Council,

I am sending a recent report for your information. I know that the YouthZone staff has been putting in increased time and effort with youth in Rifle Municipal Court. Taking an aggregate look at youth who are testing high risk gives you and I an overall picture of what the YouthZone case managers and Rifle court personnel are experiencing daily.

Having specific data such as this is rare for most cities. The attention to data collection, evaluation and careful assessment of each youth, allows YouthZone to provide a custom plan for each youth and to give you a snapshot of youth in your community.

I look forward to a work session with you regarding services to young people in your community. The level of need of the youth that are coming to our attention indicates the importance of intervention at the earliest possible opportunity.

Thank you for your support of your young people.

Sincerely,

Debbie Wilde

Debbie Wilde
Executive Director
YouthZone

Cc: John Hier, City Manager
Charles Kelty, Finance Director
Kim Wisdom and the Honorable Vic Zerbie, Rifle Municipal Court

High Risk Assessments
Town of Rifle
For Data between 2008-09

The following information is based on the Pre-Test Assessment administered to each youth receiving assistance from YouthZone through the court system.

Table 1: High Risk Youth per Category 2008-09

Town/Court	Pre-Tests Given	Delinquency	Achievement Orientation	Drug/Alcohol Abuse	Parent Support	Problem Solving	School Attachment	Self Depreciation
All Rifle **Percent of High Risk**		**40%**	**36%**	**17%**	**29%**	**51%**	**.009%**	**.09%**
Rifle Municipal Court **Percent of High Risk**		**41%**	**41%**	**16%**	**35%**	**57%**	**.02%**	**10%**

YouthZone clients residing in Rifle show the greatest risk in "Problem Solving", "Delinquency" and "Achievement Orientation". Additional information shows that 77 % of the overall Rifle youth demonstrated "high risk" in at least one of the categories. **Of the YouthZone clients from Rifle Municipal Court, 84% demonstrated "high risk" behavior in at least one category.**

ENGINEERING / PUBLIC WORKS / UTILITIES

PROJECT STATUS REPORT as of: 11/18/09

* = New Information

Capital Improvement Projects

Rifle Regional Wastewater Reclamation Facility

Instrumentation and control work is nearly complete. The 30" influent line is complete along US 6 except for the final connection to the existing pump station. *Connection to the existing South WWTP has been completed and sewage is now being delivered to the new facility. Validation testing and Start-up is underway. Roofing installation is nearly complete. An Operations and Maintenance Manual for the facility has been developed.

Water Treatment Plant Design

Progress continues on the study (Phase 1) with the Basis of Design Report (BODR) scheduled for completion in November. A workshop presentation to Council by the consultant has been scheduled for November 18th. Preliminary water pipeline alignments have been submitted for review. Development of an RO pilot test protocol is nearly complete. A preliminary process schematic has been developed incorporating membrane filtration and a split flow, partially through granulated activated carbon (GAC) and the remaining flow through reverse osmosis (RO) to eliminate taste and odor concerns.

Centennial Park Development

Work presently includes development of the pond (near Railroad Avenue), installation of piles at several bridge abutments and grading for trail extensions. *Trail concrete at the middle school access has been installed. One of the transformers has been installed for power to the site. Electrical conduit is being installed. Work at the Rifle Creek diversion structure will begin shortly.

Rifle Arterial Transportation Engineering (Gateway, Hwy. 13)

Alternatives reviewed and evaluated for both the gateway entrance to the City and Park Avenue extension can be viewed on www.riflegateway.com. A detailed traffic evaluation and modeling is presently underway. A draft report is expected at the end of this month.

2008 Water & Sewer Improvements

Work on the warranty items at the 3 mg tank are underway including silt fence removal and re-vegetation on one section of the slope at the west end of the tank.

Traffic Signal at 9th Street and Railroad Avenue

Aperion Utility Company has been authorized to replace the damaged pole and equipment. Work will begin once the materials are delivered.

Development Projects

Staff is working on the following development projects:

Development projects on hold because of the present economic downturn:

- Pioneer Mesa, Phase 2
- The Shoppes at Rifle
- Comfort Suites
- Whiteriver Plaza
- 14th Street Marketplace
- Scalzo Ranch (The Grove)

Development projects presently under construction include:

- The Bluffs
- Rifle Heights
- 16th Street Improvement (by The Farm)
- Fire station No. 3
- Mackey Building (Enterprise Court)
- Creekside Townhomes
- Willow Ranch, Phase 2
- Habitat Complex on Coal Mine Avenue

Projects in progress through Planning are:

- Champion Detention Pond
- West Side Mobile Home Park
- Queen's Crown
- Western Rockies Credit Union
- Roan View Industrial Park
- Napa Building
- Rimrock
- Remington Square
- Scott Gravel Pit
- The Farm
- Eagles Nest

Trapper Hollow
819 Randolph Duplex

Garfield County Projects within the Rifle Area

Garfield County Sheriff Annex

The County is constructing a new Sheriff's Annex near the Airport and other County facilities on Hunter Mesa. The City is providing out-of-city water and sewer services. *The water installation is complete.

Garfield County Health Services Center

This facility will be constructed adjacent to the Social Services Building at Railroad Avenue and 14th Street. The County has contributed funds to improve the intersection and move the traffic signal on the southwest corner to a location which would allow a larger turn radius. *Plans have been approved by City staff and construction has begun.

Garfield County Airport Runway Realignment and Improvements

The County of Garfield and the FAA are expanding and realigning the airport runway, CR 346 and CR 319. Included in the project is major drainage work along Dry Creek. Staff is providing inspection of public improvements within the City. Both the trunk sewer and water transmission main will also be relocated to the new road alignment. *Blasting for the water line is underway.

Garfield County Airport Water and Sewer System Expansion

Plans were recently approved for new on-site water and sewer mains to be installed by the County. The City will own, operate and maintain these facilities (which will replace existing inadequate facilities) after completion. Included in the construction will be a 275KW generator at the Airport Pump Station to supply back-up electricity during a power failure. Inspection will be provided by City staff. *United Companies is installing a portion of the water and sewer mains under the Taxiway Contract and is nearly complete. *Palisade Construction has started to install the water mains.

Garfield County Library and Future Civic Center Complex

*Plans have been resubmitted to the City for review and comments have been returned to the engineer. Xcel and Comcast are undergrounding/relocating their facilities in the alley north of Centennial Parkway to allow construction of the parking structure. Both Railroad Avenue and East Avenue have been bored under and conduit installed. Demolition of the existing buildings south of 2nd Street has been completed and the City parking lot has been closed and demolition is underway.

MEMORANDUM

To: John Hier, City Manager
From: Mike Braaten, Government Affairs Coordinator
Date: November 12, 2009
Re: Staff Report

The City receives a Federal Appropriation for Water Transmission Improvements
I've updated Council periodically regarding our request to Congressman Salazar and Senator Udall for a federal appropriation for water transmission improvements. Staff was recently alerted that our request had be approved and recommended the City receive $300,000 in an EPA State and Tribal Assistance Grant (STAG). This grant requires a 45% non-federal match and the utility department has been made aware of this requirement. This is significantly less than the $4.45 million that was requested by the City, but still a considerable amount given the competitive nature of earmarks and the federal funding already dedicated to infrastructure through the Recovery Act/Stimulus. Additional information will be forthcoming. A big thank-you is warranted to Congressman Salazar, Senator Udall and their staffs for their work to fund Rifle's request.

3rd Street lighting energy efficiency analysis
The project was a retrofit of 23 lighting heads from 150W high pressure sodium to 50W LED bulb arrays (40 LEDs at 1.25 watts each) on 3rd Street in Rifle (from East Ave to West Ave). The street lights are isolated on two meters so their electrical usage is easy to analyze.

Xcel bill timeframe used for analysis: September '08 and September '09
Kwh/mo used 2009: 312
Kwh/mo used 2008: 856
Difference: reduction of 544kwh used - a 64% reduction year over year.

55% operating cost reduction
Actual operating costs went from $1.72/day to $.785/day; a $.94 per day reduction in cost or 55% reduction in operating costs. Although the cost isn't significant, please remember it is only 23 lights operating (at this time of year) about 10 hours per night.

Cost of the retrofit was more expensive for the City since we had to change out "everything above the pole" including photo sensor, globe, downcast reflector, lighting array/bulb, wiring/wire harness and finial - total cost: $36,000. The project was funded by a demonstration grant of $30,000 from DOLA/GNECI, $3,000 from the Rifle DDA and $3,000 from the Visitor Improvement Fund Board.

GNECI – Rifle Solar Arrays Request for Proposals
Staff has been working with GNECI/CLEER staff on the development of the RFP for the development of two solar arrays for the City at the Police and Parks Maintenance buildings. The RFP should be published November 13.

Unfortunately, Xcel Energy has announced they will be dropping their rebate amount from $3.50 a watt to $3.00 a watt before the end of the year. Once bids are received, we will better understand how this reduction in rebate will impact Rifle's projects.

GNECI – Performance Contracting
Garfield County, on behalf of GNECI, released a request for proposals for performance contractors in September with a due date of late October. 5 companies responded to the RFP: Johnson Controls, Honeywell, Ennovate, Trane and Siemens. The selection committee has recommended the contract to Ennovate of Aurora. Ennovate is currently under contract for performance contracting with Rio Blanco County, the Town of Meeker, Colorado Mountain College (all campuses) and the City of Montrose and Montrose County. The GNECI board will take action on this recommendation at their November 11th meeting.

If approved, a master agreement will be drawn up between GNECI and Ennovate and it will require each entity participating to also enter into a contract with the selected performance contractor to conduct a Technical Energy Audit of the City's selected facilities. Additional details will be negotiated with the selected performance contracting company.

Rifle Bucks Shopping and Dining Incentive Program
Information has been sent to retailers and restaurants, the radio ads are set to run November 17-19 on KMTS, the "buck" coupons will appear in the *Rifle Citizen Telegram* and *Glenwood Springs Post Independent* on Thursday, November 19. Everything is finalized and the program is ready for roll-out on November 19th.

"Frac" Expert to speak at the Garfield Energy Advisory Board in December.
Given the growing interest in better understanding hydraulic fracturing (aka: "frac'ing"), the Garfield County EAB will be hosting Dr. Jennifer Miskimins, associate professor in the petroleum engineering department at the Colorado School of Mines and a noted expert in "frac" technology and processes. The meeting will be on Thursday, December 3rd at 6pm at the conference room in the Garfield County Human Services building in Rifle.

DOLA issues draft sustainability principals
Executive Director of the Department of Local Affairs, Susan Kirkpatrick has announced sustainability principals (see attached), similar to principals adopted at the federal level between HUD, DOT, and EPA. Future funding requests to DOLA will likely need to meet some, yet to be developed and approved, sustainability criteria. When DOLA funding becomes available again, these principals will need to considered when preparing grant applications. Executive Director Kirkpatrick also stressed the Department's interest in multi-jurisdictional and regional projects.

Summary of CML Policy Committee Meeting:
Review of the State's Tax Structure – a legislative committee that met over the summer has recommended a bill to create an independent review of the state's overall tax structure and recommend "fixes." It is anticipated that the University of Denver will be the selected entity to complete the review as they are a private university and receive no state money.

Affordable Housing – there will be a bill to clarify that the rent control statute does not prohibit or restrict the right of a property owner and a government/public entity from voluntarily entering into and enforcing an agreement that controls rent on a private residential housing unit.

Community Solar Gardens – CML recommended support of a piece of legislation developed by the City of Boulder that will allow the development of community solar co-ops where renewable energy (ie:

solar/wind) can be located centrally and owned collectively and allows homeowners and businesses to take advantage of net-metering, associated rebates and incentives, etc. as if the solar/wind were located on their roofs or in their backyard.

State Ballot Initiatives (see the attached analysis from CML)– Three citizen initiatives are being circulated for petitions, the first (#10) has already been submitted an is expected to be approved for the 2010 statewide ballot. The initiatives: 1) #10 - a statutory change that reduces vehicle taxes and fees, the state income tax, and eliminates state and local charges on telecommunication services (phone, cable, cell, etc.). 2) #12 – Changes to property tax issues including such things as allowing people who own property in a jurisdiction to vote on property tax issues in that jurisdiction even if they reside elsewhere, property tax de-Brucings expire after 4 years unless re-voted on by the electorate, enterprise funds would be required to pay property taxes, all property tax increases would expire after 10 years, and non-debt related school property tax increases would be phased out by 50% and the state would be mandated to make up all lost revenue. 3) #21 – prohibits the issuance of debt/use of Certificates of Participation unless voter approved.

Urban Renewal/Tax Increment Financing – Talks have stalled between CML and Colorado Counties Inc. to find a compromise on concerns regarding Urban Renewal Authority and Tax Increment Financing. The Counties are concerned with TIF projects where a portion or all of the property taxes generated by a development are used to pay off improvement related to the development. Counties and special districts are concerned as a new development requires services (think County Clerk, Fire Departments, Hospital districts, etc.). Additionally – the state is concerned with the use of TIF because they backfill the lost revenue to school districts and given their budget crisis, this is a growing item of concern. Municipalities generally argue the new development decreases blight, increases assessed valuation, sales tax revenue and property tax revenues in the long run. There will likely be a bill to prohibit the use of urban renewal on agricultural lands/green fields and a reprise of a bill that will require a portion of the TIF revenues to be reserved/rebated back to the impacted local governments.

Department of Local Affairs
Sustainability Principles

The Colorado Department of Local Affairs (DOLA) is partnering with other state agencies to better integrate state planning and investment for Colorado's communities. DOLA intends to obtain general agreement on seven basic sustainable community development principles.[1]

- **Provide more transportation choices**
  Improve safe, reliable, affordable transportation choices to reduce traffic congestion, improve air quality, create more transit oriented neighborhoods and provide biking and walking opportunities to improve public health

- **Promote equitable, affordable housing**
  Locate quality, transit-oriented, energy efficient, affordable housing for all near jobs, shopping and recreation amenities

- **Increase economic competitiveness**
  Invest in education and training, attract and locate employment centers near housing and transit, and expand business access to markets; promote rural economic development that preserves and enhances community identity

- **Support existing communities**
  Strategically use funding to maximize infrastructure investment and enhance community revitalization by targeting existing communities

- **Enhance integrated planning and investment**
  Cooperatively align policies and funding to remove barriers, leverage funding and increase the accountability and effectiveness of government programs

- **Value healthy communities and neighborhoods**
  Enhance unique characteristics of all communities by investing in healthy, safe, walkable neighborhoods, quality schools and prosperous downtowns per local sustainable plans

- **Conserve valuable resources**
  Protect valuable natural and cultural resources which enhance the health and unique character of our communities, including clean water, land and air, and energy conservation

DOLA's Sustainable Community Development Initiative
DOLA will work with communities to identify and solve local and regional issues and problems. DOLA will reach out to its state, regional, local, private and nonprofit partners, drawing on necessary technical expertise and funding resources, which may vary relative to the issues raised by each community. This issue-oriented, multi-disciplinary approach of using an interagency team, the Sustainable Solutions program, can help concentrate resources on local and regional issues.

The Department also is currently looking to create a process to develop sustainability grant criteria. Sustainability principles might inform those criteria. In this time of increasing pressures on resources (financial, human and natural resources), it is more important than ever to consider funding decisions wisely, making careful investments that will enhance the long-term sustainability of Colorado communities.

[1] Adapted from the US Dept. of Housing and Urban Development, Dept. of Transportation, and Environmental Protection Agency Livability Principles

DRAFT

CML
COLORADO MUNICIPAL LEAGUE

THE VOICE OF COLORADO'S CITIES AND TOWNS
1144 Sherman Street, Denver, CO 80203 • (p) 303-831-6411 / 866-578-0936 • (f) 303-860-8175 • *www.cml.org*

To: Interested Municipal Officials
From: Sam Mamet
Date: October 15, 2009
Subject: Initiatives #10, #12, and #21

Introduction

We wanted to bring to your attention three proposed initiatives currently circulating. Required signatures equal to 76,047 must be submitted for these to qualify on the 2010 general election ballot. Because of their municipal finance implications we are keeping a very close eye on them, and will continue to keep you posted. These proposals are subject to great interpretation. Individual legal and bond counsel should be consulted.

Proposed Initiative #10 Text Summary (statutory change) (petitions due November 13)

- Specific ownership taxes must decrease in four equal steps annually to $2 on new vehicles and $1 to all other vehicles.
- All state and local taxes on vehicle rentals and leases shall end, and on $10,000, reached in four equal yearly steps, of sales prices per vehicle. Sales rebates are not taxable.
- All vehicle registration, license, and title charges combined shall total $10 annually per vehicle. All state and local government charges on vehicles and vehicle uses shall cease, with certain exceptions. All added charges shall be considered tax increases.
- The state income tax rate shall be 4.5% in 2011. Later rates shall decrease 0.1% annually, until reaching 3.5%, in each of the first ten years that yearly income tax revenue net growth exceeds 6%.
- Starting on January 1, 2011, there will be no state or local charges on various forms of telecommunications. Additional charges will be considered tax increases. There is an exception for 911 fees at 2009 rates.
- Enforcement is intended to reduce government revenue. Prevailing plaintiffs shall have their legal fees and court costs repaid. The state must audit the provisions of the amendment yearly to assure compliance in an effort to reduce "unfair, complex charges on common basic needs."

The proponents are Jeff Gross of Kersey and Freda Poundstone of Centennial (who is a former municipal official, when she served as Greenwood Village Mayor).

The SO tax reduction could be substantial, since the current tax is on a percentage of value formula and the initiative is on a flat dollar amount. On its face, it appears to virtually eliminate the tax and the associated local government revenue.

One reading of the initiative could imply that state and local taxes only would be paid on the first $10,000 of the value of a new vehicle. This will result in substantial revenue losses.

The measure purports to limit registration, license, and title charges to no greater than $10 annually. The measure not only eliminates for all intents and purposes the so-called League-supported "FASTER" bill from the last session of the General Assembly; it appears to cut even more deeply into the HUTF and CDOT, and the related share back to counties and municipalities.

911 fees are locked into their 2009 rates as there is no escalator clause to allow for increases, thus causing a reduction in revenues as service demands increase in the area of emergency response. There appears no way for those fees ever to increase to match increased service demands.

The restriction on telecommunication taxes is quite broad and extends to "telephone, pager, cable, television, radio, internet computer, satellite, or other telecommunication service accounts." We believe it may call into question the administration, collection, and enforcement of utility occupation taxes, sales and use taxes on telecommunication services, and franchise fees.

The proposal allows only the prevailing plaintiff to have their legal fees and court costs repaid. There is no similar provision available to a prevailing defendant local government entity. It is also unclear how the state will enforce compliance through an annual audit, let alone the fiscal impact upon the state to undertake this mandated responsibility.

Proposed Initiative #12 Text Summary (constitutional change) (petitions due November 13)

- Electors may vote on property taxes where they own real property.
- Local governments must allow petitions to lower property taxes as voter-approved revenue changes.
- Property tax measures may only be voted on in November elections and must be separate from debt measures.
- Property tax bills shall list only property taxes and late charges.
- Enterprises and authorities shall pay property taxes. Local governments must lower their tax rates to offset this revenue.
- Enterprises and unelected board may not levy a mandatory fee or property tax.
- Future property tax rate increases must expire in 10 years.
- An expiring property tax increase which is extended is a tax increase.
- Prior actions to keep excess property tax revenues are expired, and future actions are tax increases which must expire in 4 years.
- Non-college school districts must phase out equally by 2020 half their 2011 property tax rate not dedicated to debt. State aid shall replace that revenue annually.

elections to individuals and entities having little stake in a local government putting forth such a question.

The whole process of processing petitions and the conduct of elections locally is unclear and may substantially impact the financial operations of local government as well as election administrators, like municipal clerks.

How will school districts equally phase out half of their 2011 property tax rate not paying debt by 2020? And, what will the impact on state finances become since the amendment requires the state to absorb this revenue reduction? According to the Legislative Council staff memorandum reviewing this proposal for the proponents earlier this year, this could be over $600 million.

What happens to all voter approved questions at the local level to keep and spend excess revenues. There could be some dramatic impacts on local government in this regard. There have been over 400 such questions approved by municipal voters since 1992.

What impact will this amendment have on local governments which have established enterprises (clearly authorized under the current provisions of TABOR) which now will have to pay property taxes, the revenues of which require a receiving local government to reduce its own property taxes by a proportionate amount.

Proposed Initiative #21 Text Summary (constitutional change) (petitions due November 27)

- The state may not contract any debt by loan in any form.
- No political subdivision shall contract any debt by loan in any form, without voter approval. The loan shall not be repealed until such debt is fully paid or discharged. The ballot title shall specify the use of the funds, which may not change.
- The state and local governments may not borrow directly or indirectly money or other items of value for any reason or period of time, after 2010.
- Local governments may borrow money only after November voter approval. A non-enterprise may not borrow if the borrowing exceeds 10% of the assessed value within its jurisdiction.
- No borrowing may continue past its original term, and all current borrowing shall be paid. Except enterprise debt, after each debt is repaid, current tax rates shall decline as voter-approved revenue changes equal to its planned average annual repayment, even if not repaid by taxes.

The proponents are Russell Haas of Golden and Michelle Northrup of Black Hawk.

Purposes

Initiative #21 covers debt in the following ways:

- Prohibits the state to contract debt by loan in any form.
- Prohibits local governments and other political subdivisions to contract debt by loan in any form without voter approval.

Dear City Council Members,

Please disregard our unanswered April request for a two year lease extension.

We would now like to request an extension of our lease from the current finish date of June 30, 2010 to Aug 12, 2010. We would close weekdays during the slow spring season.

Otherwise, as per our contract, please accept our three month lease termination notice. Our last day would be Feb 12, 2010.

I am willing to train my replacement at anytime before our lease terminates.

Thank You,

Kelly Iniguez
Rifle Theatre

Garfield County

Comprehensive Plan 2030

Garfield County would like to invite you to participate in a Round Table discussion in regards to future growth, land use policies and other issues in your community that relate to the County's forthcoming Comprehensive Plan 2030. The Round Table discussion for the ***City of Rifle*** will be held:

November 20, 2009

3:00p.m. to 4:30 p.m.

City Hall Conference Room
202 Railroad Avenue
Rifle, Colorado

We hope that this Round Table discussion will include members of the Council/Board, Planning Commission, Administration, Planning Staff and other interested municipal staff. Please contact Tamra Allen on or before November 16th to confirm attendance. She can be contacted at tallen@garfield-county.com or at (970) 945-1377 x1630.

UTILITY DEPARTMENT
INTEROFFICE MEMO

TO: John A. Hier, City Manager

FROM: Charles G. Stevens, Utility Director

CC: City Council Members, Water Services Advisory Board Members, Dick Deussen, P.E., City of Rifle Project Engineer, Berney Sadler, Wastewater Supervisor, John Stewart, Water Supervisor

DATE: November 12, 2009

RE: Monthly Progress Report Utility Department

Did You Know?

United States Congress Agrees On 2010 Appropriations Bill For EPA - The U.S. Congress has agreed to fund the Clean Water State Revolving Fund capitalization grants to States at the $2.1 B level. They have agreed to fund the Drinking Water State Revolving Fund Capitalization grants to States at the $1.39 B level. These increases are almost double the 2009 levels. The conference committee decided to extend the American Recovery and Reinvestment Act concept of requiring States to give principal forgiveness, (-) interest loans and/or grants for 30% of the capitalization monies they receive.

Congress continues to work on increasing monies these programs receive for additional years in the amount of $40 B. These increases won't likely happen until 2011 or later.

Progress Report

◊ **Rifle Regional Wastewater Reclamation Facility Construction Nearing Completion** - This investment will increase service reliability, further protect source water for downstream users, the natural environment and assure future compliance with the Colorado Department of Health and Environment standards for discharges to the middle section of the Colorado River system. Work continues on the following buildings and structures.

- **Headworks Building -** Crews are finishing detail work. Equipment systems validation testing is continuing. Installation of the metal siding on the outside walls is nearing completion.

- **Water Operations Staff Conduct Odor Testing Training -** Water operations staff in conjunction with SGM Engineering, Inc. and a group of City Hall volunteers conducted odor testing on raw water and finished water samples from the Graham Mesa Water Treatment Plant and various locations in the distribution system. Operations staff received this training from SGM to allow monthly Odor Testing to occur so a better understanding of the water quality being produced at this water plant can occur rather than conducting more expensive water chemistry testing by an outside laboratory. This investment of resources helps ensure higher water quality, more efficient operations and better trained personnel.

- **Reverse Osmosis Pilot Testing Unit Beginning** – Operations staff has been working toward finishing the electrical and plumbing work necessary to accommodate a 3-month long pilot study of Reverse Osmosis (RO) technology that will be integrated into the New Rifle Regional Water Purification Facility (RRWPF). This study is being conducted in the winter months when Total Dissolved Solid (TDS) measurements are at the highest levels. Providing this level of investment and treatment in the new RRWPF will greatly improve water quality of the finished drinking water by removing TDS from the raw water. RO treatment will remove other organic compounds that have a potential concern now and into the future.

- **Preventative Maintenance Renews Facilities -** Operations staff painted the wooden components of the Rifle Pond Raw Water Pump Station, now three (3) years old, as well as the entry doors of the station. This small investment provides for longevity of facilities and meets or exceeds community expectations.