

Town of Rico Memorandum

Date: October 10th, 2019

TO: Town of Rico Board of Trustees
FROM: Kari Distefano
SUBJECT: Town Manager's Report

1. Consideration of an application for a special use permit on 305 N. Piedmont Street for the purpose of short-term rental, Gary and Diane Showers owners

Mr. and Ms. Showers want to use their house, located at 305 N. Piedmont as a short-term rental. They have applied for a Special Use Permit as required by the Rico Land Use Code. The application is included in the packet for your review and is complete. Special Use Permits should be reviewed according to the following criteria:

Compatibility with Surrounding Area. The proposed use or operation is compatible with surrounding land uses and with the surrounding neighborhood.

General. The location, size, design and operating characteristics of all proposed uses shall mitigate any adverse effects, including visual impacts, on surrounding properties.

Noise. At no point on the bounding property line of any use in any district shall the sound pressure level of any use, operation or plant produce noise intensity greater than that customarily level of the underlying Zone District and surrounding neighborhood so as to create a nuisance or detract from the use and enjoyment of adjacent property. For the purposes of this section, bounding property line shall be interpreted as being at the far side of any street alley, stream or other permanently dedicated open space from the noise source when such open space exists between the property line of the noise source and adjacent property. When no such open space exists, the common line between two (2) parcels of property shall be interpreted as the bounding property line.

Smoke and Particulate Matter. No proposed operation or use in any district shall at any time create smoke and particulate matter that, when considered at the bounding property line of the source of operation creates a nuisance or distracts from the use and enjoyment of adjacent property.

Odorous matter. No proposed use shall be located or operated in any district that involves the emission of odorous matter from a source of operation where the odorous matter exceeds the odor threshold at the bounding property line or any point beyond the tract on

which such use or operation is located. The odor threshold shall be the concentration of odorous matter in the atmosphere necessary to be perceptible to the olfactory nerve of a normal person.

Explosives. No use involving the manufacture or storage of compounds or products that decompose by detonation shall be permitted in any district, except that chlorates, nitrates, phosphorus and similar substances and compounds in small quantities for use by industry, school laboratories, druggists or wholesalers may be permitted when approved by the Fire Marshall as not presenting a fire or explosion hazard.

Flammables. The storage and use of all flammable liquids and materials such as pyroxylin plastics, nitrocellulose film, solvents and petroleum products shall be permitted only when such storage or use conforms to the standards and regulations of the Town of Rico and receives the approval of the Fire Marshall.

Toxic and Noxious Matter. No proposed operation or use in any district shall emit a concentration across the bounding property line of the tract on which such operation or use is located of toxic or noxious matter that will exceed the threshold limits set forth by the Colorado Department of Health.

Vibration. No proposed operation or use in any district shall at any time create earthborne vibration that, when considered at the bounding property line of the source of operation creates a nuisance or distracts from the use and enjoyment of adjacent property.

Open storage. No open storage of materials or commodities shall be permitted in any district except as an accessory use to a main use located in a building in the MU Zone District. No open storage operation shall be located in front of a main building. No wrecking, junk, or salvage yard shall be permitted as a storage use in any district.

Glare. No proposed use or operation in any district shall be located or conducted so as to produce intense glare or direct illumination across the bounding property line from a visible source of illumination nor shall any such light be of such intensity as to create a nuisance or detract from the use and enjoyment of adjacent property.

Traffic. No proposed use or operation shall be permitted where the use would create undue traffic impacts on Town roads and affected residential neighborhoods.

Off-Street Parking. Adequate off-street parking is provided to accommodate the proposed use.

The proposed activity is unlikely to produce noxious odors, noise, smoke or problems with any of the other issues mentioned in the review criteria. The house is located just to the west of where Piedmont splits and runs north-south. The house is set back somewhat into the hill and there is off-street parking. A site plan is included in the application that is included in this packet. As always in these residential neighborhoods, the concern is traffic. The applicants should also be required to maintain a contract for property management services with a local representative available to respond to emergencies or disturbances within an hour. The Town has required that contact information for the local representative be kept current and be available to local law enforcement as well as Town officials. The applicants have provided photographs of functioning smoke alarms and carbon monoxide detectors. There should be a renewal review after one year of the short-term rental operation.

There were not enough members of the Rico Planning Commission to conduct a meeting on the 9th so I have rescheduled the Rico Planning Commission immediately prior to the Trustee's meeting. We should know what they recommend by the upcoming Trustee's meeting.

2. 1st Reading of the 2020 budget.

We have received the August Town of Rico Valuation but more importantly, Berna Ernst, the Dolores County Assessor, has assured me that the valuation will not go down between August and December like it did last year. This is good news and has allowed me to make some upward adjustments in our expectations of revenue. Income from sales tax also increased during the last two months but as you can see from page three of the Budget Message, we are still not covering our costs. Maintenance and repairs to the Town Hall continue to be a drain on the general fund budget.

I have made some changes in the allocation of my salary. Last year and the year prior, I had taken 15% of my salary from the water fund and the remainder had come from the general fund. This year I will change that based on where I spend my time. The water meter replacement and relocation project will likely take up a significant amount of my time so in the upcoming year, I will be allocating 40% of my salary to the water fund. This will take some pressure off the general fund but will be an additional expense to the water fund. If the sewer mill levy passes, I would anticipate spending a substantial amount of time on that project. In that case, I will allocate 50% of my salary to the sewer fund, 25% to the general fund and 25% to the water fund. The budget included in this packet does not account for the passage of the sewer mill levy. As a reminder, 50% of Linda's salary comes from the water fund and 50% comes from the general

fund. 60% of Dennis's salary comes from the water fund and 40% comes from the street fund. These numbers are reflective of where Dennis and Linda spend their time.

In addition to employee expenses, the Town has other expenses including insurance, utilities and supplies including the cost of running the Xerox machine and our billing and accounting software. We have very little flexibility here. There is a certain level of spending required to keep an office equipped with basic necessities.

The special project portion of the budget is reserved for projects that are not a part of ongoing expenses. These are largely funded by grants but much of the necessary work on the Town Hall exceeded what we were given in grant funding. This is an unpredictable portion of the budget because unforeseen opportunities arise over the course of the year. We also have a couple of special projects that span several years such as the Rico Land Use Code update. Other than Town Hall projects, we have not taken on any additional projects that don't come with funding.

Our street fund is the most challenging of our funds. Except for the leased larger loader, all of our vehicles have reached and exceeded their normal life span. Finding quality used vehicles to replace them has proved impossible. New vehicles are unaffordable. The smaller loader, which we need to clear the alleys of snow and other operations that take place in confined spaces needs \$14,178.38 dollars worth of work to make it functional. Our grader is leaking oil. In addition, the roads in town really should be resurfaced.

We got a grant from the Department of Local Affairs to replace our aging water meters and relocate some meters that are prone to freezing inside houses. We also will be doing tank repairs and resealing in early June. We had planned to do this work this fall but the onset of cold temperatures will make the work more expensive so we are going to postpone it. We were lucky this year in that we did not have any major leaks or other losses of water that necessitated repairs so the water fund is maintaining and not losing money.

Details and a copy of the revised budget are included in this packet. As always, it is difficult to create a final budget until we have November valuations and the full year's treasurer's report.

3. 1st Reading of Town of Rico Water Regulations

For quite a while, Pat Drew has been encouraging me to update our water regulations to ensure that any new buildings locate their water meters inside. Although Dennis had some very legitimate reservations regarding the need to enter peoples' houses to make repairs, conversations with both Pat and Paul Ruud, who is the head of the Town of Telluride's maintenance department have convinced me that we do need to require that meters be located inside.

These proposed regulations clarify what portion of the water system maintenance is the responsibility of the Town and what is the responsibility of the water user. They also clarify requirements of future construction to ensure that there is uniformity in installation of taps and meters.

3. Grants

As noted earlier, we received a grant from the Department of Local Affairs to replace and relocate water meters. I have also applied for a grant from the Rico Center to cover the cost of the small loader repair additional snow plowing we may need. A copy of the Rico Center grant application is included in this packet.

Special Use Permit



Applicant Name Gary + Donna Showers Phone Number 970-560-0341
Address 305 Piedmont Cell Phone Number _____
Email dshowers1@hotmail.com Fax Number _____
Street Address of Subject Property 305 Piedmont
Legal Description of Subject Property Lot 18A + STA 2011 Block A
Piedmont Addition to the Town of Rico, Dolores
County, Colorado Site Plan
Zone District of Subject Property Residential

Attachments Required:

- ☐ Description of Special Use Request
- ☐ Narrative of Reasons that Special Use should be granted
- ☐ Statement from County Treasurer showing the status of current taxes due on affected property
- ☐ Letter of agency if applicant is other than the owner of the property
- ☐ An application fee in the amount of \$200.00
- ☐ A site plan that includes any information relevant to the request i.e.: adequate parking for short term rental permit applications.
- ☐ A Certificate of Mailing with names, addresses, and property owned of property owners within 200 feet of subject property.
- ☐ A copy of the deed for the property.

I swear that the information provided in this application is true and correct and that I am the owner of the property or otherwise authorized to act on behalf of the owner of the property.

Signature: Gary Showers Date 9.15.19

Date Application Received 9-16-2019

Application Reviewed by _____

Application Fee Received _____

Date of Hearing _____

Application Complete _____

Rico Planning Commission Action _____

Mailing Notice Complete _____

Approval Subject to Conditions _____

Other comments:

NOTICE OF PENDING SPECIAL USE PERMIT APPLICATION

Date: September 11, 2019

RE: Public Hearing on Re-Zoning Application

Dear Property Owner,

You are receiving this public notice as required by the Town of Rico Land Use Code because you own property within 200 feet of a proposed special use permit application.

We, Gary and Donna Showers, owners of 305 Piedmont Street, Rico, Colorado 81332, are applying for Special Use Permit ("SUP") for our property to be used as a short-term rental (under 30 days) in Rico, Colorado.

We are recently retired educators, 4th grade teacher and special education teacher. We acquired this property in the 1980's. With our two children, we have lovingly worked and built it through the years. Rico has been a special place for us since the late 70's.

At this time in our lives we would like to gain more income to our retirement while also being able to have our family continue to enjoy the property. The Town of Rico will benefit from the income received through lodging taxes. Local businesses will be promoted and local help for management and other maintenance issues will be sought. This will allow us to not only supplement our income but give back to the community.

We have taken into consideration and believe are compliant with Standards for Review, Section 428, of the Rico Land Use Code.

- ~ This property use is compatible with the surrounding area.
- ~ There is no plan to alter any design of this building which will have adverse effects on surrounding properties.
- ~ The intended use of this property will not produce noise levels beyond those of traditional uses in the underlying zone district.
- ~ The intended use of this property will not produce smoke, particulate matter, odorous matter beyond those of traditional uses in the underlying zone district.
- ~ The intended use will not involve explosives, flammables, toxic and noxious matter, vibrations, or the need for open storage or glare.
- ~ The proposed use will not create undue traffic impacts on Town roads and affected area.
- ~ Off-street and on-property parking is adequate for the intended use of this property. This property has five lots on Piedmont Street plus a U-drive which provides more parking. Guests will be requested to park only in front of this property or in the driveway.
- ~ Additionally, guests will be reminded of the Rico leash law for all pets.

Name of Applicant: Gary and Donna Showers

Type of Development Application(s): Short-term rental

Legal Description: Lot 18A & STA 2011 Block A Piedmont Addition to the Town of Rico,
Dolores County, Colorado

Address: 305 Piedmont, Rico, Colorado

Lot or Site Size: 12,071.5 square feet - 100 ft by almost 5 lots on Piedmont Street

Review Authority: Rico Planning Commission

Rico Planning Commission Hearing Date: October 9, 2019

Location of Public Hearing: Rico Town Hall, 2 Commercial Street, Rico Colorado, 81332

Thank you,

Gary and Donna Showers

Send emailed comments addressed to the townmanager@ricocolorado.gov

Or by surface mail to:

Kari Distefano

Town of Rico

PO Box 9

Rico Colorado, 81332

Sincerely,

Kari Distefano, Rico Town Manager

VICINITY MAP

Insert vicinity map picture or PDF file here

SCHEDULE # 504726401003 R 001

2018 TAX PAYMENT RECEIPT

TAX ROLL PAGE- 1536 # 3072

JANIE STIASNY
DOLORES COUNTY TREASURER
409 NORTH MAIN
PO BOX 421
DOVE CREEK, CO 81324

TAX DISTRICT 102

ACTUAL VALUE 176913
ASSESSED VALUE 12738
MILL LEVY 75.429

LEGAL
17-5047-264-01-003 FROM: 305 N. PIEDMONT ST.
RICO PIED. LOT 18A B-2 P-136 REPLAT(LTS 16-20)
B-91 P-592 B-101 P-384 B-118 P-347 B-128 P-401
B-129 P-401 B-172 P-345 B-220 P-391-403 B-222 P-268
(ENTIRE LEGAL MAY NOT BE SHOWN)

SHOWERS GARY L. & DONNA F.
P.O. BOX 73
RICO CO 81332

TAX AMOUNT 960.82
ADJUSTMENT .00
ADMINISTRATIVE FEE .00
SPECIAL ASSESSMENT .00
ORIGINAL AMOUNT DUE 960.82
AMOUNT PAID TO DATE 960.82
BALANCE DUE .00
TAX PAID 960.82
PAID PAID .00
MISCELLANEOUS PAID .00

DATE OF PAYMENT 03/18/2019 14:00 TOTAL AMOUNT \$960.82 (CHECK)
TAX RECEIPT VALID UPON CHECKS CLEARING YOUR BANK

I, Thomas A. Clark, being Registered Land Surveyor in the State of Colorado, do hereby certify that this Site Plan of Lot 18A & STA 2011, Block A Piedmont Addition to the town of Fico, Colorado was field surveyed on April 1 2016 (i) was made under my direct supervision, responsibility and checking; (ii) is true and accurate to the best of my knowledge and belief; (iii) is clear and legible.

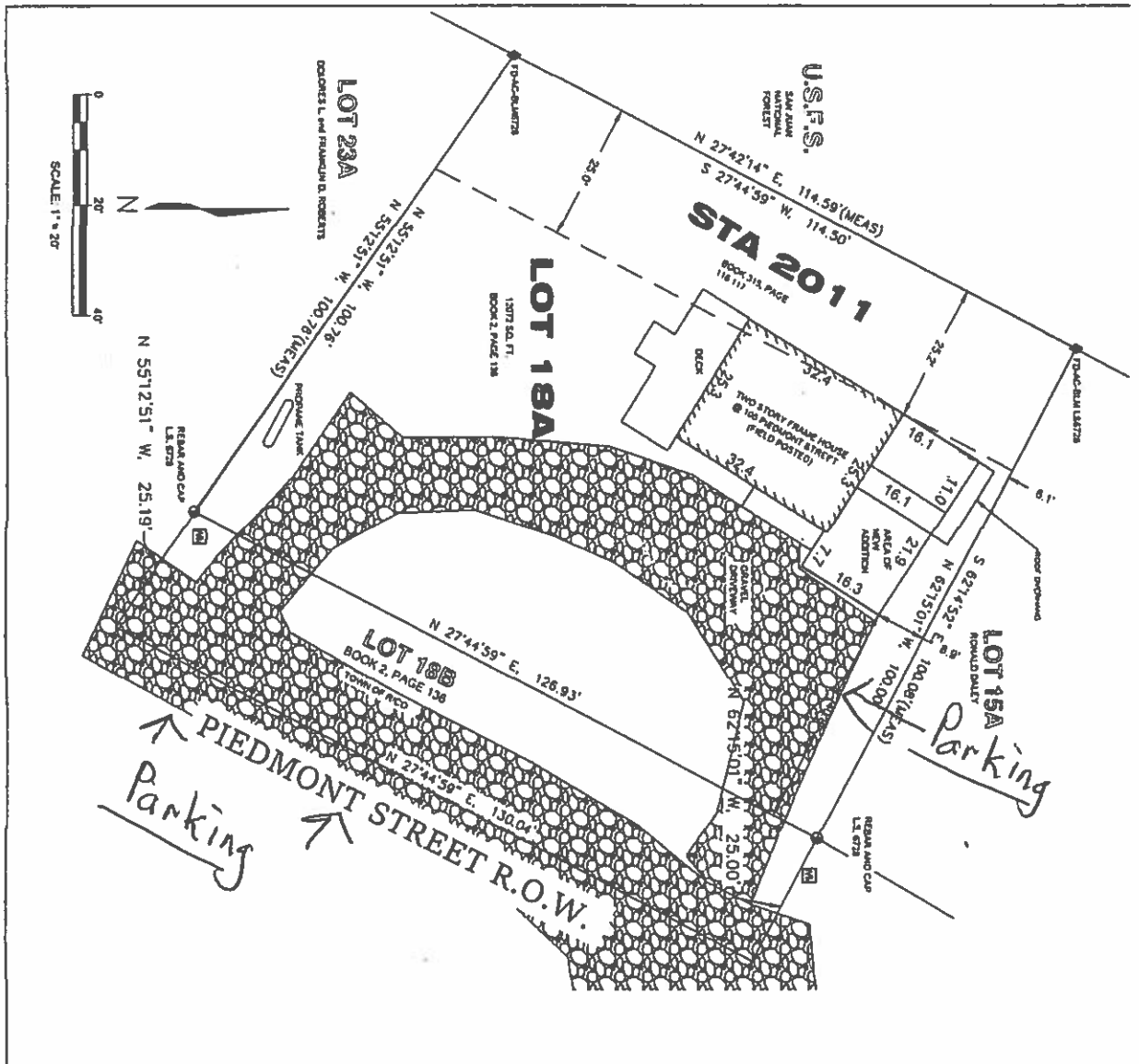
PLS. 38014



1. This map does not constitute a title search by All Points Land Survey L.L.C. to determine the ownership of this property or easements of record. It does not constitute a Land Survey Plat or Improvement Survey Plat as defined by section 38-51-102 C.R.S

2. NOTICE: According to Colorado law you must commence any legal action based upon defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

3. Demeritons of the area of proposed house are to outside of stud wall as built.



All Points Land Survey LLC.
PO Box 754 Ophir, Co. 81426
(970)708-9694 Fax (970)967-1008

JOB# 15014

AFFIDAVIT OF MAILING PUBLIC NOTICE LETTER

Town of Rico

Town of Rico

P.O. Box

Rico, Colorado, 81332

Re: Certification and Affidavit of Mailing Public Notice Letter for (legal description of property), Town of Rico.

I hereby declare that I, Gary Showers mailed a copy of the Town approved, enclosed public letter via U.S. First Class Mail, postage prepaid thereon on 9/16/19 to the attached list of property owners. The public notice letter was prepared and mailed in accordance with the public noticing requirements of the Rico Land Use Code. The public notice letter was placed in the mail on 9/16/19, which was 20 days prior to the public hearing(s) to be held on 10-9 and 10-16 2019. The list of property owners includes all lot and condominium property owners located within 200 feet of the boundary of the existing or proposed lot(s). The adjacent property owner list was compiled from the Dolores County GIS website or Assessors Office.

Attached is the copy of the noticing letter, list of all property owners noticed, including their lot number and mailing address, a copy of the vicinity map mailed with the noticing letter, and a map showing all lots that were included within the 200 foot noticing area.

I declare under penalty of perjury under the laws of the State of Colorado that the foregoing is true and correct.

Gary Showers

Showers 200 FT Boundary

| Parcel | Name | Mailing Address | City | State | Zip Code | Property Address |
|--------------|---------------------------------------|---|-------------|-------|----------|-------------------------------------|
| 504726401007 | HETRICK CLINTON N. & KAREN L. | HETRICK (JT) 2414 TROPHY LANE | STILLWATER | OK | 74074 | 221 N. PIEDMONT ST. |
| 504726401014 | CONTRILLO MICHAEL | P.O. BOX 2785 | TELLURIDE | CO | 81435 | 225 N. PIEDMONT STREET |
| 504726401020 | SMITH THOMAS NEIL | P.O. BOX 5 | RICO | CO | 81332 | 229 N. PIEDMONT STREET |
| 504726401019 | SPIELMAN ROGER & MEGAN SPIELMAN | 309 RIVERSIDE DR. | PARKER | AZ | 85344 | 235 N. PIEDMONT ST. |
| 504726401003 | SHOWERS GARY L. & DONNA F. | P.O. BOX 73 | RICO | CO | 81332 | 305 N. PIEDMONT ST. |
| 504726401017 | SPILLMAN CRAIG G. & SANDRA L. JT | 1920 HOLLY DRIVE | PRESCOTT | AZ | 86305 | 313 N. PIEDMONT STREET |
| 504726401006 | SMITH THOMAS WILLIAM & MCNALLY, | MAGGIE J. (JT) P.O. BOX 268 | RICO | CO | 81332 | 319 N. PIEDMONT STREET |
| 504726401002 | ROBERTS STEPHEN | P.O. BOX 84 | RICO | CO | 81332 | 323 N. PIEDMONT STREET |
| 504726300053 | DISPOSITION PROPERTIES, LLC | C/O EMMERSON 14555 N. SCOTTSDALE ROAD, STE 330 INC. | SCOTTSDALE | AZ | 85254 | |
| 504701100002 | SAN JUAN NATIONAL FOREST | DEPT. OF AGRICULTURE COURT | DURANGO | CO | 81301 | 7943 FS RD 611/7300 ROAD 38 CAMP |
| 504725301007 | RICO TOWN OF | P.O. BOX 56 | RICO | CO | 81332 | |
| 504725301018 | TICE EMY A. & SEAN (JT) & TIC | 713 WEST BIRCH STREET, UNIT 2 | FLAGSTAFF | AZ | 86001 | 314 N. PIED. |
| 504725301018 | TICE EMY A. & SEAN (JT) & TIC | 713 WEST BIRCH STREET, UNIT 2 | FLAGSTAFF | AZ | 86001 | 314 N. PIED. |
| 504726401018 | STACK VINCENT J. & HUDELSON, | SARAH E. (JT) MEADOWLARK LANE | 7650 SALIDA | CO | 81201 | RIVERSIDE LODE |
| 504725301014 | HAGAN CARL M. & MARY O. (JT) | P.O. BOX 101 | RICO | CO | 81332 | N. PIEDMONT |

| Parcel | Name | Mailing Address | City | State | Zip Code | Property Address |
|--------------|--|---|------------|-------|----------|-------------------------------------|
| 504725301016 | TICE EMY A & SEAN A (JT) | 713 WEST BIRCH STREET, UNIT 2 | FLAGSTAFF | AZ | 86001 | N. PIED. |
| 504725301009 | STEELE OLENA A. | P.O. BOX 187 | RICO | CO | 81332 | 324 N. PIEDMONT, APT C |
| 504725301017 | CAIPEN ANNA ROBIN & TERRY LEE | P.O. BOX 1513 | TELLURIDE | CO | 81435 | 324 N. PIEDMONT AVE., APT B |
| 504725301012 | MORTENSEN GORDON III | 920 N. FRONT STREET | MARQUETTE | MI | 49855 | 324 N. PIEDMONT, APT A |
| 504726402003 | DISPOSITION C/O EMMERSON PROPERTIES, LLC | 14555 N. SCOTTSDALE ROAD, STE 330 | SCOTTSDALE | AZ | 85254 | |
| 504701100002 | SAN JUAN NATIONAL FOREST | DEPT. OF AGRICULTURE COURT | DURANGO | CO | 81301 | 7943 FS RD 611/7300 ROAD 38 CAMP |



Reception No. 124888 Earlene White Recorder by CW page 260
Recorded at 1:25 o'clock 12-1-1986
Book 229 Page 260-261

WARRANTY DEED

THIS DEED, Made this 24th day of November, 1986,
between PAULINE CONRAD, a/k/a PAULINE B. CONRAD

RECORDER'S STAMP

STATE DOCUMENT FEE
12-1-1986
2.00

of the County of Dolores and State of
Colorado, grantor(s), and GARY L. SHOWERS and DONNA F.
SHOWERS

whose legal address is 417 North Washington, Cortez

of the County of Montezuma and State of Colorado, grantees:

WITNESS, that the grantor(s), for and in consideration of the sum of Twenty Thousand----- DOLLARS,
the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents
do es grant, bargain, sell, convey and confirm unto the grantees, their heirs and assigns forever, not in tenancy in common but
in joint tenancy, all the real property together with improvements, if any, situate, lying and being in the County
of Dolores and State of Colorado, described as follows:

SEE ATTACHED EXHIBIT "A"

also known by street and number as

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the
reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and
demand whatsoever of the grantor(s), either in law or equity, of, in and to the above bargained premises, with the hereditaments and
appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantees, their heirs
and assigns forever. And the grantor(s), for her self, her heirs and personal representatives do es covenant,
grant, bargain and agree to and with the grantees, their heirs and assigns, that at the time of the enrolling and delivery of these
presents she is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate
of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in
manner and form aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes,
assessments, encumbrances and restrictions of whatever kind or nature soever, except

and the above bargained premises in the quiet and peaceable possession of the grantees, their heirs and assigns, against all and every
person or persons lawfully claiming or to claim the whole or any part thereof, the grantor(s) shall and will WARRANT AND FOREVER
DEFEND.

IN WITNESS WHEREOF the grantor(s) has executed this deed on the date set forth above.

Pauline Conrad a/k/a
PAULINE CONRAD, a/k/a
Pauline B. Conrad
PAULINE B. CONRAD

STATE OF COLORADO

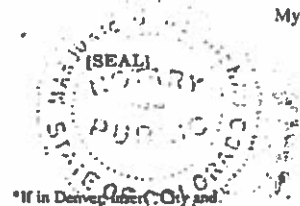
County of Montezuma

ss.

The foregoing instrument was acknowledged before me in the County of Montezuma, State
of Colorado, this 26th day of November, 1986, by Pauline Conrad, a/k/a
Pauline B. Conrad

My commission expires 5/16

. 19 87. Witness my hand and official seal.



Margaret A. Reichenow
Notary Public

EXHIBIT "A"

Attached to Warranty Deed

FROM: Pauline Conrad, a/k/a

Pauline B. Conrad

TO: Gary L. Showers and

Donna F. Showers

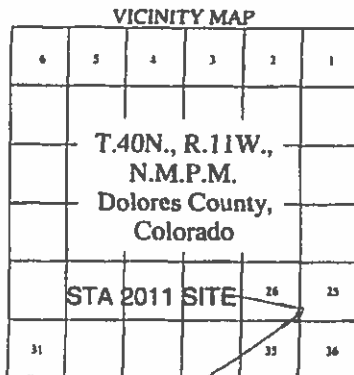
DATED: November 24, 1986

LEGAL DESCRIPTION

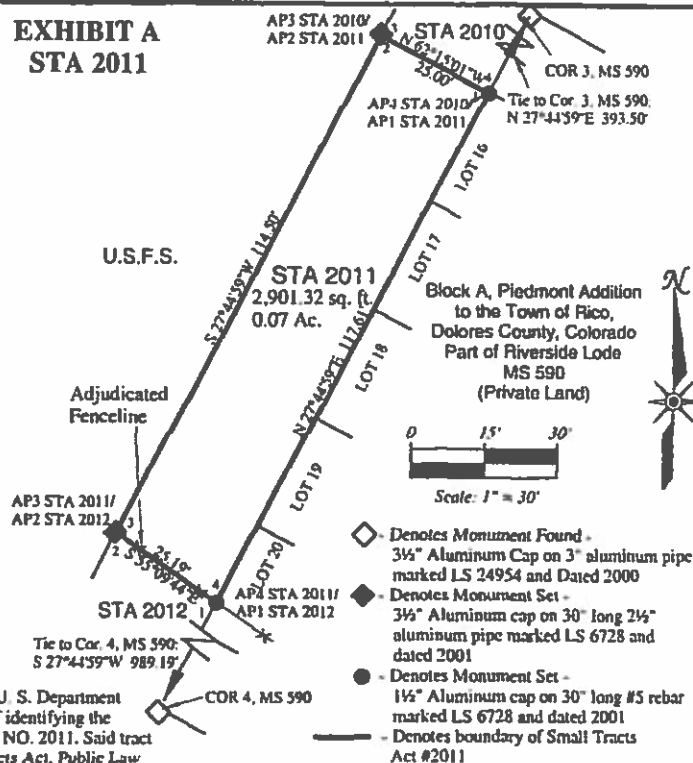
Lots 16, 17, 18, 19 and that portion of Lot 20, Block A, Piedmont Addition, Town of Rico, as per the plat of record in the office of the Clerk and Recorder, lying Northeasterly of the following described boundary line: A line beginning at a point in Block A, Piedmont Addition, Town of Rico, from which point the NW Corner of said Block A, Piedmont Addition bears North 26°06'57" East a distance of 492.43 feet; thence South 55°13'00" East a distance of 118.58 feet to a point in Piedmont Street, from which point the NW Corner of said Block A, Piedmont Addition bears North 13°10'41" East a distance of 523.59 feet, Setting pins or monuments will be in place to indicate the exact point in reference. EXCEPT all oil, gas, other minerals and CO2 and SUBJECT to conveyance of mines, minerals, lodes, deposits and veins of an underneath the surface of the Town of Rico in Deed recorded in Book 28 at Page 140; and all leases, rights and easements with respect thereto, and FURTHER SUBJECT to existing roadway, telephone, power and water lines and topographical features as set forth on undated survey of Thomas Engineering, Inc., as to Lots 16, 17 and 18.

Pauline Conrad
AKA *Pauline B. Conrad*

**EXHIBIT A
STA 2011**



Piedmont Addition
to the Town of Rico,
Dolores County, Colorado
Part of Riverside Lode
MS 590



NATURE AND PURPOSE OF SURVEY

This survey was performed at the request of the U. S. Department of Agriculture - Forest Service for the purpose of identifying the parcel of land known as SMALL TRACTS ACT NO. 2011. Said tract is to be sold under the authority of the Small Tracts Act, Public Law 97-465 (36 C.F.R. part 254)

The parcel of Tract No. 2011 was a portion of the Southeast Quarter of the Southeast Quarter (SE4SE4) of Section 26, Township 40 North, Range 11 West, New Mexico Principal Meridian, Dolores County, Colorado, and contains 0.07 acres/2,901.32 sq. ft. more or less.

Property Boundary Description of Small Tracts Act No. 2011 parcel conveyed to Gary L. Showers and Donna F. Showers.

A Tract of Land in the SE4SE4 of Section 26, T.40N., R.11W., N.M.P.M., being more particularly described as follows:

Beginning at a point which is the NW Cor. of Lot 16, Block A, Piedmont Addition to the Town of Rico, Dolores County, Colorado, which point is also AP 1 of STA 2011/AP 4 of STA 2010, from which point Corner #3 of Riverside Lode, Pioneer Mining District, M.S. # 590, bears N 27°44'59"E a distance of 393.50 ft.;

thence, N.62°15'01"W, a distance of 25.00 ft. to AP 2 of STA 2011/AP 3 of STA 2010;
thence, S.27°44'59"W, a distance of 114.50 ft. to AP 3 of STA 2011/AP 2 of STA 2012;
thence, S.55°09'44"E, a distance of 25.19 ft. along a fenceline to a point on the west line of said Block A, which point is also AP 4 of STA 2011/AP 1 of STA 2012;
thence, N 27°44'59" E, a distance of 117.61 ft. along the west line of said Block A to the point of beginning.

I, Fredric P. Thomas, Colorado Professional Land Surveyor No. 6728, do hereby certify that this survey and plat was prepared under my direct responsibility, supervision, and checking in conformance with the laws of the State of Colorado and accepted methods and procedures of surveying at the request of the U. S. Department of Agriculture - Forest Service, and that this plat is true and correct to the best of my knowledge and belief based on the standards of care of Professional Land Surveyors practicing in the State of Colorado



BASIS OF BEARING

Bearing is based on the bearing from the Aluminum Cap Monument LS 24954 at the intersection of Glasgow Avenue and Mantz Avenue to the Aluminum Cap Monument LS 24954 at the intersection of Glasgow Avenue and King Street, assumed as the historic bearing of S 02°06'00" E

Notice: According to Colorado law you MUST commence any legal action based on any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of the certification shown hereon.

**U.S. Department of Agriculture
FOREST SERVICE**

Region 2 San Juan National Forest

SMALL TRACTS ACT NO. 2011

Located in Section 26, T.40N., R.11W.,
N.M.P.M. Dolores County, Colorado

Forest Approval
Date 8/21/02

Approved Paul Rodin 8/21/02
Forest Land Surveyor Date

Surveyed by Thomas Engineering, Inc.
Date

QUITCLAIM DEED

| |
|-----------------------|
| STATE DOCUMENTARY FEE |
| DATE <u>8-27-02</u> |
| \$ <u>EXEMPT</u> |

THIS DEED, made this 21st day of August, 2002, between the United States of America, acting through the Forest Service, hereinafter called the Grantor, and Gary L. Showers and Donna F. Showers, whose legal address is 27078 C. Rd. N., Dolores, Colorado 81323, hereinafter called Grantee.

WITNESSETH: The Grantor, as authorized by the Act of January 12, 1983 (PL 97-465, 96 Stat.2535), the provisions of which have been met, has determined that this conveyance is in the public interest.

THEREFORE, the Grantor, for consideration of THREE THOUSAND, ONE HUNDRED, NINETY ONE, and 45/100 Dollars (\$3,191.45), the receipt whereof is hereby duly acknowledged, does hereby remise, release, and quitclaim unto the Grantee, its successors and assigns, all its right, title, interest, and claim in and to the real property situate in the County of Dolores, State of Colorado, described as follows:

See Exhibit A-Plat titled "Small Tracts Act 2011," dated 11/30/01, labeled and marked "Exhibit A" and "conveyed to Gary L. Showers and Donna F. Showers."

SUBJECT TO: Linear Power Withdrawal dated May 25, 1934 (C-0123692), (Action-F.P.C. 734).

IN WITNESS WHEREOF, the Grantor, by its duly authorized representative, has executed this deed pursuant to the delegation of authority promulgated in Title 7 CFR 2.60, 49 F.R. 13560 of April 5, 1984.

UNITED STATES OF AMERICA

By: Mark W. Stiles
MARK W. STILES
Acting Forest Supervisor
San Juan National Forest
U.S. Dept. of Agriculture

CERTIFICATE OF ACKNOWLEDGEMENT

State of Colorado)
)SS:
County of La Plata)

On this 21st day of August, 2002 before me, PAUL W. BEABER, a Notary Public in and for said state, personally appeared Mark W. Stiles, known to me or satisfactorily proven to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS, WHEREOF, I hereunto set my hand and official seal.



Paul W. Beaber
Paul W. Beaber, 15 Burnett Court, Durango, CO 81301
Notary Public Signature-expires 04/30/06

Town of Rico 2020 Budget

2019 and 2020 Budget Summary

| Revenues | | | |
|----------------------------|---------------------|----------------------|----------------------|
| | 2019 Adopted Budget | 2019 Budget Estimate | 2020 Proposed Budget |
| General Fund | \$327,451 | \$408,109 | \$398,239 |
| Street Fund | \$47,966 | \$69,886 | \$87,262 |
| Water Fund | \$544,650 | \$136,769 | \$411,559 |
| Sewer Fund | \$22,195 | \$33,868 | \$24,601 |
| Parks, Open Space & Trails | \$36,550 | \$48,973 | \$37,735 |
| Conservation Trust Fund | \$1,000 | \$2,395 | \$2,000 |
| Expenditures | | | |
| General Fund | -\$448,252 | -\$503,618 | -\$457,454 |
| Street Fund | -\$94,359 | -\$108,626 | -\$119,178 |
| Water Fund | -\$644,110 | -\$121,166 | -\$757,286 |
| Sewer Fund | -\$3,500 | -\$30,347 | -\$1500 |
| Parks, Open Space & Trails | -\$52,784 | -\$84,685 | -\$55,034 |
| Conservation Trust Fund | -\$5,000 | -\$0 | -\$5,000 |

Revenues vs. Expenditures

| | 2019 Adopted Budget | 2019 Budget Estimate | 2020 Proposed Budget |
|-------------------------------|------------------------|-------------------------|-------------------------|
| General Fund | -\$120,801 | -\$95,509 | -\$59,215 |
| Street Fund | -\$46,393 | -\$38,740 | -\$31,916 |
| Water Fund | -\$99,460 | \$15,603 | -\$345,727 |
| Sewer Fund | \$18,695 | \$3,521 | \$23,101 |
| Parks, Open Space & Trails | -\$16,234 | -\$35,712 | -\$17,299 |
| Conservation Trust Fund | -\$4,000 | \$2,395 | -\$3,000 |

Reserves

| <i>Fund</i> | <i>From 2018 Audit</i> | <i>Projected 2019 end of year Balance</i> | <i>Projected 2020 end of year Balance</i> |
|-------------------------------|----------------------------|---|---|
| General Fund | \$893,551 | \$798,042 | \$729,827 |
| Street Fund | \$111,446 | \$72,706 | \$40,790 |
| Water Fund | \$511,648 | \$527,251 | \$181,524 |
| Sewer Fund | \$235,506 | \$238,602 | \$177,053 |
| Parks, Open Space & Trails | \$97,407 | \$61,695 | \$44,396 |
| Conservation Trust Fund | \$32,319 | \$32,319 | \$29,319 |

General Notes

- ❑ Per the 2016 Budget Financial Policies, the general fund should maintain a carry-over reserve balance of six months of basic operations for periods of revenue downturns.
-
- ❑ The August 20th 2018 assessed valuation for the Town of Rico is \$5,960,779.
 - ❑ There is a levy of 13.020 mills upon each dollar of total valuation for assessment of taxable property in the Town of Rico that goes to the General Fund.
 - ❑ There is a levy of 1.785 mills upon each dollar of total valuation for assessment of taxable property in the Town of Rico that goes to the Street Fund.
 - ❑ There is a levy of 3.939 mills upon each dollar of total valuation for assessment of taxable property in the Town of Rico that goes to the Sewer Fund.
 - ❑ The General Fund receives 80% of the total revenue collected from the Town of Rico sales tax, which is 5%. The Parks, Open Space and Trails Fund gets 10% and the Street Fund gets 10%.
 - ❑ Payroll allocations for 2019 include the following: Town Manager - General Fund 60%, Water Fund 40%; Town Clerk - General Fund 50%, Water 50%; Full Time Maintenance position - Water Fund 60%, Street Fund 40%; Part Time Maintenance position - Water Fund 30%, Street Fund 70%; Water Technician - Water Fund 100%; Town Marshall - General Fund 100%; POST Administrator - POST Fund 100%; POST groomer and ice rick maintenance positions - POST Fund 100%.
 - ❑ Contract Labor allocations for 2018 include the following: Municipal Court Judge - General Fund 100%; Town Prosecutor - General Fund 100%; Attorney - General Fund 90%, Water Fund 10%; Town Planner - General Fund 100%; Grant Writer - General Fund 100%; Auditor - - General Fund 60%, Water Fund 40%; Accounting Services - General Fund 100%. The building inspector gets paid directly from building permit fees.
 - ❑ Employer Payroll taxes for 2018 are estimated at 9.56%, employee PERA contribution for full time employees is 13.7%.

General Fund Notes

- ❑ The expected \$94,388 shortfall in the 2018 General Fund Budget is mainly due to extensive necessary repairs and other work on the Rico Town Hall (\$85,626). Also contributing to the shortfall is a reduction of property tax revenue that is the result of the Gallagher Amendment which, has lowered residential property assessed values to 7.15% of actual value. Sales tax revenues are not as low as anticipated but are still stagnant. The late summer hurt revenues in June, but activity picked but in August and September.
- ❑ While we do not expect either sales tax revenue or property tax revenues to fall, they are expected to be flat in 2020.
- ❑ The Town has seen increased costs of facilities maintenance. The Rico Town Hall suffered from the late, heavy snow requiring unexpected masonry work. We are also repairing the roof. The total cost of the repairs to the Town Hall will be \$84,505.92. We are expecting more necessary repairs in 2020.

Street Fund Notes

- ❑ The Street fund is financed by a 1.785 mil levy. It also receives 10% of Town of Rico sales taxes, Highway Users Tax funding and County Road and Bridge reapportionment. This funding is dedicated to the Street Fund and cannot be used elsewhere. We are continuing the lease agreement with John Deere for a loader. Last winter's exceptionally heavy snow put the Town over budget for snowplowing. The smaller loader needs new chains and major repair work on the breaks. Repairing aging vehicles continues to be a drain of the street budget.

Water Fund Notes

- ❑ The water fund is supported by user fees. The water fund is an enterprise fund, which is an account for operations financed and operated similar to a private business enterprise, where the intent is that costs are to be financed or recovered primarily through user charges. Enterprise funds are exempt from Tax Payer Bill of Right's (TABOR) restrictions if they meet certain requirements. Monies in this fund cannot be used for anything other than water operations.
- ❑ While replacing the water treatment plant in order to reactivate the Silver Creek system will likely have to wait, there are a number of other upgrades that we can and should

continue. In 2019 we installed a supervisory and data access control system. This system has saved man hours and wear and tear on our vehicle. We had planned to repair and repaint the water tanks this year but due to the onset of cold weather, we a postponing repainting and repairing the water tanks until early June. Cold temperatures make the work more difficult and expensive. The Town received a Department of Local Affairs grant to replace our aging water meters and relocate some meters that are prone to freezing inside homes or garages.

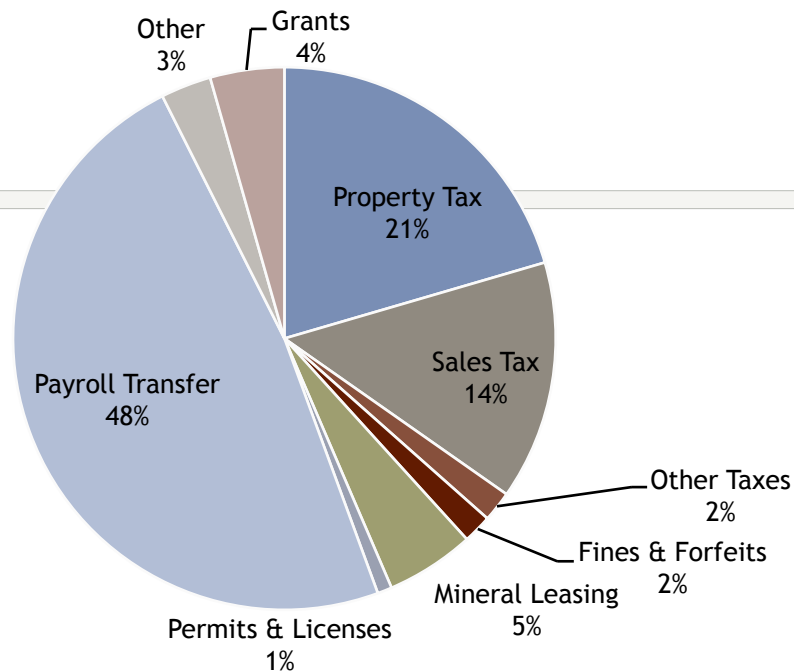
Sewer Fund Notes

- ❑ The sewer fund is supported by a 3.939 mill levy. Like the water fund, it is an enterprise fund and monies cannot be used for anything other than sewer operations.

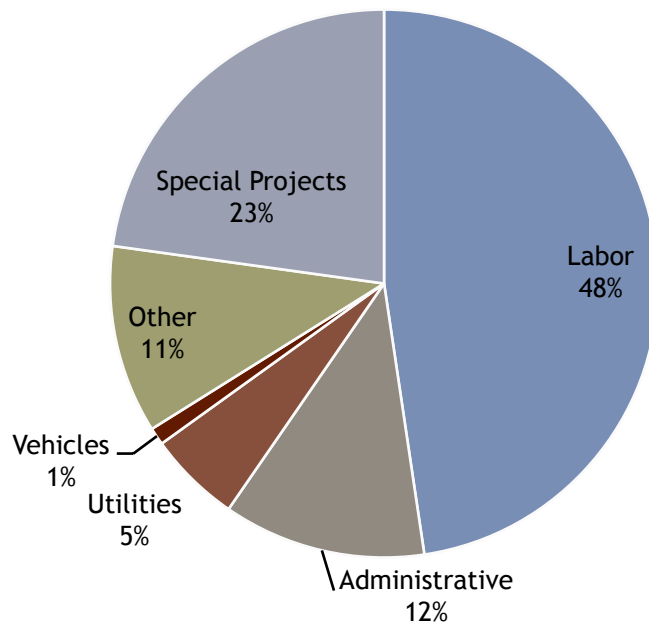
Parks, Open Space and Trail (POST) Fund Notes

- ❑ Parks, Open Space and Trails fund receives 10% of the total revenue collected from sales tax. The sales tax rate for the Town of Rico is 5%. POST also receives all proceeds from the lodging tax, which is 1% as per Ordinance 2001-5. These funds are specific to POST and cannot be used for any other Town of Rico operations.
- ❑ POST activities include Nordic grooming, installing and maintaining the ice skating rink and caring for the volleyball court and park area. We also host a winter carnival and the annual Town Cleanup.

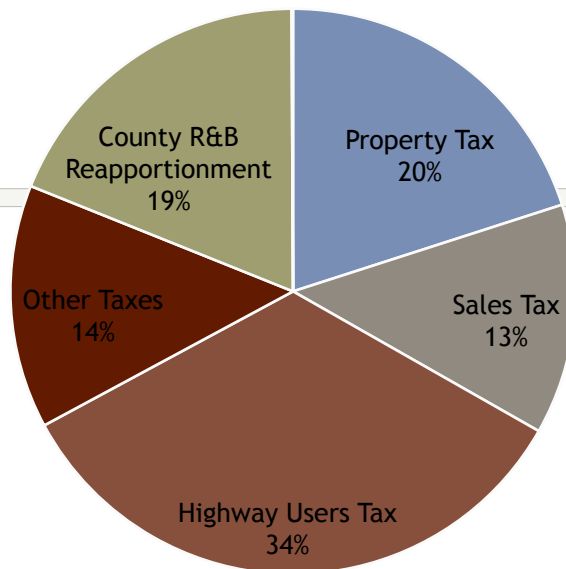
General Fund – Where the money comes from:



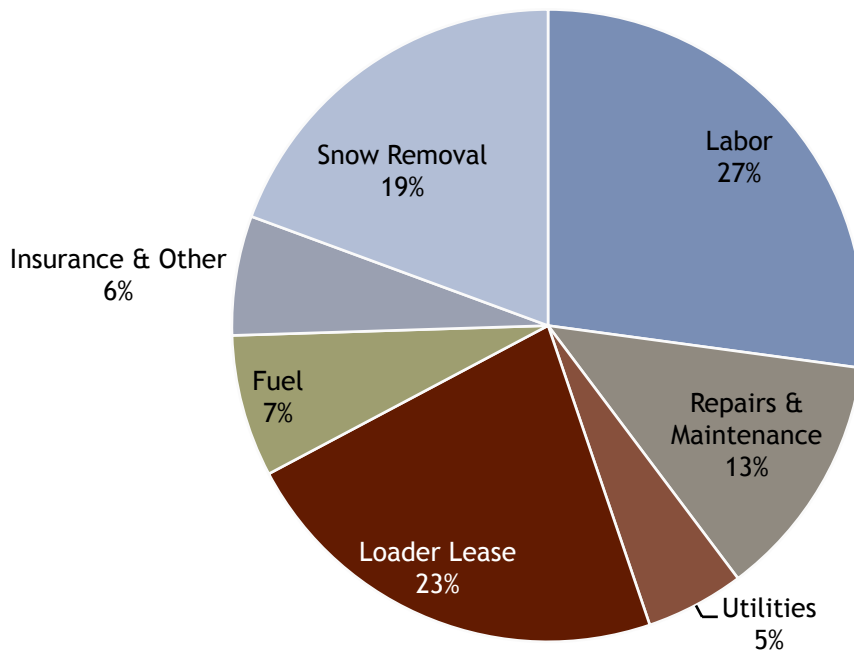
General Fund – Where the money goes:



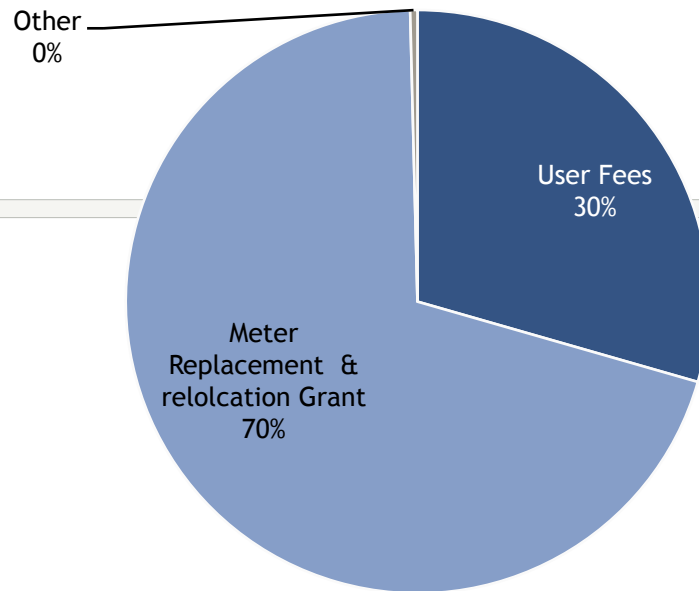
Street Fund – Where the money comes from:



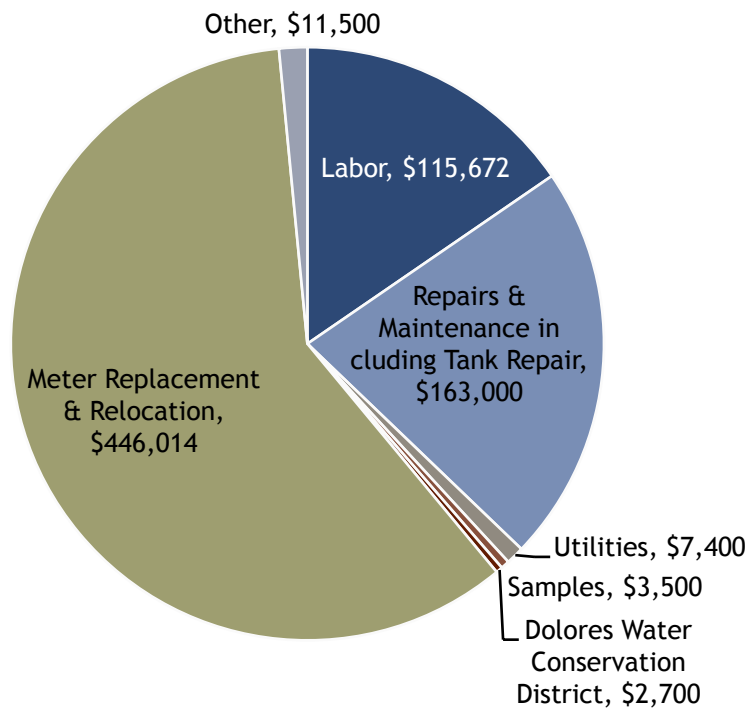
Street Fund – Where the money goes:



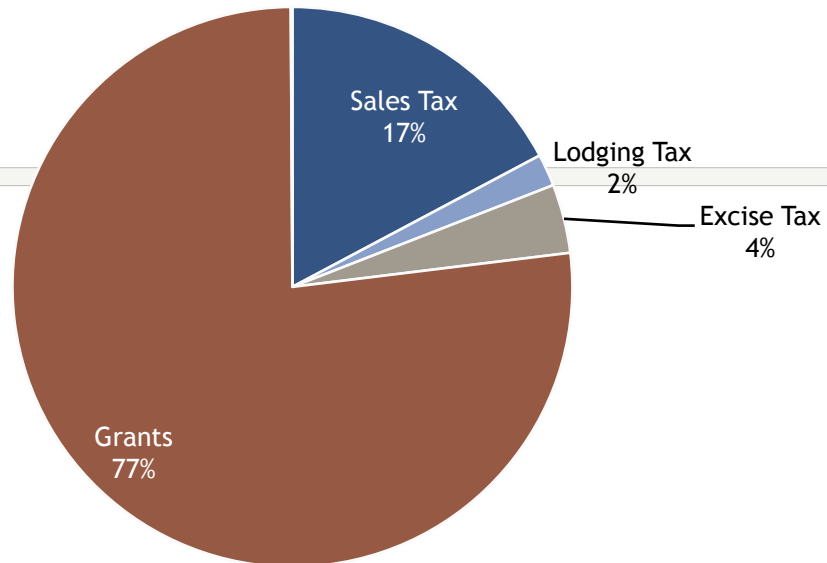
Water Fund – Where the money comes from:



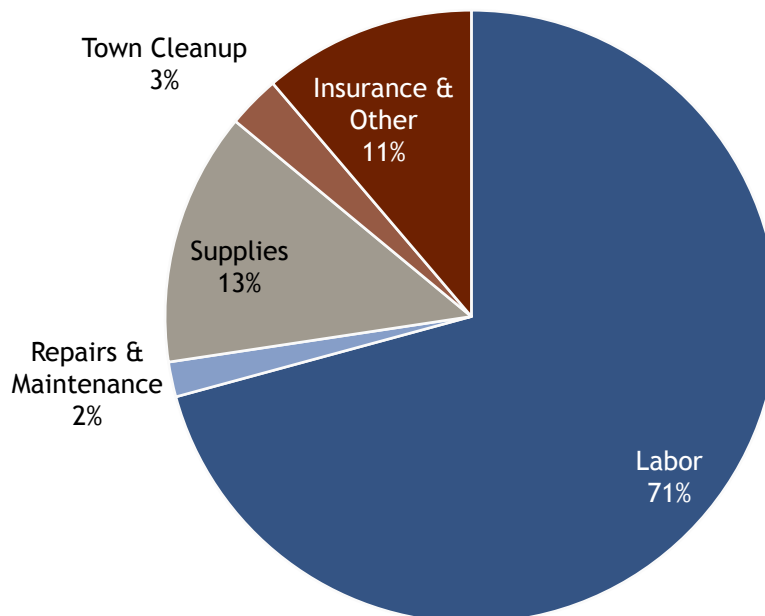
Water Fund – Where the money goes:



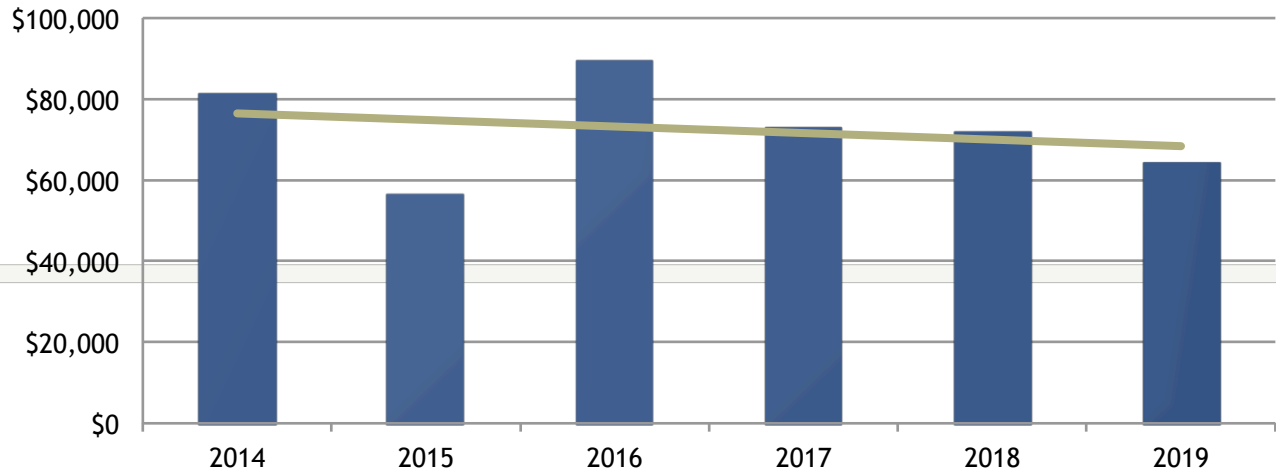
Parks, Open Space & Trails Fund – Where the money comes from:



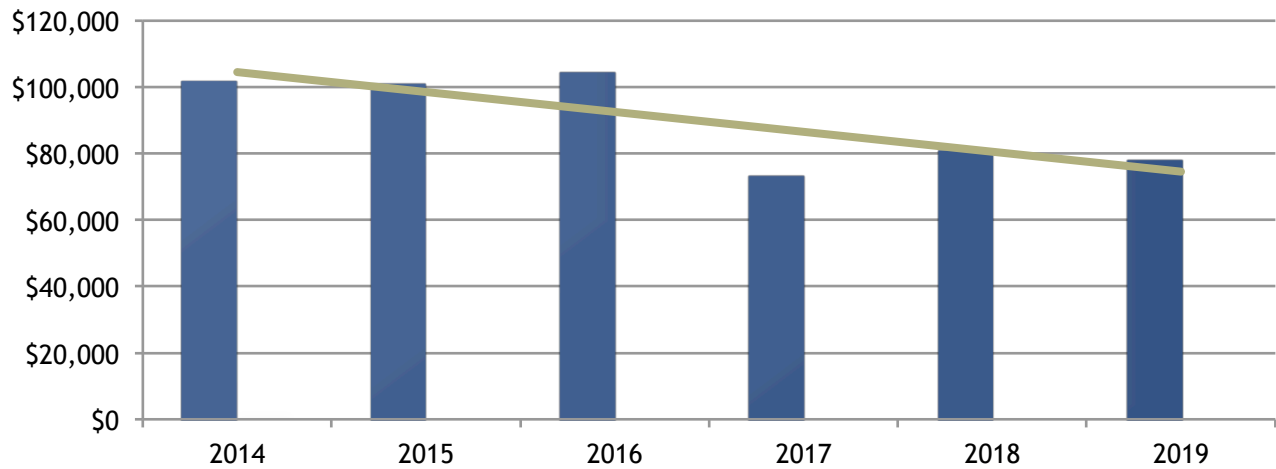
Parks, Open Space & Trails Fund – Where the money goes:



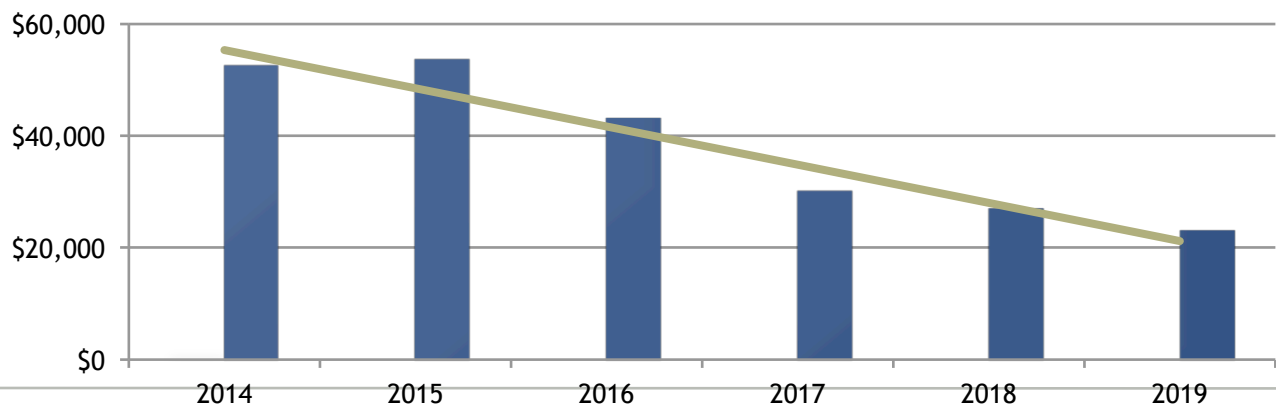
Sales Tax Trends



Property Tax Revenue Trends



Mineral Leasing Revenue Trends



| General Fund Revenues | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|---------------------------|-------------------------|------------------------------|---|-------------------------|
| Operating Revenues | | | | | |
| Property Tax | 70,368.00 | 66,000.00 | 587.57 | 66,587.57 | 77,609.34 |
| Delinquent Taxes & Interest | 540.00 | 300.00 | -10.28 | 289.72 | 275.00 |
| Sales & Use Tax | 58,132.00 | 64,000.00 | 8000.00 | 72,000.00 | 72,000.00 |
| Specific Ownership Tax | 2,986.00 | 2,500.00 | 1,252.05 | 3,752.05 | 3,500.00 |
| Cigarette Tax | 0.00 | 145.00 | -45.39 | 99.61 | 95.00 |
| Motor Vehicle Tax | 765.00 | 600.00 | 612.01 | 1,212.01 | 1,000.00 |
| Total Operating Revenues | 132,791 | 133,545.00 | 10,395.96 | 143,940.96 | 154,479.34 |
| Intergovernmental Revenue | | | | | |
| Mineral Leasing | 27,078.00 | 25,000.00 | -1,905.02 | 23,094.98 | 20,000.00 |
| Severance Tax | 1,637.00 | 1,500.00 | 1,109.94 | 2,609.94 | 2,000.00 |
| Excise Tax | 897.00 | 0.00 | 202.50 | 202.50 | 0.00 |
| Building Permits (pass through) | 0.00 | 0.00 | 2,654.70 | 2,654.70 | 1,000.00 |
| Septic Permit (pass through) | 0.00 | 0.00 | 3.00 | 3.00 | 0.00 |
| Development Applications | 0.00 | 0.00 | 7,175.00 | 7,175.00 | 2000.00 |
| Business Licenses | 0.00 | 200.00 | 0.00 | 200.00 | 200.00 |
| Dog Licenses (all licenses included in audit) | 2,361.00 | 80.00 | 11.35 | 91.35 | 80.00 |
| Total Intergovernmental Revenues & Fees | 31,973.00 | 26,780.00 | 9,251.47 | 36,031.47 | 25,280.00 |
| Miscellaneous Revenues | | | | | |
| Reimbursement | 0.00 | 0.00 | 762.68 | 762.68 | 0.00 |
| Insurance Reimbursement | 0.00 | 0.00 | 500.01 | 500.01 | 0.00 |
| Interest | 578.00 | 400.00 | -27.43 | 372.57 | 300.00 |
| Fines & Forfeits | 29,516.00 | 20,000.00 | -13,214.67 | 6,785.33 | 6,500.00 |
| Rent | 0.00 | 3,500.00 | 500.00 | 4,000.00 | 4,000.00 |

| General Fund Revenues | 2018 Actual | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Projected Year End Budget | 2020 Proposed Budget |
|--|-------------------|----------------------|---------------------------|--|----------------------|
| SMPA Dividend | 0.00 | 0.00 | 652.73 | 652.73 | 600.00 |
| Miscellaneous | 9,873.00 | 0.00 | 117.16 | 117.16 | 0.00 |
| Total Miscellaneous | 39,967.00 | 23,900.00 | -10,537.13 | 13,362.87 | 11,400.00 |
| Total Revenues before Payroll Transfers | 204,731.00 | 184,225.00 | 9,110.30 | 193,335.30 | 191,159.34 |
| Payroll Transfer | 98,145.00 | 99,000.00 | 16,340.88 | 115,340.88 | 185,273.78 |
| Attorney pass through | | | | | |
| Contract Labor Transfers | 0.00 | 500.00 | 0.00 | 0.00 | 500.00 |
| Total Payroll Transfers to / From Other Funds | 98,145.00 | 99,500.00 | 54,453.69 | 153,953.69 | 190,353.78 |
| Total Operating Revenues and Transfers | 302,876.00 | 283,725.00 | 63,563.99 | 303,715.55 | 381,513.12 |

| General Fund Expenditures – Employees & Contract Labor | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2019 Proposed Budget |
|---|---------------------------|-------------------------|------------------------------|---|-------------------------|
| Operating Expenses - Salaries & Wages | | | | | |
| Town Administrator / Manager | 65,000.00 | 65,000.00 | 0.00 | 65,000.00 | 65,000.00 |
| Town Clerk | 32,749.00 | 32,749.38 | 0.00 | 32,749.38 | 32,749.38 |
| Maintenance Man | 35,504.36 | 35,504.36 | 0.00 | 35,504.36 | 35,504.36 |
| Park & Recreation Administrator | 22,090.00 | 22,500.00 | 18,540.00 | 41,040.00 | 25,000.00 |
| Park & Recreation groomer | 0.00 | 4,750.00 | 36.67 | 4,786.67 | 5,500.00 |
| Park & Recreation ice rink | 0.00 | 5,500.00 | -3,540.00 | 1,960.00 | 4,500.00 |
| Part Time Maintenance Person | 3,920.00 | 20,000.00 | -13,680.00 | 6,320.00 | 20,000.00 |
| Water Technician | 5,040.00 | 7,500.00 | -5,760.00 | 1,740.00 | 7,500.00 |
| Town Marshall | 16,683.00 | 15,000.00 | -4,929.09 | 10,070.91 | 15,000.00 |
| Subtotal – Salaries & Wages | 180,986.36 | 208,503.74 | -9,332.42 | 199,171.32 | 210,753.74 |
| Operating Expenses - Employee Taxes & Benefits | | | | | |
| Payroll Taxes | 14,189.00 | 19,311.56 | -1,386.09 | 17,925.47 | 20,148.06 |
| Employer PERA | 18,255.76 | 18,255.76 | 0 | 18,255.76 | 18,255.76 |
| Employee Consideration | 5,264.00 | 5,200.00 | 0 | 5,200.00 | 5,200.00 |
| Employee Health Insurance | 30,267.44 | 36,275.00 | 657.80 | 36,932.80 | 41,704.80 |
| Employee Life Insurance | 106.80 | 106.80 | 15.68 | 122.48 | 106.08 |
| Subtotal – Employee Taxes & Benefits | 68,083.00 | 79,149.12 | -712.61 | 78,436.51 | 85,414.70 |
| Subtotal – Employee Costs | 249,069.36 | 287,652.86 | -10,045.03 | 277,607.83 | 296,168.44 |
| Contract Labor | | | | | |
| Town Prosecutor | 0.00 | 1,500.00 | -784.67 | 715.33 | 1,500.00 |
| Municipal Court Judge | 4,500.00 | 4,500.00 | 0.00 | 4,500.00 | 4,500.00 |
| Town Attorney | 12,546.00 | 18,000.00 | 1,470.27 | 19,470.27 | 18,000.00 |
| Town Planner | 0.00 | 2,500.00 | -2,500.00 | 0.00 | 2,500.00 |

| General Fund Expenditures – Other Expenses | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|------------------------|----------------------|---------------------------|---|----------------------|
| Administrative Costs | | | | | |
| Insurance (CIRSA) | 4,742.00 | 6,000.00 | -191.15 | 5,808.85 | 6,600.00 |
| Website - Domain Maintenance | 1,000.00 | 1,000.00 | -1,000.00 | 0.00 | 500.00 |
| Advertisements/Agenda | 1,000.00 | 1,500.00 | -1,287.05 | 212.95 | 500.00 |
| Supplies | 9,470.00 | 9,000.00 | 1,993.56 | 10,993.56 | 12,000.00 |
| Dues & Fees | 961.00 | 6,000.00 | -1,584.00 | 4,416.00 | 6,000.00 |
| Travel/Conference Expenses | 0.00 | 2,000.00 | -1,500.00 | 500.00 | 2,000.00 |
| Miscellaneous | 1,499.00 | 1,500.00 | -1,425.00 | 75.00 | 1,500.00 |
| Debit Card - Transfer - Miscellaneous | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Subtotal – Administrative Costs | 18,672.00 | 27,000.00 | -4,993.64 | 22,006.36 | 29,100.00 |
| Utilities | | | | | |
| Electric | 2,237.07 | 2,000.00 | -194.67 | 1,805.33 | 2,300.00 |
| Propane | 3,826.71 | 4,500.00 | -286.67 | 4,213.33 | 5,000.00 |
| Telephone and Internet | 3,776.63 | 4,000.00 | -16.09 | 3,983.91 | 5,000.00 |
| Utilities-Other | 749.59 | 1,000.00 | -38.91 | 961.09 | 1,000.00 |
| Subtotal - Utilities | 10,590.00 | 11,500.00 | -536.34 | 10,963.66 | 13,300.00 |
| Vehicle Costs | | | | | |
| Fuel | 680.00 | 1,100.00 | 97.36 | 1,197.36 | 1,500.00 |
| Town Vehicles | 0.00 | 500.00 | -471.67 | 28.33 | 1,000.00 |
| Subtotal – Vehicle Costs | 680.00 | 1,600.00 | -374.31 | 1,125.69 | 2,500.00 |
| Other Costs | | | | | |
| Courthouse Roof Snow Removal | 7,925.00 | 3,000.00 | -1,800.00 | 1,200.00 | 3,000.00 |
| Treasurer Fees | 1,479.00 | 2,000.00 | -29.85 | 1,970.15 | 2,000.00 |

| General Fund Expenditures – Other Expenses | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30th Estimated Budget | 2020 Proposed Budget |
|---|-----------------------------------|---------------------------------|--------------------------------------|---|---------------------------------|
| Sales & Use Tax | 0.00 | 10,000.00 | 7,317.47 | 17,317.47 | 18,000.00 |
| Excise Tax/Building Permits – pass through | 0.00 | 0.00 | 1,547.00 | 1,547.00 | 0.00 |
| July 4th Expenses | 1,325.00 | 1,500.00 | 1,736.90 | 3,236.90 | 3,500.00 |
| Elections | 0.00 | 5,000.00 | 3,000.00 | 8,000.00 | 1,000.00 |
| Traffic Fine-Surcharge | 900.00 | 2,500.00 | -1,073.33 | 1,426.67 | 2,500.00 |
| Subtotal - Other | 10,304.00 | 21,000.00 | 12,498.19 | 33,498.19 | 27,000.00 |
| Total – Other Expenses | 40,246.00 | 61,100.00 | 6,593.90 | 67,693.90 | 71,900.00 |

| General Fund – Special Projects & Capital Improvements | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|---|------------------------|----------------------|---------------------------|---|----------------------|
| Revenues | | | | | |
| Excise Tax | 2,024.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Subtotal - Excise Tax | 2,024.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Grants | | | | | |
| Telluride Foundation - Intern & Marketing | 5,000.00 | 5,000.00 | -3,750.00 | 1,250.00 | 0.00 |
| Economic Analysis Grant | 0 | 0.00 | 20,000.00 | 20,000.00 | 0.00 |
| Rico Center - River Corridor | 4,754.00 | 0.00 | 0.00 | 0.00 | 5,000.00 |
| Rico Center - LUC Amendments | 8,726.00 | 8,726.00 | -5,155.30 | 3,570.50 | 8,726.00 |
| Charge Ahead Colorado - Electric Vehicle Charger / SMPA | 0.00 | 0.00 | 11,000.00 | 11,000.00 | 0.00 |
| Rico Center -Transit | 77,717.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Rico Center - Town Hall Restroom Remodel | | 25,000.00 | 0.00 | 25,000.00 | 0.00 |
| Rico Center / Sonoran Institute - Community Meetings | 5,000.00 | 5,000.00 | -5,000.00 | 0.00 | 3,000.00 |
| Subtotal - Grants | 101,197.00 | 43,726.00 | 17,094.50 | 60,820.50 | 16,726.00 |
| Total Revenues | 103,221.00 | 43,726.00 | 17,094.50 | 60,820.50 | 16,726.00 |
| Expenses | | | | | |
| Capital Improvements Expenses | | | | | |
| Facility Improvements and survey | 24,856.66 | 30,000.00 | -54,505.92 | 85,625.92 | 30,000.00 |
| Total - Capital Improvements Expense | 24,856.66 | 30,000.00 | 55,625.92 | 85,625.92 | 30,000.00 |
| Expenses | | | | | |
| Rico Center River Corridor | 2,500.00 | 0.00 | 0.00 | 0.00 | 5,000.00 |
| Rico Center Geothermal Development | 0.00 | 1,000.00 | -1,000.00 | 0.00 | 0.00 |
| Economic Analysis Grant | 0.00 | 0.00 | 20,300.00 | 20,300.00 | 0.00 |
| Rico Center LUC Amendments | 0.00 | 11,000.00 | -7,429.50 | 3,570.50 | 7,500.00 |

| General Fund – Special Projects & Capital Improvements | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|------------------------|----------------------|---------------------------|---|----------------------|
| Charge Ahead Colorado Electric Vehicle Charger | 0.00 | 0.00 | 16,167.00 | 16,167.00 | 0.00 |
| Rico Center Transit | 77,717.00 | 15,000.00 | -14,660.00 | 340.00 | 10,000.00 |
| Rico Center / Sonoran Institute Community Meetings | 1,635.34 | 5000.00 | -5,000.00 | 0.00 | 3,000.00 |
| Total – Special Projects Expense | 106,709.00 | 62,000.00 | 64,003.42 | 126,003.42 | 55,500.00 |
| Total Expenses | 106,709.00 | 62,000.00 | 64,003.42 | 126,003.42 | 55,500.00 |

| Street Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|---------------------------|-------------------------|------------------------------|---|-------------------------|
| Revenues | | | | | |
| Operating Revenues | | | | | |
| Property Tax | 9,719.00 | 9,616.29 | -499.34 | 9,116.95 | 10,639.00 |
| Sales & Use Tax | 6,986.00 | 7,000.00 | 0.00 | 7,000.00 | 7,000.00 |
| Specific Ownership Tax | 409.00 | 300.00 | 164.68 | 464.68 | 400.00 |
| Delinquent Tax & Interest | 0.00 | 0.00 | 36.52 | 36.52 | 0.00 |
| Franchise Tax | 5,713.00 | 6,000.00 | 498.89 | 6,498.89 | 6,000.00 |
| Highway Users Tax | 18,643.00 | 15,000.00 | 4,335.57 | 19,335.57 | 18,000.00 |
| County R&B Reapportionment | 10,715.00 | 10,000.00 | 649.04 | 10,649.04 | 10,000.00 |
| Interest | 56.00 | 50.00 | -2.23 | 47.77 | 45.00 |
| Miscellaneous | 0.00 | 0.00 | 25.00 | 25.00 | 0.00 |
| Insurance Reimbursement | 0.00 | 0.00 | 1,344.55 | 500.00 | 0.00 |
| Other Revenues | 1,370.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Rico Center Grant – Plowing & Loader Repair | | | | 13,640.00 | 34,178.38 |
| Subtotal - Street Fund Operating Revenues | 53,611.00 | 47,966.29 | 19,348.13 | 67,314.42 | 86,262.38 |
| Capital Improvement Revenues | | | | | |
| Excise Tax | 1,006.00 | 0.00 | 2,571.50 | 2,571.50 | 1000.00 |
| Subtotal - Street Fund Capital Improvement Revenues | 1,006.00 | 0.00 | 2,571.50 | 2,571.50 | 1,000.00 |
| Total – Street Fund Revenues | 54,617.00 | 47,966.29 | 21,919.63 | 69,885.92 | 87,262.38 |
| Expenses | | | | | |
| Operating Expenses - Labor | | | | | |
| Payroll Transfer | 22,680.00 | 32,033.69 | -4,837.46 | 27,196.23 | 28,000.00 |

| Street Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30th Estimated Budget | 2020 Proposed Budget |
|--|---------------------------|-------------------------|------------------------------|---------------------------------------|-------------------------|
| Auditor | 750.00 | 2,125.00 | -89.25 | 2,035.75 | 0.00 |
| Accounting Services | | 0.00 | 0.00 | 0.00 | 0.00 |
| Expenses | | | | | |
| Subtotal – Operating Expenses - Labor | 23,430.00 | 34,158.69 | 4,926.71 | 29,231.98 | 28,000.00 |
| Operating Expenses - Other | | | | | |
| Snow Removal - Contract | 0.00 | 5,000.00 | 14,278.29 | 19,278.29 | 20,000.00 |
| Fuel | 5,649.00 | 6,500.00 | 716.33 | 7,216.33 | 7,500.00 |
| Equipment Repairs & Maintenance | 924.00 | 5,000.00 | 11,871.87 | 16,871.87 | 21,678.38 |
| Insurance | 4,038.00 | 7,500.00 | -2,392.49 | 5,107.51 | 6,000.00 |
| Supplies | 3,898.00 | 2,500.00 | -656.89 | 1,843.11 | 2,500.00 |
| Electric | 1,155.00 | 2,200.00 | -861.33 | 1,338.67 | 2,000.00 |
| Street Lights | 1,250.00 | 1,200.00 | -72.00 | 1,128.00 | 1,200.00 |
| Utilities - other | 1,761.00 | 2,000.00 | -305.49 | 1,694.51 | 2,000.00 |
| Treasurer Fees | 194.00 | 300.00 | -56.55 | 243.45 | 300.00 |
| Subtotal – Other Expenses | 42,299.00 | 66,358.69 | 17,595.03 | 83,953.72 | 91,178.38 |
| Capital Improvement Expenses | | | | | |
| Gravel Project - Various Streets | 0.00 | 3,000.00 | -1,487.17 | 1,512.83 | 3,000.00 |
| Equipment Lease Loader | 23,160.00 | 25,000.00 | -1,840.68 | 23,159.32 | 25,000.00 |
| Water Truck | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Subtotal – Capital Improvement Expenses | 23,160.00 | 28,000.00 | 3,327.85 | 24,672.15 | 28,000.00 |
| Total Street Fund Expenses | 65,459.00 | 94,358.69 | 14,267.18 | 108,625.87 | 119,178.38 |

| Water Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | August 31 st Estimated Budget | 2020 Proposed Budget |
|---|---------------------------|-------------------------|------------------------------|--|-------------------------|
| Revenues | | | | | |
| Operating Revenues | | | | | |
| Lien / Water | 0 | 0 | 0 | 0 | 0 |
| Water Revenue | 117,877.00 | 135,000.00 | -13,411.53 | 121,588.47 | 120,000.00 |
| Interest | 1,492.00 | 150.00 | 54.80 | 204.80 | 150.00 |
| Electric Reimbursement | 1,470.00 | 1,500.00 | -24.00 | 1,476.00 | 1,500.00 |
| Miscellaneous & Insurance | 0.00 | 0.00 | 0 | 500.00 | 0.00 |
| Subtotal – Water Fund Operating Revenues | 120,839.00 | 136,650.00 | -12,880.73 | 123,769.27 | 121,650.00 |
| Capital Improvement Revenues | | | | | |
| Water Improvements | 0.00 | 408,000.00 | -408,000.00 | 0.00 | 0.00 |
| CWCD / SWCD Engineering Report Grant | 71,046.00 | 0.00 | 12,399.65 | 12,399.65 | 0.00 |
| Water Meter Replacement & Relocation Grant | 0.00 | 0.00 | 0.00 | 0.00 | 289,909.00 |
| Water Tap | 750.00 | 0.00 | 600.00 | 600.00 | 0.00 |
| Tap Installation | 0.00 | 0.00 | 0 | 0 | 0.00 |
| Subtotal – Capital Improvement Revenues | 71,796.00 | 408,000.00 | -600.00 | 600.00 | 289,909.00 |
| Total – Water Fund Revenues | 139,210.00 | 408,000.00 | -395,000.35 | 12,999.65 | 289,909.00 |
| Expenses | | | | | |
| Operating Expenses - Labor | | | | | |
| Payroll Transfer | 51,055.00 | 90,234.51 | -46,233.56 | 44,000.95 | 110,511.69 |
| Employee Benefits Life | 122.00 | 0.00 | 122.48 | 122.48 | 125.00 |
| Auditor | 0.00 | 2,125.00 | -89.25 | 2,035.75 | 2,035.75 |

| Sewer Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | August 31 st Estimated Budget | 2020 Proposed Budget |
|---|---------------------------|-------------------------|------------------------------|--|-------------------------|
| Revenues | | | | | |
| Operating Revenues | | | | | |
| Property Tax | 21,448.00 | 21,220.00 | -1,544.00 | 19,676.00 | 193,181.00 |
| Specific Ownership Tax | 905.00 | 800.00 | 356.23 | 1,156.23 | 1,000.00 |
| Delinquent Tax and Interest | 0.00 | 100.00 | -22.64 | 77.36 | 75.00 |
| Interest | 106.00 | 75.00 | 33.26 | 108.26 | 100.00 |
| DOLA grant for PER | 35,384.00 | 0.00 | -121,424.65 | 12,424.65 | 0.00 |
| Engineering Grant – State Revolving Fund | 0.00 | 0.00 | 0.00 | 0.00 | 500,000 |
| Miscellaneous Income | 11,142.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Total Sewer Fund Operating Revenues | 68,985.00 | 22,195.00 | -11,247.50 | 33,442.50 | 694,356.00 |
| Expenses | | | | | |
| Payroll Transfer | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Employee Consideration | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Septic Inspection Certification & Training | 0.00 | 3,000.00 | -3,000.00 | 0.00 | 1,000.00 |
| Treasurer Fees | 427.00 | 500.00 | -72.62 | 427.38 | 500.00 |
| Insurance | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Auditor | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Final Engineering & Permits for Central Sewer | | | | | \$784,800.00 |
| OWTS Permit Surcharge | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Miscellaneous | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| PER | 35,811.00 | 0.00 | 29,919.44 | 29,919.44 | 0.00 |
| Total Sewer Fund Operating Expenses | 35,811.00 | 3,500.00 | | 30,346.82 | 756,300.00 |

| Parks, Open Space & Trails Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|------------------------------|-------------------------|------------------------------|---|-------------------------|
| Revenues | | | | | |
| Operating Revenues | | | | | |
| Sales & Use Tax | 6,328.00 | 7,000.00 | -500.00 | 6,500.00 | 6,500.00 |
| Lodging Tax | 214.00 | 500.00 | 206.43 | 706.43 | 700.00 |
| Interest | 56.00 | 50.00 | -10.89 | 39.11 | 35.00 |
| Excise Tax | 1,664.00 | 0.00 | 3,796.33 | 3,796.33 | 1,500.00 |
| Insurance Reimbursement | 0.00 | 0.00 | 500.00 | 500.00 | 0.00 |
| Misc. Income | 0.00 | 0.00 | 202.50 | 202.50 | 0.00 |
| Donations | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Subtotal Park Fund Operating Revenues | 8,262.00 | 7,550.00 | 4,423.29 | 11,973.29 | 8,735.00 |
| Revenues - Grants | | | | | |
| Rico Center Grant | 37,000.00 | 29,000.00 | 8,000.00 | 37,000.00 | 29,000.00 |
| Miscellaneous | 5,485.00 | 0.00 | 0.00 | 0.00 | |
| Subtotal Park Fund Revenues | 42,485.00 | 29,000.00 | 8,000.00 | 37,000.00 | 29,000.00 |
| Total Revenues | 50,747.00 | 36,550.00 | 12,423.29 | 48,973.29 | 37,735.00 |
| Expenses | | | | | |
| Operating Expenses | | | | | |
| Repairs & Maintenance | 0.00 | 1,000.00 | -316.00 | 683.94 | 1,000.00 |
| Insurance | 5,416.00 | 4,083.60 | 1,023.92 | 5,107.52 | 4,083.60 |
| Supplies | 9,426.00 | 6,750.00 | 5,702.81 | 12,452.81 | 6,750.00 |
| Miscellaneous | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Subtotal Park Fund Operating Expenses | 14,842.00 | 11,833.60 | 6,410.67 | 18,224.27 | 11,833.60 |

| Parks, Open Space & Trails Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | September 30 th Estimated Budget | 2020 Proposed Budget |
|--|---------------------------|-------------------------|------------------------------|---|-------------------------|
| Special Project Expenses | | | | | |
| Town Clean Up | 0.00 | 1,500.00 | -1,239.14 | 260.00 | 1,500.00 |
| Winter Trails Program (Grooming Payroll) | 3,000.00 | 4,750.00 | 6,297.00 | 11,047.00 | 5,500.00 |
| Winter Trails Program Supplies | 0.00 | 4,000.00 | -9,023.32 | 13,023.32 | 4,000.00 |
| Rico Ice Rink Maintenance employee | 1,136.00 | 5,500.00 | -4,430.48 | 1,069.52 | 4,500.00 |
| Rico Ice Rink Supplies | 0.00 | 500.00 | -500.00 | 0.00 | 500.00 |
| Administrator | 24,260.00 | 22,500.00 | 18,540.00 | 41,040.00 | 25,000.00 |
| Administrator Supplies | 0.00 | 2,00.00 | -200.00 | 0.00 | 200.00 |
| Rio Grande Southern Extension Trail | 0.00 | 2,000.00 | -2,000.00 | 0.00 | 2,000.00 |
| Subtotal Park Fund Special Project Expenses | 43,238.00 | 52,783.60 | 31,901.37 | 84,684.97 | 55,033.60 |
| Total Expenses | 43,238.00 | 52,783.60 | 31,901.37 | 84,684.97 | 55,033.60 |

| Colorado Conservation Trust Fund | 2018 Actual from Audit | 2019 Original Budget | 2019 Original vs. Amended | August 31 st Estimated Budget | 2019 Proposed Budget |
|----------------------------------|---------------------------|-------------------------|------------------------------|--|-------------------------|
| Revenues | | | | | |
| Operating Revenues | | | | | |
| Lottery Proceeds | 2,663.00 | 1,000.00 | 1,572.55 | 2,572.55 | 2,000.00 |
| Reimbursements | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Total CTF Revenues | 2,663.00 | 1,000.00 | 1,572.55 | 2,572.55 | 2,000.00 |
| Expenses | | | | | |
| Projects - Park Area | 2,202.00 | 5,000.00 | -5,000.00 | 0.00 | 5,000.00 |
| Total Expenses | 2,202.00 | 5,000.00 | | 2,572.55 | 5,000.00 |

TOWN OF RICO
ORDINANCE NO. 2019-__

AN ORDINANCE OF THE TOWN OF RICO REPEALING ORDINANCE 2018-07, AND REPLACING IT WITH WATER REGULATIONS REGARDING RATES, RULES PROCESS AND PROCEDURE CONCERNING RICO MUNICIPAL WATER SERVICES AND PROVIDING FOR PENALTIES FOR VIOLATION OF THE SAME.

WHEREAS, the Board of Trustees of the Town of Rico (Board) has the power to regulate municipal water services pursuant to the Rico Home Rule Charter, 10.4 and C.R.S. 31-35-401(b), as amended; and

WHEREAS, the Board desires repeal and replace Ordinance 2018-07 with more comprehensive regulations in connection with the water meter installation project.

THE BOARD OF TRUSTEES OF THE TOWN OF RICO ORDAINS, as follows:

1. Ordinance 2018-07 is hereby repealed.
2. The Town of Rico adopts the Water Regulations attached hereto as Exhibit A.
3. If any provision of this ordinance or portion thereof is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.
4. This Ordinance shall take effect upon adoption and passage of the second reading.

INTRODUCED, READ, APPROVED AS INTRODUCED, AND ORDERED PUBLISHED on first reading by Town of Rico Board of Trustees this 16th day of October, 2019.

READ, APPROVED AND ADOPTED BY FINAL READING by Town of Rico Board of Trustees this 20th day of November, 2019

TOWN OF RICO, COLORADO

Zach McManus, Mayor

ATTEST:

Linda Yellowman, Town Clerk



Exhibit A

Water Operations Rules and Regulations

Town of Rico

| | | |
|------|---------------------------------|--|
| | Article I – General | |
| 1.1 | Authority | |
| 1.2 | Purpose | |
| 1.3 | Policy | |
| 1.4 | Scope | |
| 1.5 | Intent of Construction | |
| 1.6 | Amendment | |
| | Article II - Definitions | |
| 2.1 | Applicant | |
| 2.2 | Authorized Plumber | |
| 2.3 | Board | |
| 2.4 | Constructor | |
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| 2.7 | Dwelling Unit | |
| 2.8 | Equivalent Dwelling Unit | |
| 2.9 | Inspector | |
| 2.10 | Main Line | |
| 2.11 | Owner | |
| 2.12 | Permit | |
| 2.13 | Person | |
| 2.14 | Rules and Regulations | |
| 2.15 | Service Line | |
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| 2.20 | Tap Fee and Connection Charge | |
| 2.21 | Town Engineer | |
| 2.22 | Town Manager | |

| | | |
|------|--|--|
| 2.23 | Water Main | |
| 2.24 | Water System | |
| 2.25 | Any Other Term | |
| | Article III – Ownership & Operation of Facilities | |
| 3.1 | Responsibility of the Town of Rico | |
| 3.2 | Liability of the Town of Rico | |
| 3.3 | Ownership of Facilities | |
| 3.4 | Inspection Powers and Authority | |
| 3.5 | Modification, Waiver and Suspension of Rules | |
| | Article IV – Use of Water System | |
| 4.1 | Unauthorized Tampering with System | |
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| | | |
|------|---|--|
| 6.6 | Water Service Line Construction | |
| 6.7 | Installation | |
| | Article VII – Main Line Extensions | |
| 7.1 | Compliance with Rules and Regulations | |
| 7.2 | Main Line Extensions | |
| 7.3 | Procedure for Main Line Extensions | |
| 7.4 | Main Line Sizes | |
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| 8.2 | Application of this Section | |
| 8.3 | Tap Fee | |
| 8.4 | Transfer of Tap Fees | |
| 8.5 | Service Charge | |
| 8.6 | Tap Fees for Extraordinary Circumstances | |
| 8.7 | Use Service Charges for Extraordinary Circumstances | |
| 8.8 | Payment of Service Charges | |
| 8.9 | Penalty for Late Payment | |
| 8.10 | Lien and Foreclosure | |
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| | Article IX – Check Valve Definition | |
| 9.1 | Check Valve, Backflow Preventer and Backflow Prevention | |
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| 10.1 | Limitation | |
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| 11.1 | Application | |
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| | | |
|------|---|--|
| 11.6 | Finding | |
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| | Table of Appendices | |
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Article I – General

1.1 Authority. The Town of Rico is a municipality governed by Home Rule Charter adopted May 2nd, 2000. The Town shall have and may exercise all powers, functions, rights and privileges allowed or granted to any municipalities including home rule cities or towns by law except as limited or expressly forbidden by the Charter or the Constitution of the State of Colorado or the United States. All powers of the Town shall be exercised in a manner prescribed by the Charter, or if the manner is not prescribed then as prescribed by ordinance, or if no ordinance exists which is applicable, then as prescribed by statute or other law.

1.2 Purpose. The purpose of these Rules and Regulations is to ensure an orderly and uniform administration of water operations in the Town of Rico, Colorado.

1.3 Policy. The Board of Trustees of the Town of Rico hereby declares that the Rules and Regulations hereinafter set forth will serve a public use and are necessary to promote the health, safety, prosperity, security, and general welfare of the inhabitants of the Town.

1.4 Scope. These Rules and Regulations shall be treated and considered as the comprehensive regulations governing the operations and functions of the water system for the Town of Rico.

1.5 Intent of Construction. It is intended that these Rules and Regulations shall be liberally construed to affect the general purposes set forth herein. No omission or additional material set forth in these Rules and Regulations shall be construed as an alteration, waiver or deviation from any grant of power, duty or responsibility, or limitation or restriction, imposed or conferred upon the Board of Trustees of the Town of Rico by virtue of ordinance, now existing or subsequently amended, or under any contract or agreement existing between the Town of Rico and any other entity. Nothing contained herein shall be so construed as to prejudice or affect the right of the Town to secure the full benefit and protection of any rule or regulation which is now enacted or may subsequently be enacted by the Board of Trustees pertaining to the affairs of the Town.

1.6 Amendment. It is specifically acknowledged that the Town of Rico has the power and authority to amend these Rules and Regulations from time to time to reflect those changes determined to be necessary by the Board of Trustees of the Town of Rico in their sole discretion. Prior notice of an amendment shall not be required to be provided by the Town.

Article II – Definitions

Unless the context specifically indicates otherwise, the meaning of the terms used herein shall be as follows:

2.1 Applicant. “Applicant” means any person who applies to the Town of Rico for a service connection or service disconnection or other agreement relating to the water system.

2.2 Authorized Plumber. “Authorized Plumber” means a person authorized by the Town of Rico to perform services, which physically affect the water system of the Town.

2.3 Board. “Board” or “Board of Trustees” is defined under Town of Rico Home Rule Charter, Article II.

2.4 Constructor. “Constructor” means the Owner actually paying for the construction of the lines.

2.5 Contractor. “Contractor” means any person, firm or corporation engaged to perform work on the water system on behalf of either a customer or the Town of Rico.

2.6 Customer. “Customer” means any person, company, partnership, corporation, or similar entity authorized to connect to and use the Town of Rico’s water system under a permit issued by the Town.

2.7 Dwelling Unit. “Dwelling Unit” is defined under Rico Land Use Code (RLUC) Article 910.

2.8 Equivalent Dwelling Unit. “Equivalent Dwelling Unit” or “Single Family Equivalent Dwelling Unit” means a use, which is estimated to have an impact upon the water system equal to that of the average dwelling unit.

2.9 Inspector. “Inspector” means that person under the direction of the Town Manager who shall inspect the water system and all facilities of the Town of Rico or customers to ensure compliance with the Rules and Regulations.

2.10 Main Line. “Main Line” or “Main” means any line used as a conduit for water in the Town of Rico’s water system and owned by the Town.

2.11 Owner. "Owner" shall mean the person or persons, entity or entities, who own of record, according to the real property records of Dolores County, Colorado, fee simple title to a Site located within the Town of Rico.

2.12 Permit. "Permit" means the written permission to connect to the water system of the Town of Rico pursuant to the Rules and Regulations and shall be revocable upon the change of use of the property being served.

2.13 Person. "Person" means any individual, firm, partnership, corporation or other entity of any nature, whether public or private.

2.14 Rules and Regulations. "Rules and Regulations" means the Rules and Regulations of the Town of Rico including all amendments and policies as set forth in the minutes, ordinances and resolutions.

2.15 Service Line. "Service Line" means any pipe, line or conduit less than or equal to 4 inches in diameter, as approved by the Town of Rico, used, or to be used to provide water service from the water main to a building, whether the pipe, line or conduit is connected or not. Service lines shall be owned, maintained and repaired by the Customer(s) being served by the Service Line. Stub-outs shall become part of the respective service line at the time of payment of the Tap Fee by the Owner.

2.16 Shall / May. Whenever "shall" is used herein, it shall be construed as a mandatory direction; whenever "may" is used herein, it shall be construed as a permissible, but not mandatory, direction.

2.17 Site. "Site" shall mean each parcel of real property, together with all improvements thereon, within the Town of Rico the fee simple interest of which may be conveyed in its entirety to a third party without violating the subdivision regulations of the Town, as in effect from time to time. If authorized by the zoning, subdivision and building codes of the Town, one Accessory Housing Unit may be incorporated into the main Dwelling Unit constructed on the Site.

2.18 Stub-Out. "Stub-Out" means any connection to a main line which extends from the main line and which is intended to facilitate the connection of a Service Line to the water system. Stub-outs shall become the property of the Owner at the time of paying the Tap Fee.

2.19 Tap or Connection. “Tap” or “Connection” means the connecting of the service line to the water system, either directly to a public main line, or stub out from the main line whether or not actually connected to the structure's water system. All taps shall

- i. be buried a minimum of six (6) feet, eight (8) feet preferable below the final grade, and
- ii. be installed, bedded and compacted pursuant to Town of Rico specifications. All corporation stops (tap valves) shall be of a type “compression,” 300psi maximum, ball style with lock wing. No “flair” style shall be allowed
- iii. residential service lines shall be ¾” HDPE (PEX) or equivalent approved by the Town of Rico, commercial service lines shall be sized according to needed volume of use
- iv. be equipped with a thaw wire, only for copper pipe

2.20 Tap Fee and Connection Charge.

2.20.1 “Tap Fee” means the payment to the Town of Rico of a fee for the privilege of connecting a dwelling unit to the water system.

2.20.2 “Connection Charge” means the payment to the Town of Rico of a charge for the actual physical connection by the Town of a particular use to the water system. The Connection charge is dependent upon the cost of making the actual connection.

2.20.3 “Inspection Charge” means the payment to the Town of Rico a charge for the actual inspection of the physical connection to the water system.

2.21 Town Engineer. “Town Engineer” means that person or firm that has been authorized by the Town of Rico to perform engineering services for the Town.

2.22 Town Manager. “Town Manager” is defined under the Town of Rico Home Rule Charter, Article 4.1.

2.23 Water Main. “Water Main” shall be synonymous with Main Line.

2.24 Water System. "Water System" includes but is not limited to water mains, lines, pumps, tanks, wells, valves, appurtenances, accessories or portion thereof owned and maintained by the Town of Rico.

Article III – Ownership & Operation of Facilities

3.1 Responsibilities of the Town of Rico. Except as otherwise provided by these Rules and Regulations, the Town of Rico is responsible for the water system, which operation and maintenance shall be carried out in accordance with these Rules and Regulations. The Town shall not be liable or responsible for inadequate treatment or interruption of service brought about by circumstances beyond its control.

3.2 Liability of Town of Rico. It is expressly stipulated that no claim for damage shall be made against the Town of Rico by reason of the following: breakage of service lines by Town personnel; interruption of water service and the conditions resulting therefore; breaking of any main, service, pipe, cock, or meter by any employee of the Town; failure of the water supply; shutting off or turning on water mains; damage caused by water running or escaping from open or defective faucets; burst service lines or other facilities not owned by the Town; damage to water heaters, boilers, or other appliances resulting from shutting water off or turning it on, or from inadequate or sporadic pressures; or for doing anything to the water system deemed necessary by the Board of Trustees or its agents. The Town shall have no responsibility for notification to customers of any of the foregoing conditions. The Town hereby reserves the right to temporarily discontinue service to any Site, at any time, for any reason deemed appropriate by the Board of Trustees or the Mayor or Manager. The Town shall have the right to revoke service to any Site for violations of these Rules and Regulations in accordance with the procedures set forth in these Rules and Regulations.

3.3 Ownership of Facilities.

3.3.1 Town of Rico System. All existing and future mains and treatment works connected with and forming an integral part of the water system shall become and are the property of the Town of Rico unless any contract with the owner or customer provides otherwise. Ownership of the water system will remain valid whether the mains and treatment works are constructed, financed, paid for, or otherwise acquired by the Town, or any other persons.

3.3.2 Customers' Ownership. That portion of all existing or future services lines, including stub-outs, extending from the main line to a Site or dwelling unit that is connected to the Town of Rico's water system is and shall remain the property of the customer. This principle shall not be changed by the fact the Town construct, finance, repair, maintain or otherwise affect the service line and shall not entitle the customer to make unauthorized uses of the Town's systems once the service line has been connected to main line. All uses of the service line or any appurtenances thereto at any time after the initial connection to the Town system shall be subject to these Rules and Regulations.

3.4 Water Meters and Shut-off Valves. Notwithstanding the above Article 3-3, all water meters and shut-off valves shall become and are the property of the Town of Rico. Said ownership shall remain valid whether the meter and/or shut-off valves are installed, financed, paid for, repaired or maintained by an Owner or another person or whether the meters and/or valves are located on a Site. The cost of maintaining, repairing or replacing any meter or valve shall be the obligation of the Owner of the site served by meter or valve and the Town shall have no responsibility or liability for damage to person or property that results from the use or breakage of a meter or shut-off valve.

3.5 Inspection Powers and Authority of Town of Rico Agents. The Town Manager, and other duly authorized employees of the Town of Rico, bearing proper credentials and identification, shall be permitted to enter upon all sites for the purpose of inspecting, observing, measuring, sampling, disconnecting service, testing and performing any other function authorized by the provisions of these Rules and Regulations. Failure to permit such inspections, observations, measurements, sampling and/or testing upon the request the Town shall result in the immediate disconnection of service to the Site of the party failing to permit such activity.

3.5 Modification, Waiver and Suspension of Rules. The Board or Mayor acting on instruction of the Rico Board of Trustees shall have the sole authority to waive, suspend or modify these Rules and Regulations, and any such waiver, suspension or modification must be in writing, signed by the Board or the Mayor. Such waiver shall not be deemed an amendment of the Rules and Regulations. No waiver shall be deemed a continuing waiver or the basis for other waivers to either the customer or any other customer.

Article IV – Use of Water System

4.1 Unauthorized Tampering with System

4.1.1 Written Permission Required. No person shall uncover, make any connection with or opening onto, use, alter, or disturb the water system without first obtaining a written permit from the Town of Rico. Unauthorized uses of the water system include, but are not limited to, tapping, connecting, an unauthorized turn-on or turn-off of water service, or a tampering or in any way modifying any meter, even though the same may be located on a privately-owned Site.

4.1.2 No Tampering. No person shall tamper with any portion of the Town of Rico's systems.

4.1.3 Prosecution. Any person who shall violate the provisions of these Rules and Regulations shall be prosecuted to the full extent of the law. Any person violating any of the provisions of these Rules and Regulations shall become liable to the Town of Rico for any expense, loss or damage occasioned by the reason of such violation.

4.2 Responsibilities of Customer

4.2.1 Usage/Maintenance/Repair. Each customer shall notify the Town of Rico prior to any change in the customer's equipment, ownership service or use of the property served by the water system. Each customer shall be responsible for constructing, repairing and maintaining, and all costs thereof, the entire length of the service line serving his property. Service lines shall be constructed in accordance with these Rules and Regulations. Leaks or breaks in the service line shall be repaired within sixteen (16) hours of obtaining knowledge of a leak or from the time of notification of such condition by the Town of Rico. The Town shall shut off the service until the leaks or breaks have been repaired, and the cost therefore shall constitute a lien on or against the property of such customer to secure payment of such costs.

4.2.2 Cross-Connection and Backflow. Each customer is responsible for complying with the Colorado Department of Health and Environment Cross-Connection and Backflow Regulations.

4.2.3 Stop and Waste Valves. Stop and waste valves are not permitted.

4.2.4 Uninterrupted Pressure. Each person having boilers and/or other appliances on his premises depending on pressure or water in pipes, or on a continual supply of water, shall provide, at his own expense, suitable safety devices to protect himself and his property against a stoppage of water supply or 4.2.5 loss of pressure. The Town of Rico expressly disclaims any liability or responsibility for any damage resulting from a customer's failure to so equip his property.

4.2.5 Loss of Pressure. The Town of Rico expressly disclaims any liability or responsibility for any damage resulting from a customer's failure to so equip his property.

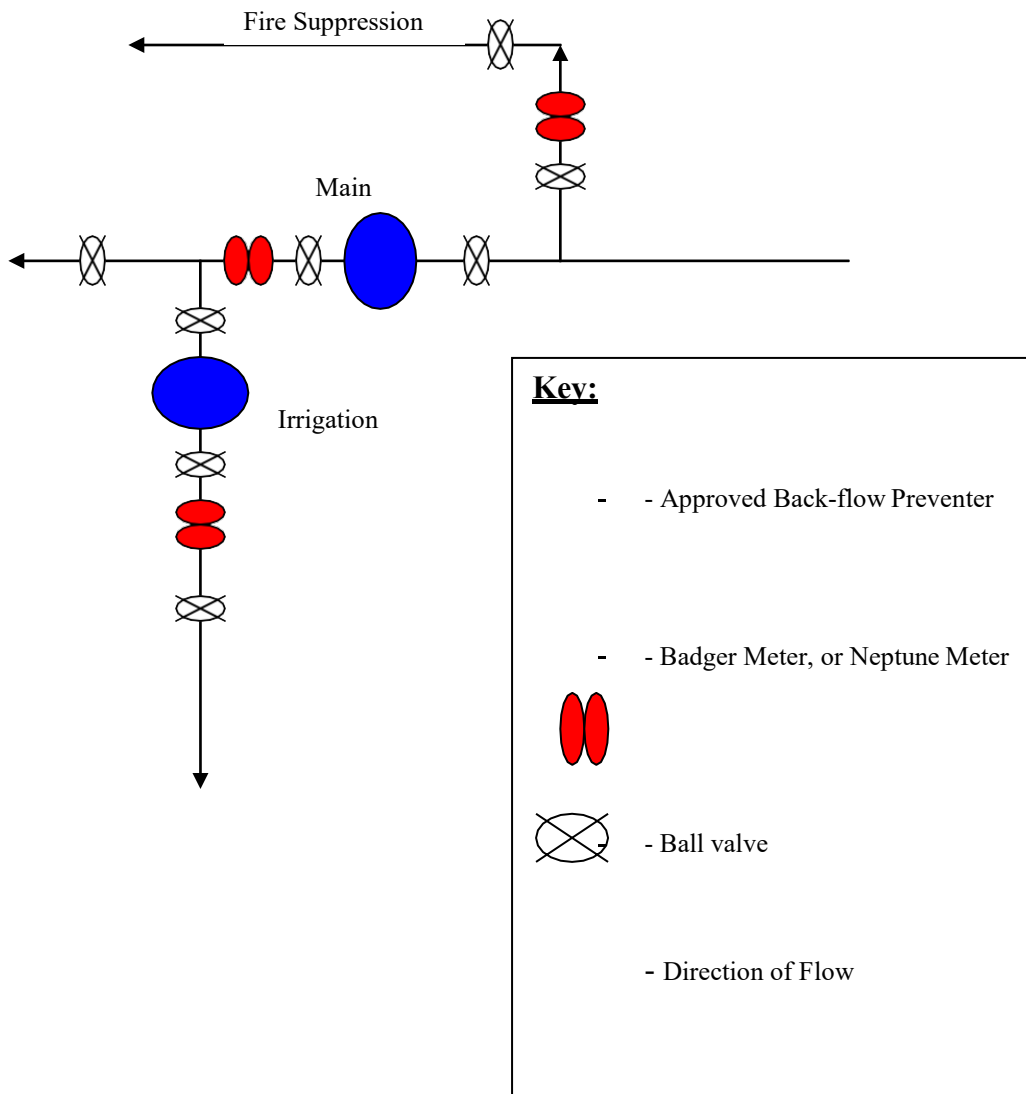
4.2.6 Valve Keys and Hydrant Wrenches. It shall be unlawful for any person other than authorized personnel to have in his possession a hydrant wrench or valve shut-off key. Any personnel of the Town of Rico or the Rico Fire Department is hereby authorized to confiscate any hydrant wrench or valve shut-off key found in the possession of any unauthorized person. Use of fire hydrants is prohibited at all times to anyone except authorized personnel.

4.2.7 Water Meters, Pressure Reducing Valves and Check Valves Required. No connection shall be made to the Town of Rico's system without a pressure reducing valve, water meter and check valve having been installed to serve the subject unit. All water meters shall have devices for remote reading. Meters shall be of the type manufactured by Neptune Meters or an equivalent to coincide with our remote read-out capabilities. All irrigation systems must have a water meter with remote readout in addition to house main water meter with remote readout. Irrigation system meters shall be located downstream of the main meter and shall be separated from the main meter by a shut off valve, plumbed in series, not in parallel as shown in Exhibit 4.2.5a. Prior to installation, the Town shall approve the type of pressure reducing valve and water meter and location of the meter. All water meters shall become and are the property of the Town; ownership shall remain valid whether the meters are installed, financed, paid for, repaired, or maintained by another person.

4.2.8. Reading Meters. The Town shall, at the customer's expense, have the right to read, test, remove, repair or replace any and all water meters and remotes. It shall be the duty of each customer to notify the Town if his water meter is operating defectively. If any meter shall fail to register in any period, the customer shall be charged the average period consumption during the two highest preceding periods as shown by the meter when deemed by the Town to have been in

working order. The Town has the authority to require any meter to be replaced at the customer's expense at any time. Meters showing greater than 1,000,000 gallons shall be replaced.

Exhibit 4.2.5 Meter, Back-flow, shut-off diagram,



*Note: Diagram is meant only as a guide. All plumbing fixtures shall follow International Plumbing Codes and be in accordance with State and Local Guidelines.

Article 5 – Application for Service

5.1 Water Saving Device Required. All new connections are required to install water saving devices as follows:

5.1.1 Toilets. All toilets shall have maximum flush of 1.6 gallons.

5.1.2 Showers. All showers shall have a shower restrictor device installed, which shall have a measured flow, at 60 pounds per square inch, of not greater than 3.20 gallons per minute. The type of toilet and shower restrictor shall be specified on the permit, shall be subject to approval by the Rico Board of Trustees, and may not be modified or replaced without the approval of the Board of Trustees.

5.1.3 Rain Sensing Device. All irrigation systems shall have a rain-sensing device in use. The type of rain sensing device shall be specified on the permit, shall be subject to approval by the Board, and may not be modified or replaced without the approval of the Rico Board of Trustees.

5.1.4 Water Conservation. Water Conservation efforts such as xeriscaping, native landscaping, and using runoff water as a source for direct irrigation are encouraged. All efforts shall be consistent with Federal, State, and Local guidelines.

5.2 Service Outside the Town of Rico. No service shall ever be provided to property outside of the Town of Rico, except upon the express written approval of the Rico Board of Trustees. Charges for furnishing service outside of the Town of Rico shall be established by contract at the discretion of the Rico Board of Trustees.

5.3 Application for Service. Applications for service must be filed with the Town of Rico on forms provided by the Town and accompanied by appropriate fees prior to any action to connect to the system. Only upon authorized written approval of the application and a receipt thereof may a connection to the system be made. The precise location of the water meter and the remote reading device shall be indicated on all applications for service. In addition, the following applies if applicable:

5.3.1 Sprinkler System Applications. If a fire protection water sprinkler system is to be used, a plan of the system is to accompany the application and is subject to the approval of the Town of Rico. All fire sprinkler systems shall meet NFPA requirements and additionally shall meet the requirements of all applicable County and State building and fire protection codes.

5.3.2 Tapping Period. No taps will be permitted or made between November 1 and April 15, without specific, written approval from the Town of Rico; the Town may deny approval for any reasonable purpose.

5.3.3 Accuracy of Information. All information requested on the tap application form must be completed, and a diagram of the stop box location and service lines included. Should any information disclosed on the application prove at any time to be false, or should the applicant omit any information, the Town of Rico shall have the right to:

- i re-assess the tap fee originally charged at the rate current to the discovery by the Town of Rico of the false or omitted information,
- ii disconnect the service in question,
- iii back-charge the Site in question for service fees that may be due and owing, and,
- iv charge any other or additional fee or penalty specified in these regulations and any reassessment shall be due and payable, together with any penalties or other additional fees charged, and together with interest at the rate of 12% per annum, calculated per day, on the entire balance, upon and from the date of the original application.

5.4 Denial of Application. The Town of Rico reserves the right to revoke any prior approval of an application before service has been provided, and thereafter for any violation of these Rules and Regulations.

5.5 Moved or Destroyed Buildings. When buildings are moved or destroyed, the original tap authorization shall terminate and reauthorization shall be required prior to re-tapping. Credit shall be

authorized for tap fees previously paid with respect to said building. The original tap shall remain in good standing provided uninterrupted payment of the Town of Rico's minimum service charge (as the same may be amended from time to time) is made. If payment of the minimum service charge ceases for any reason, said tap shall be in violation of these Rules and Regulations and the tap shall be terminated. Non-payment after twenty (20) days of the billing shall be considered cessation of payment of the minimum service charge.

5.6 Change in Customer's Equipment, Service or Use of Property. No change in the customer's equipment, service or use of property served shall be made without the prior notification of and approval by the Town of Rico. Any such change in the Town's sole discretion, will increase the burden placed on the water system by the customer shall require a redetermination of the tap fee and monthly service-charge, and a payment by the customer of any additional tap fee and monthly service charge resulting from the redetermination. Subject to Article 5.5 above, tap fees previously paid with respect to the property in question shall be credited against the re-determined tap fee so that only the unpaid portion of any re-determined tap fee shall be due; provided, however, that redetermination resulting in a conclusion that the tap fee, if assessed currently, would be in an amount less than the originally paid shall not result in a refund or credit of any kind to the customer.

5.6.1 Notice and Action. Any customer believed to have changed the equipment, service or use of their property in violation of this section shall be notified of such belief by the Town of Rico and shall be notified of the Town's intent to assess any additional tap, service or unauthorized connection fees, and shall be afforded ten (10) days in which to respond to the Town's notice. Failure to respond as required herein within the ten (10) day period shall be deemed to establish the Town's belief concerning the nature and extent of the change, and such additional tap, service and unauthorized connection fees as are deemed appropriate by the Town shall be assessed against the property in question and shall be collected as provided under these Rules and Regulations. To defer the collection of said fees, and as a prerequisite to the right to hearing as provided for and described in Section XI of these Rules and Regulations, any response by the customer must, in addition to being provided in ten (10) days, include permission to make an inspection of the property in question as the Town's representatives deem necessary to clearly establish the nature of equipment, service and use of the property in question; any such inspection shall occur with seventy-two (72) hours of the receipt of the customer's response by the Town. Any connection, enlargement, or change shall be deemed an unauthorized connection.

5.6.2 Requirement to Upgrade. Any customer requesting renovation through the Town of Rico, change in equipment, service or use of their property or upon sale of property shall be required to upgrade meters, meter readouts or radio transmitters, backflow prevention devices, and PRVs to current rules and regulations standards. Customers shall notify the Town Manager in writing and be inspected by water system personnel before permission is granted. Any system upgrade shall be the responsibility of the seller.

5.7 Unauthorized Connections and Fees. No person shall be allowed to connect onto the water systems or to enlarge or otherwise change equipment, service or use of property without prior payment of tap fees, approval of application for service, and adequate supervision and inspection of the tap by the Town of Rico employees. Upon the discovery of any unauthorized connection, the then current tap fee for the unauthorized connection shall become immediately due and payable and the property shall automatically be assessed an unauthorized connection fee. The unauthorized connection fee ("Penalty Fee") is an amount equal to three times the then-current tap fee that would be due for property including both the authorized and unauthorized portion of the connection. The Town shall send written notice to the owner(s) of the property benefitted by such connection stating that an unauthorized connection has been made between the owner(s)' property and the water system. The owner(s) shall then have ten (10) days from the date of the notice to pay the Penalty fee. In the event the Penalty Fee is not paid within the ten (10) days, a notice of revocation of service shall be sent and service shall be immediately disconnected pursuant to these Rules and Regulations. Once discontinued, service may be returned to the property only upon receipt by the Town of both the Penalty Fee and any turn-on/turn-off service charges and any other charges that may be provided for the collection of unpaid fees costs and charges of the Town.

5.8 Revocation of Service. Service shall be revocable by the Town of Rico upon non-payment of any valid fees or charges owing to the Town. In the event of non-payment, the customer shall be given written notice of the revocation, which notice shall set forth the reason for the revocation and the amount due. If payment of the outstanding obligation or a request for a hearing with the accompanying deposit is not received by the Town within ten (10) days of the date of mailing of the revocation notice, the Town shall disconnect the service and the customer shall be assessed the cost of the disconnection. Any deposit for service held by the Town, if any, shall be applied against the outstanding obligation.

5.9 Revocation of Tap Rights. The right to connect to the Town of Rico's system and receive services shall be revocable by the Town upon non-payment of any Town fees owing to the Town, whether or not related to the water system, and remaining unpaid for a period of sixty (60) days, and whether or not the

customer owning the right to connect has actually connected to the Town system. Such revocations shall be conducted in accordance with Section 5.8. If the right to connect to the Town's system is revoked, then the customer may reacquire such tap rights only by reapplying for service in accordance with Section 5.3 above and after paying all fees due and owing the Town and the then-current tap fees charged by the Town under these Rules and Regulations.

5.10 Turn-ons/Turn-offs of Service. All turn-ons or turn-offs of water service through a shut-off valve on a service line that has been connected to the Town of Rico's water system shall be performed only by Rico public works personnel regardless of the ownership of the shutoff valve or service line and regardless of the circumstances respecting the turn-on or turn-off. The Town shall assess a single charge of \$75.00 for each such turn-off and turn-on performed. The Town will provide this service only for the following and be notified a minimum of one (1) working day (Monday – Friday) in advance:

5.10.1 for a tap for new construction, one time prior to the occupancy of the building served; or,

5.10.2 for customers requiring service to be turned off for maintenance or repair of a service line. All other requests for a turn-off or turn-on of Town of Rico service may be granted or denied by the Town of Rico in its sole discretion.

Article IV – Construction of Service Lines

6.1 Compliance with Rules and Regulations. The requirements of these Rules and Regulations are applicable to the construction of all service lines.

6.2 Inspection and Tapping Charges. All taps shall be made under the supervision of the Town of Rico, and prior to tapping all service lines shall be inspected by a representative of the Town. All water service lines are to be tested under normal operating pressure. The owners of service lines shall call the Town for an open ditch inspection of all service lines prior to burying. There shall be a charge for all inspections as determined from time to time by the Rico Board of Trustees.

6.3 Separate Service Lines Required. A separate and independent service line shall be provided for every Site and shall be installed at the expense of the Site owner. Existing service lines may be used in connection with new buildings only when determined by the Town, in its sole discretion, to meet all

requirements of these Rules and Regulations. Separately-owned units within a building must have individual shut offs and meters.

6.4 Construction and Connection. Only persons approved by the Town of Rico shall do construction and connection of all service lines. Service stub-ins for residential installations shall terminate with a curb stop at the property line unless the Town approves another location. Meter and yoke shall be located inside buildings with a remote reader on the outside wall designated by a Public Works Representative. The applicant for the connection permit shall notify the Town when the service line is ready for inspection and connection to the Town's main. Agents of the Owner approved by the Town shall make the connection. All contractors, plumbers, and others doing work on any main, service lines, or structures shall comply with applicable Federal, County, State, and local regulations on excavation, backfill, compaction, and restoration of surfacing.

6.5 Revocation of Authorization. The violation of any of these Rules and Regulations, or the Town of Rico's installation specifications, shall constitute sufficient grounds for revocation of the authorization to do work in the Town.

6.6 Water Service Line Construction.

6.6.1 General. All water service line construction shall be done in accordance with these specifications and all other Rules and Regulations of the Town of Rico. The scope of these specifications shall include all water service line installations from the Town's mains to the associated plumbing of the building or any other facility requiring water use.

6.6.2 Licenses and Permits Required. Contractors approved by the Town of Rico shall do all water service installations. A connection permit shall be secured from the Town a minimum of three (3) days prior to construction, at which time the contractor shall:

- i. familiarize himself with the standards and specifications,
- ii. select and obtain approval of the appropriate standard water service installation for the building or facility,
- iii. submit an appropriate set of mechanical plans and

- iv. inform the Town's staff of the intended schedule for construction.

6.6.3 Road Cuts. When a road cut is required for water service, the Owner shall rebuild the road base in accordance with applicable the Town of Rico specifications on excavation, back fill, compaction, restoration of servicing and paving.

6.6.4 Inspections. All work shall be inspected by the Town's Enforcement Official as defined under RLUC, who shall have the authority to halt construction when, in their opinion, the Town's Rules and Regulations for proper construction practices are not being adhered to. Whenever such violation occurs, the Town's Enforcement Official shall order further construction to cease until all deficiencies are corrected; the Town shall give written notice of the deficiencies within forty-eight (48) hours of stopping the work.

6.6.5 Approved for Backfilling. No pipe or service line shall be covered without a Town of Rico representative's approval. Any person making an installation without such approval shall be required, at his expense, to remove all fill, topsoil or any other covering placed over the facility to be inspected.

6.7 Installation

6.7.1 Remote Readout. All water service installation shall include a remote readout meter located above an improved maintained area. The readout shall be of the manufacturer type Neptune, compatible with Neptune Pocket ProReader RF and Neptune MIU radio transmitters or the equivalent. The readout unit shall be installed on the building at a height above the ground and snowpack approved by the Town of Rico. The Town must approve the remote distance from the meter.

6.7.2 Location and Alignment of Service. Water service lines shall be constructed in locations approved by the Town Manager. The water lines shall not be located under any paved driveway or service road without the Town's approval. All water service lines shall have a minimum cover of six (6) feet, preferably eight (8) feet and must be located a minimum of 10' from any sewer service or soil treatment area. No service lines shall be laid parallel to, or within, three (3) feet of any bearing wall, which might be thereby weakened.

6.7.3 Inspection of Meters and Remote Readouts. All meters and remote readouts shall be installed in the presence of a Town of Rico representative. The operational testing of the meter and readout shall be demonstrated at this time. Under supervision of the Town's representative, the water service line is to be pressure tested at normal operating pressure from the water main and checked for leaks.

6.7.4 Service Line and Control Valves. The water service line shall be (HDPE) PEX polyethylene or copper or approved material by an authorized Town of Rico representative. The service line shall have a control valve to which Town of Rico staff will have easy access. The curb stop shall be located on an appropriate improvements survey, a copy of which shall be forwarded to the Town Manager. All service lines and fittings shall be installed to withstand 200 psi.

6.7.4 Pressure Reducing Valves. Individual pressure reducing valves are required on all service lines shall be 400 psi. Pressure reducing valves shall be placed in a location approved by the Town of Rico in front of the homeowner's service equipment.

6.7.5 Excavation. All excavations required for the installation of water service shall be open trench work unless otherwise approved by the Town of Rico. Pipe laying and backfill shall be performed in the manner described in these Rules and Regulations. All excavations for water service installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Roads, access ways and other public or private property disturbed in the course of the work shall be restored in the manner satisfactory to the Town.

6.7.6 Tapping the Main. The Town of Rico is the sole entity authorized to supervise or make taps on to the Town's water mains. No later than 48 hours prior to tapping, the owner shall notify the Town when the service is ready for inspection and connection to the main.

6.7.7 Backfill Materials. All materials for utility trenches shall meet specified requirements for gradation and other factors defining suitability for intended use. All classes of suitable material shall be free of frozen material, stumps, roots, brush and other organic matter and debris. In addition, material shall meet requirements as detailed below.

- i. **Upper Portion of Trench.** Material placed within one (1) foot of pavement subgrade or the finished surface in unpaved areas shall be soil free from rocks and stones larger than 2½ inches in any dimension.
- ii. **Remainder of Trench.** Soil may contain a limited number of stones smaller than 6 inches in any dimension provided they are dispersed in the surrounding material in a manner to allow specified compaction.
- iii. **Public Highways and Streets.** Materials placed within the limits of paved surfacing, gravel shoulders or shoulder slopes shall be approved by the agency having jurisdiction over highway/street maintenance.
- iv. **Structural Fill and Backfill.** Materials used for structural fill under or around structures shall consist of materials described above and free of stones with any dimension greater than one-half of the specified loose layer thickness. Material shall also be capable of being compacted to a specific density.

6.7.8 Surface Restoration. Paving and improved surfaces or other street improvements removed, damaged or destroyed during construction shall be replaced to the same elevation and alignment with the same type and dimensions as units removed and shall be equal to and consistent with the undisturbed portions of the improvements existing prior to trench excavation. Debris shall be removed from the site of work at the expense of the owner.

6.7.8 Maintenance of Backfill and Surface Warranty. All backfill and surfaces shall be maintained in a satisfactory condition and all places showing signs of settlement shall be filled and maintained during construction and for a period of two (2) years following the completion of construction. When the Town of Rico notifies the applicant that any backfill is hazardous, he shall correct such hazardous condition within 48 hours.

Article VII – Main Line Extensions

7.1 Compliance with Rules and Regulations. The requirements of these Rules and Regulations are applicable to the construction of all main line extensions.

7.2 Main Line Extensions by the Town of Rico. The Town of Rico or a contractor authorized by the Town has the sole right to construct all main lines within the Town.

7.3 Procedure for Main Line Extension by the Town of Rico. The Town of Rico may construct any main line if the Rico Board of Trustees deems it in the best interest of the Town to do so. All main line extensions, which are so authorized, shall be constructed by the Town or bid and contracted for by the Rico Board of Trustees, with the contractor installing the main lines being responsible to the Board. The Town through its engineer shall supervise all work pertaining to the completion of the subject project including periodic and final payments to the contractor, inspection, and as-constructed drawings.

7.4 Main Line Sizes. Plans for main line extension shall be reviewed by a the Town or the Town designated engineer.

7.4.1 Pipe Size and Spacing. Distribution mains shall be a minimum of 6-inch pipe where the length of the main between branches is less than 800 feet; otherwise a minimum of 8-inch pipe shall be used. All piping shall be looped whenever possible. Where approved by the public works representative, however dead ends may be provided on lengths of less than 300 feet with a permanent blow-off or fire hydrant at the dead-end. Dead-ends on any line that will be tapped for service shall be provided with a temporary blow-off or fire hydrant before being extended. Dead-ends on lines that will not be extended shall be provided with permanent blow-offs or fire hydrants. All properties to be served water shall have a main adjacent to the property. In general, water main shall have a minimum of cover between top of pipe and finished ground surface.

7.4.2 Valve Spacing. Gate valves on all mains shall be placed so that no more than 800 feet of line will be out of service at one time. Valves shall also be placed at each fire hydrant and permanent blow-off. Typically every tee at an intersection will have valves at each branch to allow for the least number of homes to be out of service at one time.

7.4.3 Fire Hydrants. Fire hydrants shall be placed no more the 300 feet apart as measured within the right-of-way, so that each hydrant is easily accessible to fire fighting equipment. In general, locate fire hydrants on street corners. The minimum allowable pipe sizes delivering water to fire hydrants shall be a 6-inch diameter line of a looped network, or an 8-inch diameter on a dead-end system. Design calculations shall be submitted to demonstrate flow and residual pressure at each fire hydrant during a maximum day demand meets Rico Fire Protection Distict requirements.

Article VIII – Rates and Charges

8.1 General. The information contained in this article applies to all rates, fees, or charges to be levied for the provision of water services. Rates, fees, and charges as herein established are in existence and effect at this time, and shall remain in effect until modified by the Rico Board of Trustees under the provisions of this Ordinance.

8.2 Application of this Article. The rates, fees, and charges, and other information shown herein shall apply only to customers inside the Town, and shall in no way obligate the Town of Rico with respect to services provided outside Rico boundaries.

8.3 Tap Fee. A tap fee shall be a charge to all customers of the Town of Rico, which shall be assessed and paid before a building permit is issued. Tap fees in the Town of Rico shall be as follows:

| | |
|-----------------------|-------------|
| i. 3/4" water tap | \$ 5,000.00 |
| ii. 1" water tap | \$ 6,000.00 |
| iii. 1 1/4" water tap | \$ 7,000.00 |
| iv. 1 1/2" water tap | \$ 9,000.00 |
| v. 2" water tap | \$10,500.00 |

8.3.1 Modification. Any tap fee may be modified in any way by the Rico Board of Trustees in their sole discretion.

8.4 Transfer of Tap Fees. No tap fee paid on behalf of one Site, or any portion thereof, may be transferred to any other Site unless:

8.4.1 Common Owner. The owner requesting the transfer is the common owner of the Site for which the tap fee has been paid and the Site to which the transfer of the tap fee, or portion thereof, is being requested.

8.4.2 Accounts Current. The owner requesting the transfer has no outstanding unpaid accounts with the Town of Rico and has previously maintained a good credit record with the Town.

8.4.3 No Prior Connection. The Site to which the tap fee initially applied has never been connected to the Town of Rico's water system

8.4.4 Current Fee Equivalent Due. The owner requesting the transfer shall pay to the Town of Rico the difference between the tap fee which would otherwise be charged on the date the transfer is being sought, and the tap fee previously paid, but in no event shall the Town make a credit or refund. An owner cannot transfer only a portion of the total sum previously paid as a tap fee.

8.4.5 Town of Rico's Discretion. Nothing to the contrary withstanding, approval or denial of a request for a transfer of a tap or fees shall be in the sole discretion of the Town.

8.4.6 Building Permit Required. No water taps may be purchased unless a building permit issues contemporaneous with the tap purchase.

8.4.7 Right to Municipal Water. The right to Rico municipal water shall vest upon the issuance of the building permit associated with the tap but the tap must be paid within one year of the issuance of the building permit. Money paid for revoked tap fees shall be refunded. The Town reserves the right to deny connection to the Rico municipal water system based upon capacity issues.

8.5 Service Charge. Monthly service charges shall be as follows. Service charges shall begin at the time the connection is made to the system.

8.5.1 Three Hundred Ninety-Six U.S. dollars (\$396) per year minimum for each residential tap holder within the Town of Rico. The \$396 per year minimum residential payment may be paid monthly at the rate of Thirty-Three dollars (\$33) per month. The minimum payment shall entitle each tap holder to the use of three thousand (3,000) gallons per calendar month.

8.5.2 Seven Hundred Fifty-Six (\$756.00) per year minimum for each commercial tap holder within the Town of Rico. The \$756.00 per year minimum commercial payment may be paid monthly at the rate of Sixty-Three Dollars (\$63.00) per month. The minimum payment shall entitle each tap holder to the use of seven thousand (7,000) gallons per calendar month.

8.5.3 Each residential tap holder shall pay in addition to the minimum monthly fee Five Dollars (\$5) per one thousand (1,000) gallons of water usage above the entitled three thousand (3,000) gallons of water usage for each calendar month.

8.5.4 Each commercial tap holder shall pay in addition to the minimum monthly fee set forth above, Six Dollars (\$6.00) per thousand (1,000) gallons of water usage above the entitled seven thousand (7,000) gallons of water usage for each calendar month.

8.5.5 Each tap holder outside the municipal limits of the Town of Rico shall pay fees for water service at the rate of two times the prevailing rates in the Town.

8.5.6 Monthly service charges shall be suspended during any month(s) in which service through a newly constructed tap to a building prior to its occupancy has been turned-off in accordance with these Rules and Regulations.

8.5.7. Monthly service charges are assessed on a pro-rata per day basis.

8.6 Meter Reading and Billing. Meters shall be read on a monthly basis and bills issued the month following the reading, except during periods of deep snow when meter reading may be impractical. During this period users will be billed a minimum monthly rate based upon that usage for the last 12 months divided by 12 and shall be adjusted when the readings are continued. Bills are payable at the office of the Town Clerk. Bills are delinquent 20 days after the bill is issued by the Town Clerk. An administrative late charge of \$50.00 to defray the cost of additional accounting and record keeping plus interest at 12% per annum on the total outstanding balance and compounded daily, will be charged on all delinquent accounts. The Town of Rico has the right to assess to any customer who is late in payment of his account, all legal, court, foreclosure, disconnection and other costs necessary to or incidental to the collection of said account.

8.7 Discontinued Service. Water service to a tap holder may be discontinued by the Town when the water assessment for such tap holder is 60 days delinquent.

8.8 Waiver. The Board of Trustees may waive any water fee due, or portion thereof, after holding a public hearing thereon, if the Board of Trustees finds that such waiver promotes the overall intent and purpose of this Ordinance and relieves undue hardship. Reasons to allow waiver of fees include, but are

not limited to, reasonable failure to detect a leak causing excessive usage and water usage to flush lines of debris and sediment.

8.9 Lien and Foreclosure. All water assessments and fees, including the minimum monthly charge, shall be a lien against the premises to which said water was delivered from the date the same becomes delinquent until paid and the property owner shall be liable for all water delivered to or taken and used upon that premises. Said lien shall be in addition to any other statutory or equitable lien to which the Town may be entitled. A lien attaching to said premises may be enforced by the Town of Rico in an action at law or in equity and the Town may foreclose such premises and sell the same to satisfy said lien. Tenants in possession shall not relieve the owner or tap holder from any obligation to pay water assessments, and the same shall be the sole responsibility of the property owner. The Town shall not be required to look to any person or entity other than the property owner for the payment of these charges. In the event that legal action must be brought for the enforcement of this Ordinance, the foreclosure of any lien or action, the Town shall be entitled to reasonable attorney's fees and costs of collection and litigation. In its sole discretion, the Town may certify the amount of any water monies owed, penalties and interest owed to the County Treasurer as a delinquent charge to be collected as property taxes against such property.

Article IX – Check Valves, Backflow Preventers and Backflow Prevention

9.1 Check Valve, Backflow Preventer and Backflow Prevention. "Check Valve" shall mean a self-closing device, which is designed to permit the flow of fluids in one direction and to close if there is a reversal of flow.

9.1.2 Backflow Preventer. The Town of Rico requires an approved, testable, Reduced Pressure Backflow Assembly (RPBA) be installed on all new construction and remodels. This requirement may be reduced to an approved, testable, Double Check Valve Assembly (DCVA) at the discretion of a Town representative. All main irrigation lines and pressurized fire suppression systems shall follow UPC code.

9.1.3 Approved Air Gap. Approved Air Gap shall mean a physical separation between the free-flowing end of a potable water supply pipeline and the overflow rim of an open or non-pressurized receiving vessel. To be an air gap approved by the department, the separation must be at least:

i Twice the diameter of the supply piping measured vertically from the overflow rim of the receiving vessel, and in no case be less than one inch, when unaffected by vertical surfaces (sidewalls); and:

ii Three times the diameter of the supply piping, if the horizontal distance between the supply pipe and a vertical surface (sidewall) is less than or equal to three times the diameter of the supply pipe, or if the horizontal distance between the supply pipe and intersecting vertical surfaces (sidewalls) is less than or equal to four times the diameter of the supply pipe and in no case less than one and one-half inches.

9.1.4 Installation. All backflow preventers shall be installed as per the manufactures recommendations and in a manner to prevent freezing. RPBA's shall be fitted with a leak shroud and drained to an approved air gap

9.1.5 Testing. All testable backflow preventers shall be tested upon installation, after maintenance or moving of the preventer, and yearly by a certified Backflow Assembly Tester. A copy of these tests shall be submitted to the Town of Rico. The requirement for yearly testing may be waived at the sole discretion of a Town water system representative.

9.1.6 Unapproved Auxiliary Water Supply. At no time shall an unapproved water supply be piped directly into the Town of Rico water system or into a homeowner's home.

Article X - Limitation on Use

10.1 Limitation. The Rico Board of Trustees, in its sole discretion, may require an Owner or Owners to limit the number of gallons of water usage. The limitation on usage shall extend for such period of time as determined by the Rico Board of Trustees. The affected Owner or Owners shall be notified either in person, by telephone or in writing at the address shown in the existing records of the Rico Board of Trustees. Failure to comply with any usage limitation shall result in a fine determined by the Board of Trustees in its sole discretion; the fine shall not exceed the equivalent of \$250.00 per day or 10 cents per gallon, whichever is greater.

Article XI – Hearing and Appeal Procedures

11.1 Application. The hearing and appeal procedures established by this section shall apply to all complaints concerning the interpretation, application or enforcement of the Rules and Regulations of the Town of Rico, as they now exist or may hereafter be amended. The hearing and appeal procedures established by this section shall not apply to the following complaints:

11.1.1 Town of Rico Contracts. Complaints, which arise out of the interpretation of the terms of the Town of Rico contracts.

11.1.2 Personnel Matters. Complaints, which arise with regard to personnel matters, which complaints shall be governed exclusively by the Town of Rico's personnel rules as the same may be amended from time to time.

11.1.3 Other. Any other complaint, which does not concern the interpretation, application or enforcement of these Rules and Regulations of the Town of Rico.

11.2 Initial Complaint-Informal Resolution. Complaints concerning the interpretation, application or enforcement of these Rules and Regulations must be presented in writing to the Town Manager, or such representative as he or she may designate. Upon receipt of a complaint, the Town Manager or their representative, after a full and complete review of the allegation contained in the complaint, shall take such action and/or make such determination as may be warranted and shall notify the complainant of the action or determination by mail within thirty (30) days after receipt of the complaint.

11.3 Formal Hearing. In the event the decision of the Rico Town Manager concerning the complaint is deemed unsatisfactory to the complainant, a written request for Formal Hearing may be submitted to the Rico Board of Trustees within fifteen (15) days from the date written notice of the decision mailed. Upon receipt of the request, if it is timely and if any and all other prerequisites prescribed by these Rules and Regulations have been met, the Board of Trustees shall conduct a Hearing at the Board's convenience but in any event not later than sixty (60) days after the submission of the request for Formal Hearing. The Formal Hearing shall be conducted in accordance with and subject to all pertinent provisions of these Rules and Regulations.

11.4 Alter/Amend/Defer or Cancel Interpretation. The Town of Rico Board of Trustees shall determine whether clear and convincing grounds exist to alter, amend, defer or cancel the interpretation, application and/or enforcement of the Rules and regulations that are the subject of the appeal. The decision shall be based upon evidence presented at the hearing. The burden of showing that the required grounds exist to alter, amend, defer or cancel the action shall be upon the complainant.

11.5 Findings. The Rico Board of Trustees shall make written findings and an order disposing of the matter and shall mail a copy thereof to the complainant not later than forty-five (45) days after the date of the Formal Hearing. The decision of the Board shall be final and not subject to appeal.

11.6 No Hearing Required. If the Town of Rico determines that a user is in violation of any of the provisions of these regulations then it may act in any way consistent with these regulations and no hearing shall be required to proceed or authorize such action.

Article XII – Unlawful Acts and Penalties

12.1 Unlawful Acts. It shall be unlawful for any person to tamper with any meter, or to install or use any bypass or other device whereby Rico municipal water may be drawn from the service pipe without being registered by the meter. It shall also be unlawful for anyone other than a Town employee to remove or open any meter vault lid, to lock or seal any meter shutoff or meter vault lid. It shall be unlawful to service more than one dwelling, premises or building with one meter unless permitted by the Board of Trustees.

12.1.2 Tampering. It shall be unlawful for any person to tamper with, climb upon or commit any form of trespass upon any structure or facility of the Town water works, including the diversion tunnel, chlorinating structure and water tanks, or commit any act that could disrupt or contaminate the municipal water supply.

12.1.3 Motor Vehicle Damage. It shall be unlawful for any person to drive motor vehicles upon any section of water line right-of-way from the intake to the supply tank, when the same is posted against such use.

12.1.4 Contamination of System. It shall be unlawful for any person to place, dump, throw,

discharge or deposit any material which will in any manner pollute or contaminate the waters of Silver Creek above the intake of the Town of Rico water system, or to allow any polluting or contaminating substance to remain in such a position that such substance may be carried by natural causes into Silver Creek, or fail to comply with any regulations placed in effect by the United States Forest Service for the protection of the municipal watershed.

12.1.5 Transfer of Water Tap. It shall be unlawful for any person, partnership, corporation or other entity to sell, offer for sale, grant option to sell or to lease, rent, encumber or in any manner, dispose of or transfer a water tap separate and apart from the real estate and appurtenant buildings which the tap services.

12.1.6 Water Tap Purchase. Failure to have the water tap connected within one year of the issuance of the building permit associated with the water tap shall result in a forfeiture of any and all amounts paid pursuant this Ordinance.

12.1.7 Other Violations. Notwithstanding the above, any violation of this Code is unlawful and subject to penalties.

12.1.8 Entities. It shall be unlawful for any person, partnership, corporation, limited liability company, or entity to violate any provision of this Ordinance.

12.1.9 Penalties. The violation of any provision of this Ordinance, except non-payment of water fees according to Article VIII, is declared to be a misdemeanor and shall be punished by a fine not to exceed \$1,000 per day for each occurrence. Unless otherwise indicated, each day or portion thereof in violation of this Ordinance shall constitute a separate offense. Any penalties assessed for violation of this Code is in addition to the turn-on/turn-off fee, or any other fees required under this Code.

12.1.8 Discretion. The Town may, in its discretion, also proceed against any violation or violations of this Ordinance by any person, partnership, corporation, limited liability company, or entity, in a civil action for abatement, injunction, remedies, and these remedies shall be in addition to the criminal penalties provided in this section, damages, specific performance or by a lien, foreclosure, or through other equitable remedies, and these remedies shall be in addition to the criminal penalties provided in this section.

The Rico Center Grant Application

| | |
|------------------------------------|------------------------------|
| Amount Requested: | Organization Name: |
| \$34,178.38 | Town of Rico |
| Address: | City: |
| 2 Commercial St. | Rico |
| State: | Zip |
| Colorado | 81332 |
| Organization's Website: | Telephone: |
| www.Ricocolorado.gov | (970) 967-2863 |
| Manager/Director/President: | Name: |
| Town Manager | Kari Distefano |
| Contact (if different): | Title: |
| Same | Town Manager |
| Phone: | Email: |
| (970) 967-2863/(970) 901-3420 | townmanager@ricocolorado.gov |

Project Name

Town of Rico Winterization

Purpose of Grant

☒ This grant application is requesting support for a specific activity that is consistent with the organization's mission.

Brief Description of request

The Town of Rico is seeking funding to engage in necessary repairs on the loader that keeps the alleys free of snow and a new set of chains for that loader. The Town is also seeking funding to offset plowing costs should we have another snow year that exceeds the capacity of our maintenance staff.

Organizational Budget

The Town of Rico's 2019 budget is available at the following website:

<http://www.ricocolorado.gov/wp-content/uploads/2019/03/Town-of-Rico-2019-Budget-Revised-.pdf>

Grant Budget

| | |
|--------------------------------|--------------------------|
| Description: | Amount Requested: |
| Loader break repairs | \$6,433.06 |
| Chains for loader | \$5,745.32 |
| Loader transport to John Deere | \$2,000.00 |
| Supplemental snow removal | \$20,000.00 |
| Total | \$34,178.38 |

Fiscal year: January 1st – December 31st

Signature of President or Authorized Director:

1. Agency/Entity Information

a. Mission Statement of Organization:

The Rico Master Plan adopted in 2004 states the following: "The Rico community of tomorrow will retain the best qualities of Rico today, such as our quiet, intimate, crime-free atmosphere, our connection to the incredible natural mountain environment, our cherished affinity for individual freedom and alternative mountain lifestyle, while meeting the public service needs of a growing population and building a new local economy."

b. Brief summary of organization's history:

The Town of Rico was incorporated in 1880 shortly after the Pioneer Mining District was founded. The discovery of a silver vein boosted the population and brought the Rio Grande Southern railroad, which operated from 1891 until 1954. The mine remained in operation until the mid 1970s. Currently Rico's economy is based on attracting tourists that come for recreational activities such as mountain biking, hunting and fishing. It also provides lower cost housing for employees of the neighboring resort towns of Telluride and Mountain Village, residents working from home through telecommuting, and second homeowners who enjoy the beauty and solitude Rico offers.

c. Please briefly describe the organization's current programs, activities & accomplishments.

In addition to the normal functions of a town such as public works and the administrative duties associated with operating a municipality, the Town of Rico has a parks and recreation program that operates a small park and provides winter activities such as groomed Nordic trails and a skating rink. The Town also provides a venue for the Rico Public Library and a shuttle service that offers transportation to people commuting between Rico and Telluride.

2. Purpose of Grant

a. Constituency Served:

The purpose of this grant is to help the Town of Rico continue to provide basic, necessary services to residents and visitors. There are 265 residents of Rico. Visitor numbers are more difficult to estimate but according to the Colorado Department of Transportation, on average, 2500 trips through the Town of Rico occur daily. Employees who need to leave Town for work and students attending Telluride schools benefit from snow plowing services.

Town revenues have been going down. More importantly reserves are dropping. The general fund reserve has gone from \$909,408 in 2015 to a projected \$632,972, which represents a 34% loss. At the current rate, we can expect to reduce reserves to a dangerous level in two to three years. This is not due to frivolous spending. This is due to a 20% decrease in sales tax between 2014 and what is projected for 2019. Property taxes have also been going down, from

\$101,361 in 2014 to what we have collected this year, \$65,142. This represents a downward turn of 36%. It is important to note that we should have collected \$70,142. It is the hope that these delinquent taxes will be paid by the end of the year. Our third largest source of income, the mineral leasing funds have gone from \$52,434 in 2014 to \$23,095 this year. This is a 56% reduction. As a result, it has become more and more difficult to maintain even the most basic services such as snowplowing and facilities maintenance. While we were able to lease a new larger loader two years ago, the smaller loader is now 24 years old and has more than 6000 operational hours. It is in need of a break repair and new chains if it is to continue to be functional. Without this smaller loader, it is almost impossible to keep Rico's narrow alleys clear. These are necessary expenses to keep the loader serviceable and safe for the operators.

Last winter saw snowfall that was over 200% of average in March. Our winter economy is dependent on snow but there is such a thing as too much. Our maintenance staff could not keep up and we had to hire a contractor. In an effort to be proactive, we are anticipating the possibility of the snowfall again exceeding the capacity of our staff. To this end, we are also requesting money to pay a contractor should we need one without further depleting our diminishing reserves.

b. Description of goals and objectives for the purpose of this grant:

Goal #1 – To ensure maintenance personnel has safe and adequately furnished equipment to do their jobs.

Objective #1 – To make the necessary repairs to the breaks of the small loader so that it can be operated safely.

Objective #2 – To purchase a new set of chains for the small loader so that it can be operated safely and efficiently in the snow.

Goal #2 – To ensure that the residents of Rico have roads that are clear of snow in a timely manner.

Objective #1 – To hire a contractor to supplement the efforts of our existing maintenance staff during heavy spring storm cycles.

c. Description of activities planned to reach goals:

Repairing the breaks on the small loader and replacing the chains. Prior to the upcoming winter, we intend to order the new chains and have a service person from John Deere fix the loader's breaks. We will have to transport the loader from the Rico Town shop to the John Deere shop in Durango.

Supplemental Snowplowing. We have gotten a bid from Bryan Lewis for supplement snowplowing. The Rico Board of Trustees will review the bid for additional snowplowing on September 18th. Should that bid be approved, the contractor will be notified and his services will be used as needed.

d. Timetable for the implantation:

Town staff will arrange for the repair of the breaks on the small loader prior to the oncoming winter. The new chains will also be ordered in October. The Rico Board of Trustees will review the bid for additional snowplowing on September 18th.

e. Other organizations, if any, participating in the activity:

There are no other organizations involved in this application.

f. Long-term sources/strategies for funding at the end of the grant period:

This is a question that the Board of Trustees will be debating over the course of the next couple of months during the budget review. One way or another, to maintain existing services, the Town will have to raise revenues. Under consideration at the November election is the construction of a central sewer system. The hope is that a more vibrant main street will both increase property values and sales tax revenue. Failing that, the Town will either have to go to the voters next November for a mill levy increase or begin to cut services.

3. Evaluation

a. Expected results during the funding period:

The expected results of the break repair on the loader are a vehicle that can be employed safely. The same is true of purchasing new chains for the loader. Both are critical safety features. Hiring a contractor to do additional snow removal will be apparent in the speed at which the streets will be plowed especially on days when snowfall is particularly heavy.

b. How would you measure and define success?

Our measurement of success would be safe equipment and roads that are free of snow.

c. How will the project's results be used and/or disseminated?

The results of snowplowing are immediately apparent. Safety feature are not however with breaks that work and new chains, the safety of our public works employees will be assured.

Attachments

1. Bylaws:

The Town of Rico Home Rule Charter can be found at:

http://www.ricocolorado.gov/wp-content/uploads/2017/06/home_rule_charter.pdf

2. List of names and qualifications of key staff:

Board Members:

Zach McManus: Mayor

Barbara Betts: Mayor Pro Tem

Genevieve Yellowman: Trustee

Nicole Pieterse: Trustee

Stephen Roberts: Trustee
Sophia Kyriakakis: Trustee

Staff:

Kari Distefano: Town Manager, a resume for Kari Distefano is attached to this email.

3. Most recent fiscal year-end financial statements:

The Town of Rico 2018 Audit can be found at <http://www.ricocolorado.gov/wp-content/uploads/2019/09/Rico-2018-audited-financial-statements-at-7-11-19.pdf>

4. Current annual budget

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5. Town of Rico Winterization Budget

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| Total | \$34,178.38 |

6. Copy of IRS letter of 501 (c)(3) or 509(a) tax exempt status:

Not applicable

7. List of major contributors (and amounts) to organization / program:

Not applicable

8. List of volunteer involvement and in-kind contributions:

Not applicable

The Rico Center Grant Application

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| \$34,178.38 | Town of Rico |
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| 2 Commercial St. | Rico |
| State: | Zip |
| Colorado | 81332 |
| Organization's Website: | Telephone: |
| www.Ricocolorado.gov | (970) 967-2863 |
| Manager/Director/President: | Name: |
| Town Manager | Kari Distefano |
| Contact (if different): | Title: |
| Same | Town Manager |
| Phone: | Email: |
| (970) 967-2863/(970) 901-3420 | townmanager@ricocolorado.gov |

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