CITY COUNCIL

WORKSHOP AND REGULAR MEETING AGENDA

December 7, 2022
7:00 PM
202 Railroad Avenue, Rifle, CO

6:00 PM - Workshop Meeting

Discussion and Review

a. Receive Update from Rifle Regional Economic Development Corporation (RREDC)

b. Receive 2022 Financial Update Year to Date - 1/1/2022 through 11/30/2022

7:00 PM - Regular Meeting

1. **Call to Order**

2. **Pledge of Allegiance**

3. **Roll Call**

4. **Public Comment** *(maximum time permitted for Public Comment is 3 minutes per person)

5. **Consent Agenda**

   5.a. Consider Liquor License Renewal for Jalisco Grill, LLC dba Jalisco Grill

   5.b. Consider Change of Owner for Ted Rex, Inc. dba Choice Liquors

6. **Action, if any, on Workshop Items**

7. **Public Hearing**

   7.a. Consider Amending the 2022 Budget - Supplemental Appropriations #1

   7.b. Consider Ordinance No. 22, Series of 2022 - First Reading - Text Amendment Package to Article 16 of the Rifle Municipal Code regarding Two-Unit Dwellings, Multi-Unit Dwellings in Commercial Areas, Minimum Residential Lot Sizes in Commercial Areas, Accessory Dwelling Unit Fees, Tow Yards, Accessory Storage Structures for Commercial Uses, Principal Uses on Residential Property, and Food Trucks

8. **Regular Agenda**

8.a. Consider 2022 Mill Levy Certification for the 2023 Fiscal Year - Resolution No. 17, Series of 2022

8.b. Consider Amending the 2022 Budget - Resolution No. 18, Series of 2022

8.c. Consider Adopting Supplemental Appropriations for the 2022 Budget - Ordinance No. 25, Series of 2022

8.d. Consider 2023 Contract with Sustainable Strategies

8.e. Consider Purchase Request for Toilet at Grand Hogback Trailhead

8.f. Consider Ordinance No. 24, Series of 2022 - First Reading - Plastic Bag Fee Remittance

9. Administrative Reports

9.a. Report to City Manager

10. Comments from Mayor and Council

11. Adjournment

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #a.

Agenda Item Name:
Receive Update from Rifle Regional Economic Development Corporation (RREDC)

Presenter:
Michael Langhorne

Item Description:
Receive Update from Rifle Regional Economic Development Corporation (RREDC)

Recommended Action:
None

Fiscal Impact:
None

Operational Impact:
None

Prior Board Motions:
None

Background Information:
Mr. Langhorne is the interim Director of the RREDC. He will provide an update to Council on the status of the organization.

Executive Summary:
See Background Information.

Notification Requirements:
None

Prepared By:
Tommy Klein, City Manager

Attachments:
None

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #b.

Agenda Item Name:
Receive 2022 Financial Update Year to Date - 1/1/2022 through 11/30/2022

Presenter:
Scott Rust, Finance Director

Item Description:
A presentation on the year-to-date financial performance of the City of Rifle will be given. Specifically, a report on sales tax collections will be provided along with an analysis of the 2022 budget compared with actual activity for both revenue and expenditures for the time period of 1/1/2022 through 11/30/2022.

Recommended Action:
No Action Needed

Fiscal Impact:
Overall, the financial position of the City of Rifle is strong. This presentation shows that even with the uncertain economic conditions and significant inflation, budget managers have maintained a conservative approach to the spending of budgeted funds and managed to provide a high level of service to constituents without exceeding the 2022 budget.

Operational Impact:
N/A

Prior Board Motions:
N/A

Background Information:
In order to keep the Council informed of the City of Rifle's financial performance, quarterly reports are traditionally given. This financial report will cover the time frame of 1/1/2022 through 11/30/2022.

Executive Summary:
Overall, the City of Rifle is in a great position to end 2022. City staff has managed to stay within budget, in most cases, even with significant inflation. Additionally, revenues have remained consistent with sales tax collections outpacing 2021 collections. City staff expects that most funds will end the year with excess funds which will add to each fund's reserve percentage and the overall fiscal health of the City.

Notification Requirements:
There are no notification requirements for this item

Prepared By:

Scott Rust, Finance Director

Attachments:

1. City of Rifle Unaudited Financial Report 11.30.22
2. 2022 Sales Tax Receipts with Nov Projections
3. City of Rifle Financial Update Presentation 11.30.22

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
GENERAL REVENUES	10,461,727.12	10,461,727.12	10,277,628.93	184,098.19	1.8
	10,461,727.12	10,461,727.12	10,277,628.93	184,098.19	1.8
EXPENDITURES					
MAYOR/COUNCIL	134,243.43	134,243.43	119,905.33	14,338.10	12.0
MUNICIPAL COURT	221,244.30	221,244.30	253,118.69	(31,874.39)	(12.6)
CITY MANAGER	792,880.92	792,880.92	881,717.25	(88,836.33)	(10.1)
FINANCE	569,409.71	569,409.71	611,230.82	(41,821.11)	(6.8)
ATTORNEY	233,112.35	233,112.35	293,000.00	(59,887.65)	(20.4)
COMMUNITY DEVELOPMENT	404,450.35	404,450.35	481,879.52	(77,429.17)	(16.1)
GROUNDS AND FACILITY MAIN	423,243.01	423,243.01	532,373.54	(109,130.53)	(20.5)
COMMUNITY INVOLVEMT MULT	208,716.79	208,716.79	230,817.52	(22,100.73)	(9.6)
POLICE	3,005,302.79	3,005,302.79	3,693,867.13	(688,564.34)	(18.6)
BUILDING INSPECTIONS	96,733.23	96,733.23	117,666.44	(20,933.21)	(17.8)
PUBLIC WORKS	1,755,603.25	1,755,603.25	2,184,750.43	(429,147.18)	(19.6)
SENIOR CENTER	388,655.58	388,655.58	505,647.92	(116,992.34)	(23.1)
NON DEPARTMENTAL	424,760.86	424,760.86	535,350.00	(110,589.14)	(20.7)
OPERATING TRANSFERS OUT	134,250.00	134,250.00	179,000.00	(44,750.00)	(25.0)
	8,792,606.57	8,792,606.57	10,620,324.59	(1,827,718.02)	(17.2)
	1,669,120.55	1,669,120.55	(342,695.66)	2,011,816.21	587.1

STREET IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
GENERAL REVENUES	2,708,240.16	2,708,240.16	2,933,995.92	(225,755.76)	(7.7)
CAPITAL REVENUES	226,429.97	226,429.97	698,000.00	(471,570.03)	(67.6)
	2,934,670.13	2,934,670.13	3,631,995.92	(697,325.79)	(19.2)
EXPENDITURES					
PAVED STREETS	2,588,166.22	2,588,166.22	3,050,271.64	(462,105.42)	(15.2)
CONSTRUCTION PROJECT	312,087.11	312,087.11	1,170,000.00	(857,912.89)	(73.3)
	2,900,253.33	2,900,253.33	4,220,271.64	(1,320,018.31)	(31.3)
	34,416.80	34,416.80	(588,275.72)	622,692.52	105.9

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
CONSERVATION TRUST REVE	97,689.59	97,689.59	92,700.00	4,989.59	5.4
	97,689.59	97,689.59	92,700.00	4,989.59	5.4
EXPENDITURES					
CONSERVATION TRUST	69,253.38	69,253.38	160,000.00	(90,746.62)	(56.7)
	69,253.38	69,253.38	160,000.00	(90,746.62)	(56.7)
	28,436.21	28,436.21	(67,300.00)	95,736.21	142.3

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

VISITOR IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
VISITOR IMPROVEMENT	218,084.30	218,084.30	209,983.04	8,101.26	3.9
	218,084.30	218,084.30	209,983.04	8,101.26	3.9
EXPENDITURES					
VISITOR IMPROVEMENT	189,985.04	189,985.04	240,877.00	(50,891.96)	(21.1)
	189,985.04	189,985.04	240,877.00	(50,891.96)	(21.1)
	28,099.26	28,099.26	(30,893.96)	58,993.22	191.0

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

DOWNTOWN DEVELOPMENT DISTRICT

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
DOWNTOWN DEVELOPMENT	49,666.25	49,666.25	52,161.25	(2,495.00)	(4.8)
	49,666.25	49,666.25	52,161.25	(2,495.00)	(4.8)
EXPENDITURES					
DOWNTOWN DEVELOPMENT	34,615.75	34,615.75	50,612.00	(15,996.25)	(31.6)
	34,615.75	34,615.75	50,612.00	(15,996.25)	(31.6)
	15,050.50	15,050.50	1,549.25	13,501.25	871.5

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

CAPITAL IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
CAPITAL REVENUE	649.87	649.87	32,400.00	(31,750.13)	(98.0)
	649.87	649.87	32,400.00	(31,750.13)	(98.0)
EXPENDITURES					
CAPITAL IMPROVEMENTS	679,727.62	679,727.62	1,000,000.00	(320,272.38)	(32.0)
	679,727.62	679,727.62	1,000,000.00	(320,272.38)	(32.0)
	(679,077.75)	(679,077.75)	(967,600.00)	288,522.25	29.8

TOURISM & INDUSTRY

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
TOURISM & INDUSTRY	453,448.32	453,448.32	498,002.68	(44,554.36)	(9.0)
	453,448.32	453,448.32	498,002.68	(44,554.36)	(9.0)
EXPENDITURES					
TOURISM & INDUSTRY	691,060.41	691,060.41	610,930.49	80,129.92	13.1
	691,060.41	691,060.41	610,930.49	80,129.92	13.1
	(237,612.09)	(237,612.09)	(112,927.81)	(124,684.28)	(110.4)

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

URBAN RENEWAL AUTHORITY FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
URBAN RENEWAL	142,130.42	142,130.42	100,180.00	41,950.42	41.9
	142,130.42	142,130.42	100,180.00	41,950.42	41.9
EXPENDITURES					
URBAN RENEWAL	15,904.99	15,904.99	35,000.00	(19,095.01)	(54.6)
	15,904.99	15,904.99	35,000.00	(19,095.01)	(54.6)
	126,225.43	126,225.43	65,180.00	61,045.43	93.7

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

PARKS & RECREATION

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
PARKS AND REC REVENUE	3,051,332.75	3,051,332.75	3,645,498.90	(594,166.15)	(16.3)
	3,051,332.75	3,051,332.75	3,645,498.90	(594,166.15)	(16.3)
EXPENDITURES					
RECREATION	537,607.57	537,607.57	665,179.92	(127,572.35)	(19.2)
POOL	521,940.87	521,940.87	605,796.85	(83,855.98)	(13.8)
PARK MAINTENANCE	1,255,373.05	1,255,373.05	1,622,573.48	(367,200.43)	(22.6)
PARKS CAPITAL	214,333.56	214,333.56	490,116.08	(275,782.52)	(56.3)
NON-DEPARTMENTAL	70,963.88	70,963.88	90,063.00	(19,099.12)	(21.2)
	2,600,218.93	2,600,218.93	3,473,729.33	(873,510.40)	(25.2)
	451,113.82	451,113.82	171,769.57	279,344.25	162.6

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

WATER FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
WATER REVENUE	3,396,540.38	3,396,540.38	3,762,616.00	(366,075.62)	(9.7)
WATER RIGHTS REVENUE	25,545.84	25,545.84	47,000.00	(21,454.16)	(45.7)
CAPITAL REVENUE	165,137.21	165,137.21	150,000.00	15,137.21	10.1
WTP SALES & USE TAX REVEN	2,339,608.79	2,339,608.79	2,766,495.34	(426,886.55)	(15.4)
	5,926,832.22	5,926,832.22	6,726,111.34	(799,279.12)	(11.9)
EXPENDITURES					
WATER O&H	1,966,740.92	1,966,740.92	2,327,212.56	(360,471.64)	(15.5)
WATER RIGHTS	25,055.54	25,055.54	107,500.00	(82,444.46)	(76.7)
WATER SYSTEM IMPROVEMEN	921,970.50	921,970.50	2,150,000.00	(1,228,029.50)	(57.1)
WATER TREATMENT PLANT DE	1,302,725.21	1,302,725.21	1,443,486.41	(140,761.20)	(9.8)
WATER TANK DEBT	50,127.23	50,127.23	340,591.95	(290,464.72)	(85.3)
	4,266,619.40	4,266,619.40	6,368,790.92	(2,102,171.52)	(33.0)
	1,660,212.82	1,660,212.82	357,320.42	1,302,892.40	364.6

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

WASTEWATER FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
WASTE WATER REVENUE	3,836,148.31	3,836,148.31	3,935,251.00	(99,102.69)	(2.5)
WASTEWATER SYS IMPROVE	215,407.44	215,407.44	140,250.00	75,157.44	53.6
	4,051,555.75	4,051,555.75	4,075,501.00	(23,945.25)	(.6)
EXPENDITURES					
SEWER O&H	2,528,931.57	2,528,931.57	2,797,803.92	(268,872.35)	(9.6)
SEWER SYSTEM IMPROVEMEN	197,597.91	197,597.91	.00	197,597.91	.0
	2,726,529.48	2,726,529.48	2,797,803.92	(71,274.44)	(2.6)
	1,325,026.27	1,325,026.27	1,277,697.08	47,329.19	3.7

SANITATION FUND

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
USER FEES	743,826.92	743,826.92	797,550.00	(53,723.08)	(6.7)
	743,826.92	743,826.92	797,550.00	(53,723.08)	(6.7)
EXPENDITURES					
SANITATION OPERATIONS	611,685.88	611,685.88	789,822.21	(178,136.33)	(22.6)
SANITATION TRANSFERS	1,500.00	1,500.00	2,000.00	(500.00)	(25.0)
	613,185.88	613,185.88	791,822.21	(178,636.33)	(22.6)
	130,641.04	130,641.04	5,727.79	124,913.25	2180.8

CEMETERY PERPETUAL CARE

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
PERPETUAL CARE	12,259.86	12,259.86	11,500.00	759.86	6.6
	12,259.86	12,259.86	11,500.00	759.86	6.6
EXPENDITURES					
DEPARTMENT 4422	.00	.00	5,000.00	(5,000.00)	(100.0)
	.00	.00	5,000.00	(5,000.00)	(100.0)
	12,259.86	12,259.86	6,500.00	5,759.86	88.6

FLEET MAINTENANCE

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
INTERDEPT REVENUE	511,839.10	511,839.10	839,466.50	(327,627.40)	(39.0)
	511,839.10	511,839.10	839,466.50	(327,627.40)	(39.0)
EXPENDITURES					
FLEET MAINTENANCE	404,226.76	404,226.76	410,398.49	(6,171.73)	(1.5)
CAPITAL	255,097.73	255,097.73	260,000.00	(4,902.27)	(1.9)
	659,324.49	659,324.49	670,398.49	(11,074.00)	(1.7)
	(147,485.39)	(147,485.39)	169,068.01	(316,553.40)	(187.2)

CITY OF RIFLE
FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
FOR THE 11 MONTHS ENDING NOVEMBER 30, 2022

INFORMATION TECH MAINTENANCE

	PERIOD ACTUAL	YTD ACTUAL	YTD BUDGET	YTD BUDGET DIFF	% UNEX
REVENUE					
INTERDEPT REVENUES	599,977.57	599,977.57	800,450.00	(200,472.43)	(25.0)
I.T. LOAN REVENUES	130,500.00	130,500.00	174,000.00	(43,500.00)	(25.0)
	730,477.57	730,477.57	974,450.00	(243,972.43)	(25.0)
EXPENDITURES					
I.T. MAINTENANCE	736,699.74	736,699.74	892,413.44	(155,713.70)	(17.5)
I.T. CAPITAL	77,209.58	77,209.58	174,000.00	(96,790.42)	(55.6)
	813,909.32	813,909.32	1,066,413.44	(252,504.12)	(23.7)
	(83,431.75)	(83,431.75)	(91,963.44)	8,531.69	9.3

Sales Tax
Prior Year Comparison

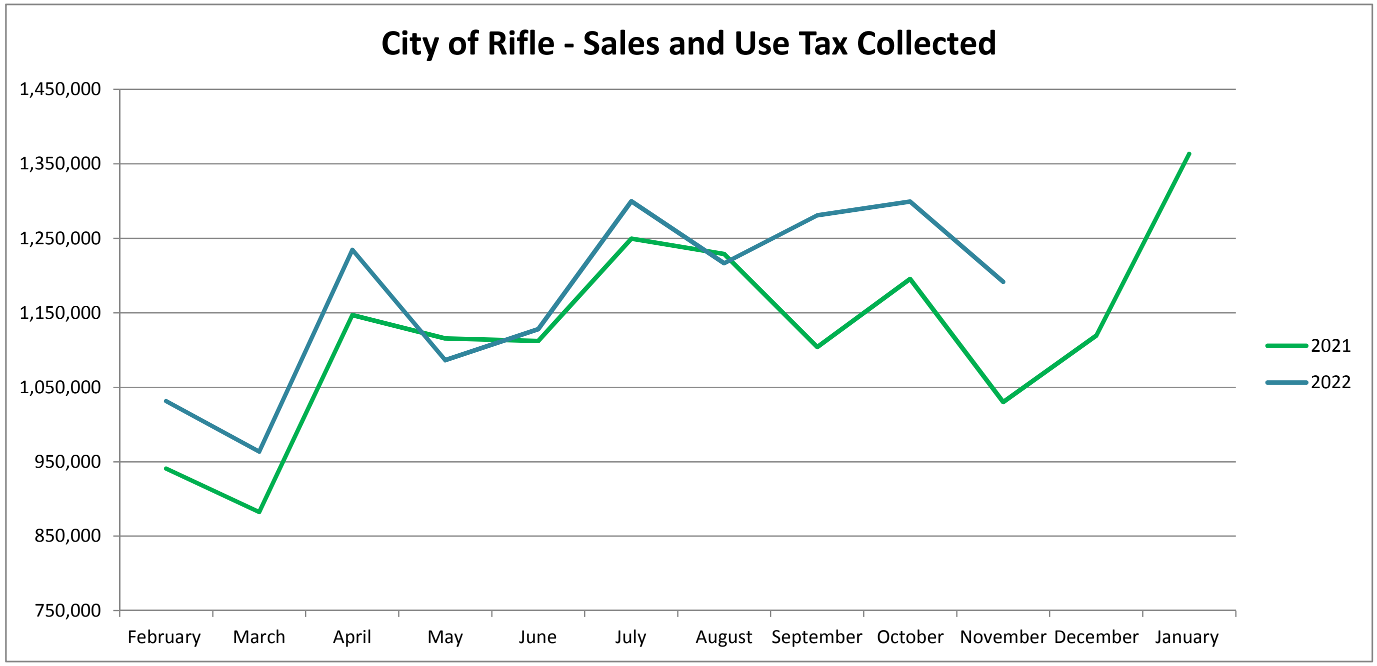
	February (for January Sales)				March (for February Sales)				April (for March Sales)				May (for April Sales)			
City Business	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**
BARS & RESTAURANTS	$92,808.72	$81,078.84	11,729.88	14.47%	$84,730.46	$76,743.09	7,987.37	10.41%	$108,542.22	$98,861.71	9,680.51	9.79%	$101,860.30	$103,605.64	(1,745.34)	-1.68%
LEASING/MISC	$36,591.86	$24,033.44	12,558.42	52.25%	$25,572.84	$47,257.79	(21,684.95)	-45.89%	$39,673.76	$38,508.31	1,165.45	3.03%	$25,819.12	$29,307.38	(3,488.26)	-11.90%
OIL & GAS	$15,433.87	$8,501.40	6,932.47	81.55%	$11,717.95	$16,491.83	(4,773.88)	-28.95%	$18,656.13	$18,750.25	(94.12)	-0.50%	$12,319.53	$15,048.20	(2,728.67)	-18.13%
LODGING	$26,711.41	$17,987.78	8,723.63	48.50%	$28,494.26	$18,090.74	10,403.52	57.51%	$38,900.40	$29,210.29	9,690.11	33.17%	$29,468.34	$27,976.28	1,492.06	5.33%
LIQUOR STORES	$20,729.02	$21,971.36	(1,242.34)	-5.65%	$21,094.59	$21,755.52	(660.93)	-3.04%	$23,190.00	$24,484.94	(1,294.94)	-5.29%	$24,746.68	$25,002.73	(256.05)	-1.02%
HVAC	$1,091.82	$418.58	673.24	160.84%	$477.13	$489.85	(12.72)	-2.60%	$706.40	$678.67	27.73	4.09%	$637.67	$591.20	46.47	7.86%
HARDWARE	$20,701.97	$13,875.63	6,826.34	49.20%	$27,930.90	$14,425.07	13,505.83	93.63%	$28,488.83	$23,327.24	5,161.59	22.13%	$22,547.25	$19,287.14	3,260.11	16.90%
GENERAL RETAIL	$420,311.09	$383,535.72	36,775.37	9.59%	$365,993.22	$333,968.63	32,024.59	9.59%	$488,186.75	$453,685.42	34,501.33	7.60%	$452,190.48	$421,532.37	30,658.11	7.27%
FOOD	$143,055.81	$125,983.07	17,072.74	13.55%	$150,074.86	$129,126.75	20,948.11	16.22%	$156,296.74	$132,370.63	23,926.11	18.08%	$161,114.28	$138,297.73	22,816.55	16.50%
EXCISE	$6,891.49	$34,778.42	(27,886.93)	-80.18%	$19,294.21	$28,510.81	(9,216.60)	-32.33%	$43,704.36	$56,899.15	(13,194.79)	-23.19%	$17,873.86	$29,912.06	(12,038.20)	-40.25%
CONTRACTOR	$587.00	$2,312.79	(1,725.79)	-74.62%	$1,375.00	$1,706.00	(331.00)	-19.40%	$3,183.44	$1,826.66	1,356.78	74.28%	$1,650.00	$1,955.24	(305.24)	-15.61%
CAR PARTS & SALES	$43,908.45	$35,252.42	8,656.03	24.55%	$46,871.83	$43,920.31	2,951.52	6.72%	$63,543.57	$46,447.82	17,095.75	36.81%	$51,260.93	$35,952.61	15,308.32	42.58%
UTILITIES	$76,449.08	$54,738.22	21,710.86	39.66%	$53,797.80	$51,565.20	2,232.60	4.33%	$76,060.44	$63,085.08	12,975.36	20.57%	$51,343.56	$46,676.32	4,667.24	10.00%
MARIJUANA RETAIL	$12,948.24	$14,273.53	(1,325.29)	-9.28%	$12,252.81	$13,067.73	(814.92)	-6.24%	$14,034.48	$16,450.64	(2,416.16)	-14.69%	$13,742.07	$16,594.22	(2,852.15)	-17.19%
Total MuniRev	$918,219.83	$818,741.20	99,478.63	12.15%	$849,677.86	$797,119.32	52,558.54	6.59%	$1,103,167.52	$1,004,586.81	98,580.71	9.81%	$966,574.07	$911,739.12	54,834.95	6.01%
BUILDING USE TAX (Month Collected)	$8,484.15	$17,146.61	(8,662.46)	-50.52%	$40,107.54	$27,429.00	12,678.54	46.22%	$10,421.81	$56,351.29	(45,929.48)	-81.51%	$7,983.00	$71,696.03	(63,713.03)	-88.87%
MOTOR VEHICLE USE TAX (Month Collected)	$104,916.47	$104,800.00	116.47	0.11%	$73,997.25	$57,729.87	16,267.38	28.18%	$121,093.04	$86,248.00	34,845.04	40.40%	$112,071.86	$132,372.78	(20,300.92)	-15.34%
Grand Total	$1,031,620.45	$940,687.81	90,932.64	9.67%	$963,782.65	$882,278.19	81,504.46	9.24%	$1,234,682.37	$1,147,186.10	87,496.27	7.63%	$1,086,628.93	$1,115,807.93	(29,179.00)	-2.62%

Sales Tax Prior Year Comparison	**June (for May Sales)**				**July (for June Sales)**				**August (for July Sales)**				**September (for August Sales)**			
City Business	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**
BARS & RESTAURANTS	$112,933.11	$104,661.08	8,272.03	7.90%	$107,863.54	$129,566.39	(21,702.85)	-16.75%	$119,307.04	$110,326.49	8,980.55	8.14%	$121,225.59	$103,841.12	17,384.47	16.74%
LEASING/MISC	$21,166.41	$24,036.53	(2,870.12)	-11.94%	$29,978.46	$31,106.89	(1,128.43)	-3.63%	$23,343.12	$26,400.72	(3,057.60)	-11.58%	$28,800.85	$36,248.45	(7,447.60)	-20.55%
OIL & GAS	$25,752.53	$17,483.92	8,268.61	47.29%	$22,624.84	$23,869.02	(1,244.18)	-5.21%	$19,620.43	$13,405.91	6,214.52	46.36%	$30,534.58	$11,965.69	18,568.89	155.18%
LODGING	$48,162.63	$45,783.90	2,378.73	5.20%	$63,721.01	$67,785.72	(4,064.71)	-6.00%	$74,382.82	$85,094.21	(10,711.39)	-12.59%	$64,192.59	$52,362.70	11,829.89	22.59%
LIQUOR STORES	$26,479.81	$28,018.90	(1,539.09)	-5.49%	$27,417.01	$27,401.34	15.67	0.06%	$29,282.05	$29,640.50	(358.45)	-1.21%	$27,100.77	$25,366.15	1,734.62	6.84%
HVAC	$561.69	$1,080.38	(518.69)	-48.01%	$558.24	$944.71	(386.47)	-40.91%	$443.05	$1,599.06	(1,156.01)	-72.29%	$1,484.05	$1,831.33	(347.28)	-18.96%
HARDWARE	$21,321.15	$22,315.75	(994.60)	-4.46%	$34,190.84	$33,733.23	457.61	1.36%	$19,684.42	$19,513.13	171.29	0.88%	$24,436.98	$20,922.01	3,514.97	16.80%
GENERAL RETAIL	$471,121.13	$443,901.42	27,219.71	6.13%	$553,635.83	$495,249.42	58,386.41	11.79%	$489,107.67	$428,931.80	60,175.87	14.03%	$507,823.07	$419,808.28	88,014.79	20.97%
FOOD	$168,978.13	$147,605.61	21,372.52	14.48%	$175,149.93	$156,857.12	18,292.81	11.66%	$171,856.18	$158,659.81	13,196.37	8.32%	$179,906.00	$153,386.12	26,519.88	17.29%
EXCISE	$9,722.67	$33,557.54	(23,834.87)	-71.03%	$9,566.99	$32,426.91	(22,859.92)	-70.50%	$7,753.92	$37,385.64	(29,631.72)	-79.26%	$14,697.41	$25,218.19	(10,520.78)	-41.72%
CONTRACTOR	$792.11	$694.38	97.73	14.07%	$4,271.23	$775.00	3,496.23	451.13%	$2,063.14	$1,430.43	632.71	44.23%	$1,423.05	$567.87	855.18	150.59%
CAR PARTS & SALES	$52,445.48	$39,696.73	12,748.75	32.12%	$63,310.99	$48,356.35	14,954.64	30.93%	$48,669.63	$36,055.18	12,614.45	34.99%	$51,280.93	$50,726.58	554.35	1.09%
UTILITIES	$42,625.50	$39,324.23	3,301.27	8.40%	$51,201.33	$47,103.82	4,097.51	8.70%	$51,658.39	$67,574.25	(15,915.86)	-23.55%	$54,048.64	$50,558.50	3,490.14	6.90%
MARIJUANA RETAIL	$13,987.02	$17,070.25	(3,083.23)	-18.06%	$14,239.50	$15,630.70	(1,391.20)	-8.90%	$14,717.97	$16,578.90	(1,860.93)	-11.22%	$14,201.10	$15,453.04	(1,251.94)	108.82%
Total MuniRev	$1,016,049.37	$965,230.62	50,818.75	5.26%	$1,157,729.74	$1,110,806.62	46,923.12	4.22%	$1,071,889.83	$1,032,596.03	39,293.80	3.81%	$1,121,155.61	$968,256.03	152,899.58	15.79%
BUILDING USE TAX (Month Collected)	$12,846.46	$51,439.68	(38,593.22)	-75.03%	$56,771.00	$28,090.76	28,680.24	102.10%	$7,666.47	$42,804.03	(35,137.56)	-82.09%	$25,801.70	$48,312.20	(22,510.50)	-46.59%
MOTOR VEHICLE USE TAX (Month Collected)	$99,208.16	$95,684.11	3,524.05	3.68%	$85,288.00	$110,852.69	(25,564.69)	-23.06%	$137,136.49	$153,808.80	(16,672.31)	-10.84%	$134,240.44	$87,603.01	46,637.43	53.24%
Grand Total	$1,128,103.99	$1,112,354.41	15,749.58	1.42%	$1,299,788.74	$1,249,750.07	50,038.67	4.00%	$1,216,692.79	$1,229,208.86	(12,516.07)	-1.02%	$1,281,197.75	$1,104,171.24	177,026.51	16.03%

Sales Tax
Prior Year Comparison

	October (for September Sales)				*Projected November (for October Sales)*				Year-to-Date			
City Business	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**Total Amount 2022**	**Total Amount 2021**	**$ Diff**	**% Diff**	**YTD 2022**	**YTD 2021**	**$ Diff**	**% Diff**
BARS & RESTAURANTS	$114,668.02	$105,789.23	8,878.79	8.39%	$119,461.64	$98,554.44	20,907.20	21.21%	$1,083,400.64	$1,013,028.03	$70,372.61	6.95%
LEASING/MISC	$42,714.48	$53,634.41	(10,919.93)	-20.36%	$25,420.60	$25,238.36	182.24	0.72%	$299,081.50	$335,772.28	($36,690.78)	-10.93%
OIL & GAS	$28,919.26	$15,564.94	13,354.32	85.80%	$24,565.80	$9,816.15	14,749.65	150.26%	$210,144.92	$150,897.31	$59,247.61	39.26%
LODGING	$66,595.99	$60,227.61	6,368.38	10.57%	$59,235.61	$41,168.24	18,067.37	43.89%	$499,865.06	$445,687.47	$54,177.59	12.16%
LIQUOR STORES	$27,734.73	$27,375.20	359.53	1.31%	$26,156.13	$27,109.33	(953.20)	-3.52%	$253,930.79	$258,125.97	($4,195.18)	-1.63%
HVAC	$3,652.15	$945.92	2,706.23	286.10%	$2,467.41	$701.43	1,765.98	251.77%	$12,079.61	$9,281.13	$2,798.48	30.15%
HARDWARE	$35,338.15	$28,584.29	6,753.86	23.63%	$20,409.52	$20,120.18	289.34	1.44%	$255,050.01	$216,103.67	$38,946.34	18.02%
GENERAL RETAIL	$540,115.97	$482,808.06	57,307.91	11.87%	$491,312.86	$436,986.22	54,326.64	12.43%	$4,779,798.07	$4,300,407.34	$479,390.73	11.15%
FOOD	$183,188.75	$152,242.26	30,946.49	20.33%	$171,729.46	$147,800.44	23,929.02	16.19%	$1,661,350.14	$1,442,329.54	$219,020.60	15.19%
EXCISE	$5,627.17	$30,830.00	(25,202.83)	-81.75%	$7,845.84	$15,141.09	(7,295.25)	-48.18%	$142,977.92	$324,659.81	($181,681.89)	-55.96%
CONTRACTOR	$1,741.23	$1,656.28	84.95	5.13%	$6,883.54	$2,191.83	4,691.71	214.05%	$23,969.74	$15,116.48	$8,853.26	58.57%
CAR PARTS & SALES	$55,453.05	$38,207.92	17,245.13	45.13%	$55,051.27	$40,264.13	14,787.14	36.73%	$531,796.13	$414,880.05	$116,916.08	28.18%
UTILITIES	$56,833.40	$59,104.70	(2,271.30)	-3.84%	$51,150.35	$46,150.72	4,999.63	10.83%	$565,168.49	$525,881.04	$39,287.45	7.47%
MARIJUANA RETAIL	$14,417.23	$15,679.52	(1,262.29)	-8.05%	$14,000.00	$14,966.99	(966.99)		$138,540.42	$155,765.52	($17,225.10)	-11.06%
Total MuniRev	$1,176,999.58	$1,072,650.34	104,349.24	9.73%	$1,075,690.03	$926,209.55	149,480.48	16.14%	$10,457,153.44	$9,607,935.64	$849,217.80	8.84%
BUILDING USE TAX (Month Collected)	$13,914.26	$8,124.44	5,789.82	71.26%	$16,043.92	$3,103.97	$12,939.95	416.88%	$200,040.31	$354,498.01	($154,457.70)	-43.57%
MOTOR VEHICLE USE TAX (Month Collected)	$108,738.74	$114,697.96	(5,959.22)	-5.20%	$100,000.00	$100,883.44	(883.44)	-0.88%	$1,076,690.45	$1,044,680.66	$32,009.79	3.06%
Grand Total	$1,299,652.58	$1,195,472.74	104,179.84	8.71%	$1,191,733.95	$1,030,196.96	161,536.99	15.68%	$11,733,884.20	$11,007,114.31	$726,769.89	6.60%

Month	2022	2021	% Change
February	$1,031,620.45	$940,687.81	9.67%
March	$963,782.65	882,278.19	9.24%
April	$1,234,682.37	1,147,186.10	7.63%
May	$1,086,628.93	1,115,807.93	-2.62%
June	$1,128,103.99	1,112,354.41	1.42%
July	$1,299,788.74	1,249,750.07	4.00%
August	$1,216,692.79	1,229,208.86	-1.02%
September	$1,281,197.75	1,104,171.24	16.03%
October	$1,299,652.58	1,195,472.74	8.71%
November	$1,191,733.95	1,030,196.96	15.68%
December		1,119,476.43	
January		1,363,513.90	
TOTAL	11,733,884.20	13,490,104.64	



City of Rifle Financial Update

for time period of 01/01/2022 – 11/30/2022

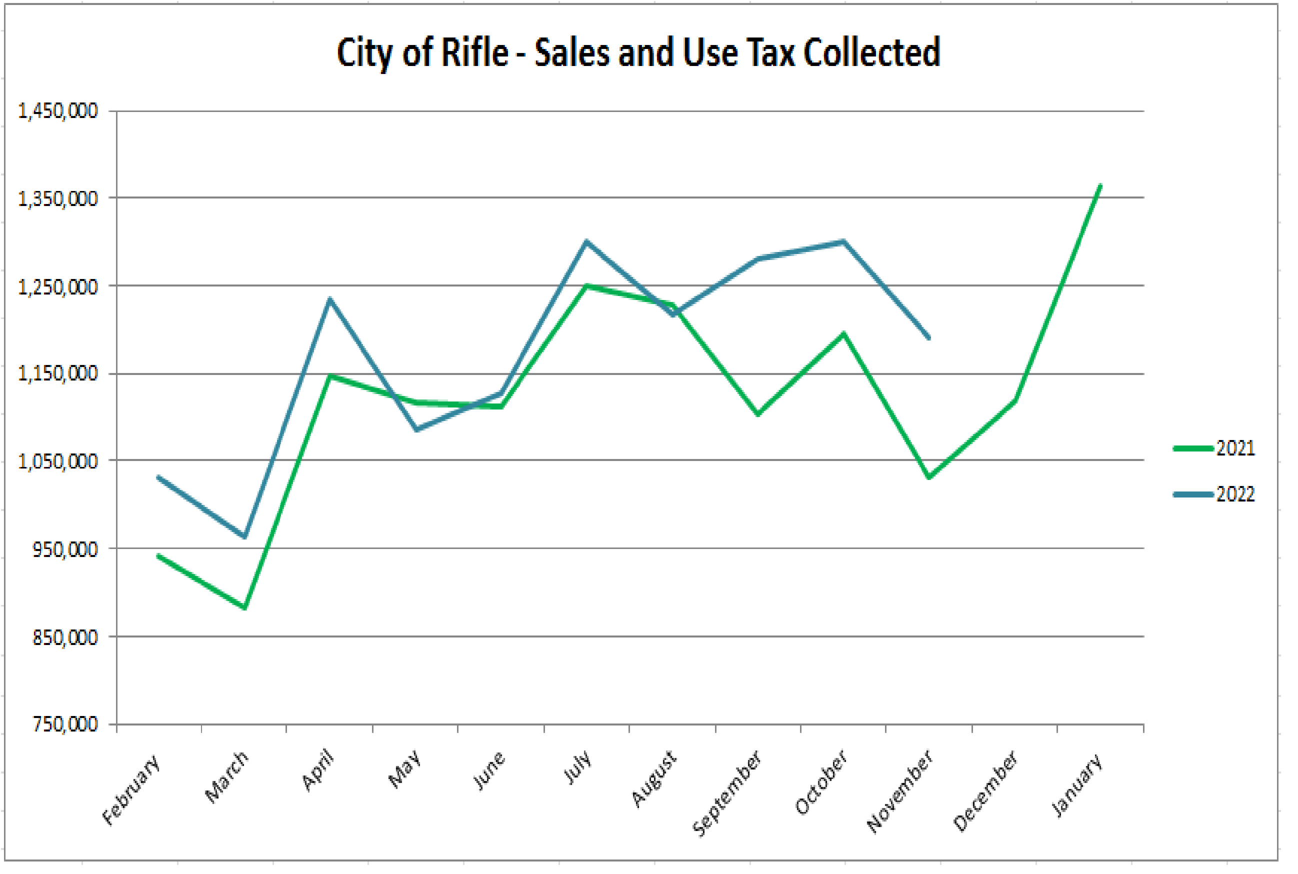
12/2/2022

Sales Tax Collections

Sales Tax Prior Year Comparison	**Year-to-Date**			
City Business	**YTD 2022**	**YTD 2021**	**$ Diff**	**% Diff**
BARS & RESTAURANTS	$1,083,400.64	$1,013,028.03	$70,372.61	6.95%
LEASING/MISC	$299,081.50	$335,772.28	($36,690.78)	-10.93%
OIL & GAS	$210,144.92	$150,897.31	$59,247.61	39.26%
LODGING	$499,865.06	$445,687.47	$54,177.59	12.16%
LIQUOR STORES	$253,930.79	$258,125.97	($4,195.18)	-1.63%
HVAC	$12,079.61	$9,281.13	$2,798.48	30.15%
HARDWARE	$255,050.01	$216,103.67	$38,946.34	18.02%
GENERAL RETAIL	$4,779,798.07	$4,300,407.34	$479,390.73	11.15%
FOOD	$1,661,350.14	$1,442,329.54	$219,020.60	15.19%
EXCISE	$142,977.92	$324,659.81	($181,681.89)	-55.96%
CONTRACTOR	$23,969.74	$15,116.48	$8,853.26	58.57%
CAR PARTS & SALES	$531,796.13	$414,880.05	$116,916.08	28.18%
UTILITIES	$565,168.49	$525,881.04	$39,287.45	7.47%
MARIJUANA RETAIL	$138,540.42	$155,765.52	($17,225.10)	-11.06%
Total MuniRev	$10,457,153.44	$9,607,935.64	$849,217.80	8.84%
BUILDING USE TAX (Month Collected)	$200,040.31	$354,498.01	($154,457.70)	-43.57%
MOTOR VEHICLE USE TAX (Month Collected)	$1,076,690.45	$1,044,680.66	$32,009.79	3.06%
Grand Total	$11,733,884.20	$11,007,114.31	$726,769.89	6.60%

Sales Tax Collections (Cont'd)

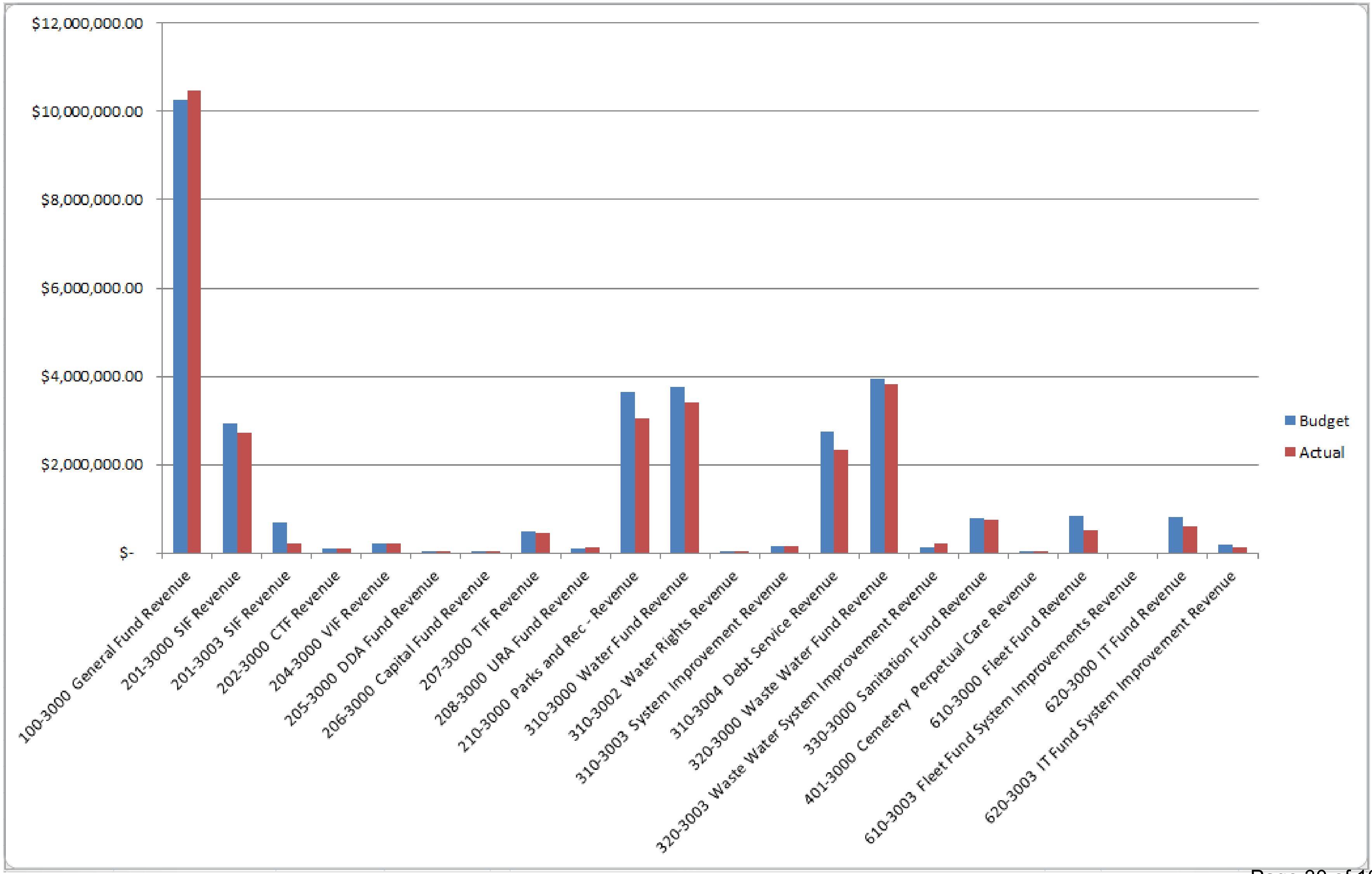
Month	2022	2021	% Change
February	$1,031,620.45	$940,687.81	9.67%
March	$963,782.65	882,278.19	9.24%
April	$1,234,682.37	1,147,186.10	7.63%
May	$1,086,628.93	1,115,807.93	-2.62%
June	$1,128,103.99	1,112,354.41	1.42%
July	$1,299,788.74	1,249,750.07	4.00%
August	$1,216,692.79	1,229,208.86	-1.02%
September	$1,281,197.75	1,104,171.24	16.03%
October	$1,299,652.58	1,195,472.74	8.71%
November	$1,191,733.95	1,030,196.96	15.68%
December		1,119,476.43	
January		1,363,513.90	
TOTAL	11,733,884.20	13,490,104.64	



Revenue – Budget to Actual by Fund

	City of Rifle							Budget Date	11/30/2022
	Budget to Actual: Cost Center Overview							Actual Date	11/30/2022
GL Budget	***GL Budget Title***		***Budget***		***Actual***		***Amount Remaining***	***% Earned***	***Fund***
100-3000	General Fund Revenue	$	(10,277,628.93)	$	(10,461,727.12)	$	184,098.19	101.79%	100
201-3000	SIF Revenue	$	(2,933,995.92)	$	(2,708,240.16)	$	(225,755.76)	92.31%	201
201-3003	SIF Revenue	$	(698,000.00)	$	(226,429.97)	$	(471,570.03)	32.44%	201
202-3000	CTF Revenue	$	(92,700.00)	$	(97,689.59)	$	4,989.59	105.38%	202
204-3000	VIF Revenue	$	(209,983.04)	$	(218,084.30)	$	8,101.26	103.86%	204
205-3000	DDA Fund Revenue	$	(52,161.25)	$	(49,666.25)	$	(2,495.00)	95.22%	205
206-3000	Capital Fund Revenue	$	(32,400.00)	$	(649.87)	$	(31,750.13)	2.01%	206
207-3000	TIF Revenue	$	(498,002.68)	$	(453,448.32)	$	(44,554.36)	91.05%	207
208-3000	URA Fund Revenue	$	(100,180.00)	$	(142,130.42)	$	41,950.42	141.88%	208
210-3000	Parks and Rec - Revenue	$	(3,645,498.90)	$	(3,051,332.75)	$	(594,166.15)	83.70%	210
310-3000	Water Fund Revenue	$	(3,762,616.00)	$	(3,396,540.38)	$	(366,075.62)	90.27%	310
310-3002	Water Rights Revenue	$	(47,000.00)	$	(25,545.84)	$	(21,454.16)	54.35%	310
310-3003	System Improvement Revenue	$	(150,000.00)	$	(165,137.21)	$	15,137.21	110.09%	310
310-3004	Debt Service Revenue	$	(2,766,495.34)	$	(2,339,608.79)	$	(426,886.55)	84.57%	310
320-3000	Waste Water Fund Revenue	$	(3,935,251.00)	$	(3,836,148.31)	$	(99,102.69)	97.48%	320
320-3003	Waste Water System Improvement Revenue	$	(140,250.00)	$	(215,407.44)	$	75,157.44	153.59%	320
330-3000	Sanitation Fund Revenue	$	(797,550.00)	$	(743,826.92)	$	(53,723.08)	93.26%	330
401-3000	Cemetery Perpetual Care Revenue	$	(11,500.00)	$	(12,259.86)	$	759.86	106.61%	401
610-3000	Fleet Fund Revenue	$	(839,466.50)	$	(511,839.10)	$	(327,627.40)	60.97%	610
610-3003	Fleet Fund System Improvements Revenue	$	-	$	-	$	-	N/B	610
620-3000	IT Fund Revenue	$	(800,450.00)	$	(599,977.57)	$	(200,472.43)	74.96%	620
620-3003	IT Fund System Improvement Revenue	$	(174,000.00)	$	(130,500.00)	$	(43,500.00)	75%	620
	Total All Revenue Center GL Budgets	**$**	**(31,965,129.56)**	**$**	**(29,386,190.17)**	**$**	**(2,578,939.39)**	**91.93%**	

YTD Revenue (Per 11)



Expenditures -Budget to Actual by Fund

	City of Rifle				Budget Date	11/30/2022
	Budget to Actual: Cost Center Overview				Actual Date	11/30/2022
Fund	*Fund Title*	*Budgeted Expenditures*	*Actual Expenditures*	*Encumbrances*	*Amount Remaining*	*% Spent*
100	General Fund	$ 10,620,324.59	$ 8,792,606.57	$ 380,257.52	$ 1,447,460.50	86.37%
201	Street Improvement Fund	$ 4,220,271.64	$ 2,900,253.33	$ 1,322,872.26	$ (2,853.95)	100.07%
202	Conservation Trust Fund	$ 160,000.00	$ 69,253.38	$ -	$ 90,746.62	43.28%
204	Visitor Improvement Fund	$ 240,877.00	$ 189,985.04	$ 253,889.37	$ (202,997.41)	184.27%
205	Dowtown Development Fund	$ 50,612.00	$ 34,615.75	$ -	$ 15,996.25	68.39%
206	Capital Improvement Fund	$ 1,000,000.00	$ 679,727.62	$ 1,328,837.27	$ (1,008,564.89)	200.86%
207	Tourism & Industry Fund	$ 610,930.49	$ 691,060.41	$ 16,533.65	$ (96,663.57)	115.82%
208	Urban Renewal Authority Fund	$ 35,000.00	$ 15,904.99	$ 9,265.72	$ 9,829.29	71.92%
210	Parks & Recreation Fund	$ 3,473,729.33	$ 2,600,218.93	$ 530,455.54	$ 343,054.86	90.12%
310	Water Fund	$ 6,368,790.92	$ 4,266,619.40	$ 2,448,471.67	$ (346,300.15)	105.44%
320	Waste Water Fund	$ 2,797,803.92	$ 2,726,529.48	$ 130,347.26	$ (59,072.82)	102.11%
330	Sanitation Fund	$ 791,822.21	$ 613,185.88	$ -	$ 178,636.33	77.44%
401	Cemetery Perpetual Care Fund	$ 5,000.00	$ -	$ -	$ 5,000.00	0.00%
610	Fleet Maintenance Fund	$ 670,398.49	$ 659,324.49	$ 83,385.00	$ (72,311.00)	110.79%
620	Information Tech Maintenance Fund	$ 1,066,413.44	$ 813,909.32	$ 362.11	$ 252,142.01	76.36%
	TOTAL ALL FUNDS	**$ 32,111,974.03**	**$ 25,053,194.59**	**$ 6,504,677.37**	**$ 554,102.07**	**98.27%**

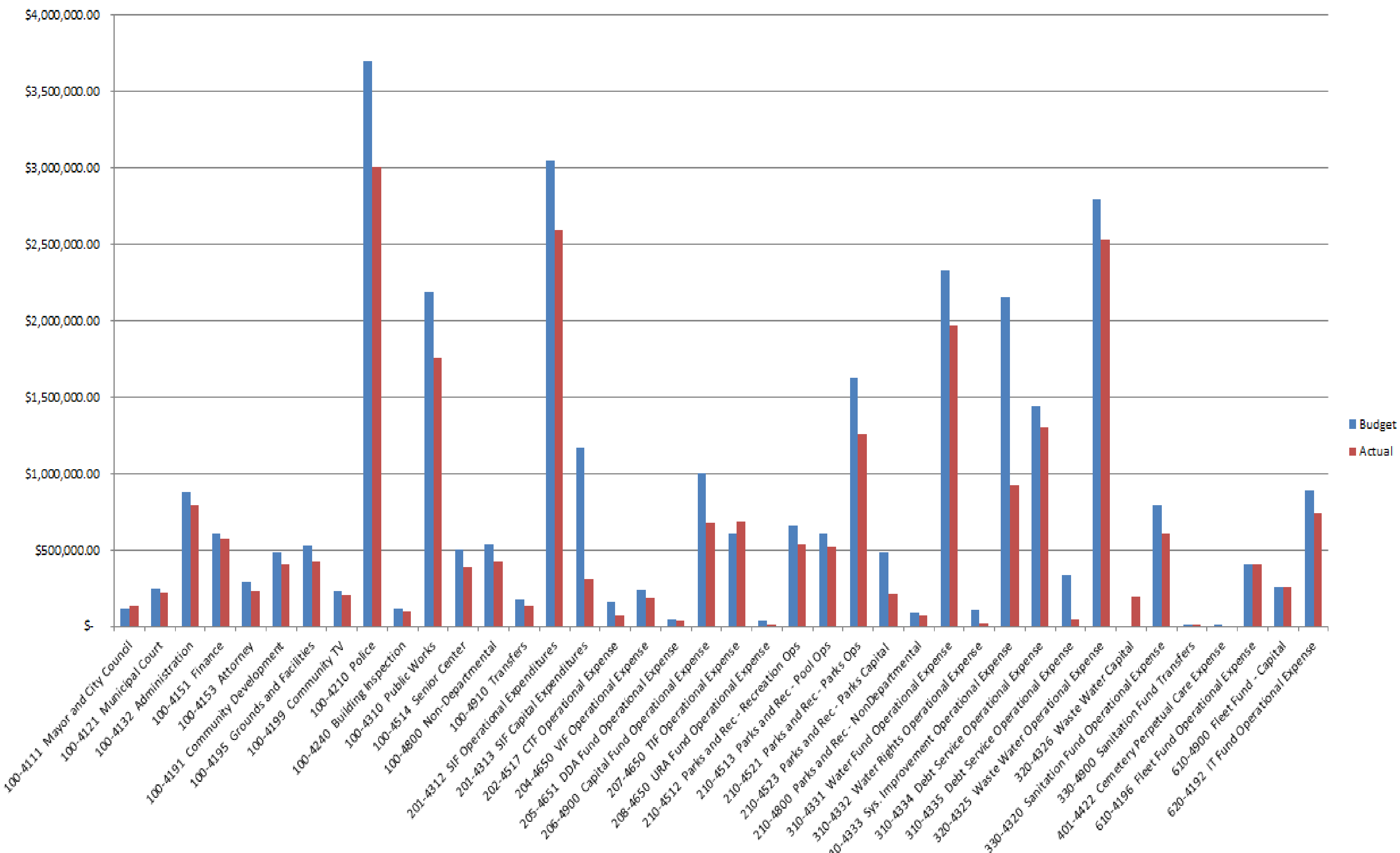
City of Rifle

Budget to Actual: Cost Center Overview

Budget Date	11/30/2022
Actual Date	11/30/2022

GL Budget	*GL Budget Title*	*Budgeted Expenditures*	*Actual Expenditures*	*Encumbrances*	*Amount Remaining*	*% Spent*
100-4111	Mayor and City Council	$ 119,905.33	$ 134,243.43	$ 4,200.00	$ (18,538.10)	115.46%
100-4121	Municipal Court	$ 253,118.69	$ 221,244.30	$ -	$ 31,874.39	87.41%
100-4132	Administration	$ 881,717.25	$ 792,880.92	$ 16,500.00	$ 72,336.33	91.80%
100-4151	Finance	$ 611,230.82	$ 569,409.71	$ 1,850.00	$ 39,971.11	93.46%
100-4153	Attorney	$ 293,000.00	$ 233,112.35	$ -	$ 59,887.65	79.56%
100-4191	Community Development	$ 481,879.52	$ 404,450.35	$ 895.63	$ 76,533.54	84.12%
100-4195	Grounds and Facilities	$ 532,373.54	$ 423,243.01	$ 51,015.07	$ 58,115.46	89.08%
100-4199	Community TV	$ 230,817.52	$ 208,716.79	$ -	$ 22,100.73	90.43%
100-4210	Police	$ 3,693,867.13	$ 3,005,302.79	$ 4,846.27	$ 683,718.07	81.49%
100-4240	Building Inspection	$ 117,666.44	$ 96,733.23	$ -	$ 20,933.21	82.21%
100-4310	Public Works	$ 2,184,750.43	$ 1,755,603.25	$ 299,944.32	$ 129,202.86	94.09%
100-4514	Senior Center	$ 505,647.92	$ 388,655.58	$ -	$ 116,992.34	76.86%
100-4800	Non-Departmental	$ 535,350.00	$ 424,760.86	$ 1,006.23	$ 109,582.91	79.53%
100-4910	Transfers	$ 179,000.00	$ 134,250.00	$ -	$ 44,750.00	75.00%
201-4312	SIF Operational Expenditures	$ 3,050,271.64	$ 2,588,166.22	$ 184,338.02	$ 277,767.40	90.89%
201-4313	SIF Capital Expenditures	$ 1,170,000.00	$ 312,087.11	$ 1,138,534.24	$ (280,621.35)	123.98%
202-4517	CTF Operational Expense	$ 160,000.00	$ 69,253.38	$ -	$ 90,746.62	43.28%
204-4650	VIF Operational Expense	$ 240,877.00	$ 189,985.04	$ 253,889.37	$ (202,997.41)	184.27%
205-4651	DDA Fund Operational Expense	$ 50,612.00	$ 34,615.75	$ -	$ 15,996.25	68.39%
206-4900	Capital Fund Operational Expense	$ 1,000,000.00	$ 679,727.62	$ 1,328,837.27	$ (1,008,564.89)	200.86%
207-4650	TIF Operational Expense	$ 610,930.49	$ 691,060.41	$ 16,533.65	$ (96,663.57)	115.82%
208-4650	URA Fund Operational Expense	$ 35,000.00	$ 15,904.99	$ 9,265.72	$ 9,829.29	71.92%
210-4512	Parks and Rec - Recreation Ops	$ 665,179.92	$ 537,607.57	$ -	$ 127,572.35	80.82%
210-4513	Parks and Rec - Pool Ops	$ 605,796.85	$ 521,940.87	$ -	$ 83,855.98	86.16%
210-4521	Parks and Rec - Parks Ops	$ 1,622,573.48	$ 1,255,373.05	$ 104,278.84	$ 262,921.59	83.80%
210-4523	Parks and Rec - Parks Capital	$ 490,116.08	$ 214,333.56	$ 426,176.70	$ (150,394.18)	130.69%
210-4800	Parks and Rec - NonDepartmental	$ 90,063.00	$ 70,963.88	$ -	$ 19,099.12	78.79%
310-4331	Water Fund Operational Expense	$ 2,327,212.56	$ 1,966,740.92	$ 120,867.67	$ 239,603.97	89.70%
310-4332	Water Rights Operational Expense	$ 107,500.00	$ 25,055.54	$ -	$ 82,444.46	23.31%
310-4333	Sys. Improvement Operational Expense	$ 2,150,000.00	$ 921,970.50	$ 2,327,604.00	$ (1,099,574.50)	151.14%
310-4334	Debt Service Operational Expense	$ 1,443,486.41	$ 1,302,725.21	$ -	$ 140,761.20	90.25%
310-4335	Debt Service Operational Expense	$ 340,591.95	$ 50,127.23	$ -	$ 290,464.72	14.72%
320-4325	Waste Water Operational Expense	$ 2,797,803.92	$ 2,528,931.57	$ 130,347.26	$ 138,525.09	95.05%
320-4326	Waste Water Capital	$ -	$ 197,597.91	$ -	$ (197,597.91)	N/B
330-4320	Sanitation Fund Operational Expense	$ 789,822.21	$ 611,685.88	$ -	$ 178,136.33	77.45%
330-4900	Sanitation Fund Transfers	$ 2,000.00	$ 1,500.00	$ -	$ 500.00	75.00%
401-4422	Cemetery Perpetual Care Expense	$ 5,000.00	$ -	$ -	$ 5,000.00	0.00%
610-4196	Fleet Fund Operational Expense	$ 410,398.49	$ 404,226.76	$ -	$ 6,171.73	98.50%
610-4900	Fleet Fund - Capital	$ 260,000.00	$ 255,097.73	$ 83,385.00	$ (78,482.73)	130.19%
620-4192	IT Fund Operational Expense	$ 892,413.44	$ 736,699.74	$ -	$ 155,713.70	82.55%
620-4901	IT Fund Capital	$ 174,000.00	$ 77,209.58	$ 362.11	$ 96,428.31	44.58%
	Total All Cost Center GL Budgets	**$ 32,111,974.03**	**$ 25,053,194.59**	**$ 6,504,677.37**	**$ 554,102.07**	**98.27%**

YTD Expenditures (Per 11)



CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #5.a.

Agenda Item Name:
Consider Liquor License Renewal for Jalisco Grill, LLC dba Jalisco Grill

Presenter:
Misty Williams, City Clerk

Item Description:
Liquor Store License Renewal for Jalisco Grill, LLC dba Jalisco Grill

Recommended Action:
Move to approve the Liquor Store License Renewal application for Jalisco Grill, LLC dba Jalisco Grill

Fiscal Impact:
None

Operational Impact:
None

Prior Board Motions:
None

Background Information:
Jalisco Grill, LLC dba Jalisco Grill located at 129 East 3rd St, Rifle, CO has submitted a Hotel & Restaurant Liquor License Renewal Application.

The application is complete and the appropriate fees have been paid.

Executive Summary:
None

Notification Requirements:
None

Prepared By:
Misty Williams, City Clerk

Attachments:
1. Jaliscos Renewal Application 2022_Redacted

DR 8400 (03/10/22)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division

Submit to Local Licensing Authority

JALISCO GRILL
129 EAST 3RD STREET
Rifle CO 81650

Fees Due	
Renewal Fee	550.00
Storage Permit $100 X ______	$
Sidewalk Service Area $75.00	$
Additional Optional Premise Hotel & Restaurant $100 X ______	$
Related Facility - Campus Liquor Complex $160.00 per facility	$
Amount Due/Paid	$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below **Return to city or county licensing authority by due date**

Licensee Name JALISCO GRILL, LLC		Doing Business As Name (DBA) JALISCO GRILL	
Liquor License # 03-12535	License Type Hotel & Restaurant (city)		
Sales Tax License Number 35517442	Expiration Date 03/11/2023	Due Date 01/25/2023	
Business Address 129 EAST 3RD STREET Rifle CO 81650			Phone Number 9705100470
Mailing Address 129 EAST 3RD STREET Rifle CO 81650		Email	
Operating Manager	Date of Birth	Home Address	Phone Number

1. Do you have legal possession of the premises at the street address above? ☒ Yes ☐ No
   Are the premises owned or rented? ☐ Owned ☒ Rented* *If rented, expiration date of lease 09/01/2026

2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. ☒ Yes ☐ No

3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) ☒ Yes ☐ No

3b. If so, which are you renewing? ☐ Delivery ☐ Takeout ☒ Both Takeout and Delivery

4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? ☐ Yes ☒ No

4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? ☐ Yes ☒ No

5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. ☐ Yes ☒ No

6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. ☐ Yes ☒ No

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. ☐ Yes ☒ No

8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. ☐ Yes ☒ No

Affirmation & Consent

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business	Title
ARMANDO Vidrio	Member
Signature	**Date**
[signature]	11/28/2022

Report & Approval of City or County Licensing Authority

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.

Therefore this application is approved.

Local Licensing Authority For		Date
Signature	**Title**	**Attest**

Tax Check Authorization, Waiver, and Request to Release Information

I, Armando Vidrio am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Jalisco Grill LLC (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and paymentobligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and is duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) Jalisco Grill LLC	Social Security Number/Tax Identification Number	
Address 129 EAST Third ST		
City Rifle	State CO	Zip 81650
Home Phone Number	Business/Work Phone Number 970-510-0370	
Printed name of person signing on behalf of the Applicant/Licensee Armando Vidrio		
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) [signature]		Date signed 11/28/2022

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

Agenda Item #5.b.

Agenda Item Name:
Consider Change of Owner for Ted Rex, Inc. dba Choice Liquors

Presenter:
Misty Williams, City Clerk

Item Description:
Change of Owner for Ted Rex, Inc. dba Choice Liquors

Recommended Action:
Approve change of owner for Ted Rex, Inc. dba Choice Liquors

Fiscal Impact:
None

Operational Impact:
None

Prior Board Motions:
None

Background Information:
Ted Rex, Inc. dba Choice Liquors located at 680 Wapiti Court, Rifle, CO has submitted a Report of Changes (Change of Owner-Liquor Store Liquor License) application. The former owners were Theodore and Julie Wernsman, and the new owner is Iman Shiekh.

The following criteria have been met by the applicant:
*The application is complete
*Appropriate fees have been paid in full

I recommend approval of the Report of Changes (Change of Owner - Liquor Store) application for Ted Rex, Inc. dba Choice Liquors

Executive Summary:
None

Notification Requirements:
None

Prepared By:

Misty Williams, City Clerk

Attachments:
1. Choice Liquors Change of Ownership Docs_Redacted

Do Not Write In This Space

DR 8177 (06/10/19)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division
(303) 205-2300

Report of Changes
Corporation, Limited Liability Company and Partnership Liquor and Fermented Malt Beverage Licenses

☐ LLC/Partnership

☒ Corporation

See Instructions and Fee Schedule on Page 2

1. Corporate/LLC Partnership Name	2. State Tax Account Number	3. State Liquor License Number
TED REX, INC	00771438-0000	07-71438-0000

4. Trade Name	5. Telephone Number
Choice Liquors	(970) 625-8480

6. Address of Licensed Premises	City	State	ZIP
680 Wapiti Ct	Rifle	CO	81650

7. Mailing Address if different than above	City	State	ZIP

8. LIST ALL officers, directors (corporation) or Managing Members (LLC) or General Partner(s). Each officer, Director, Managing Member or Partner MUST FILL OUT a DR 8404-I (Individual History Record).

Position Held	Names	Home Address	DOB	Replaces
Director/	Iman Shiekh			Theodore Wernsman
President/				Julie Wernsman
Secretary/				Removed as Vice President
Treasurer/				
Shareholder				

9. LIST ALL 10% (or more) Stockholders or 10% (or more) Members or 10% (or more) Limited Partners. Each person listed Must Fill out a DR 8404-I (Individual History Record)

Stockholders/Members/Partners owning 10% (or more) of business	% Owned	Home Address	DOB	Replaces
Iman Sheikh	100			Theodore Wernsman

10. Registered Agent	Address For Service
Iman Sheikh	

Oath of Application

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge.

11. Authorized Signature	Title	Date
Iman Sheikh	Owner	Nov 22, 2022

Report of Local Licensing Authority

The foregoing changes have been received and examined by the Local Licensing Authority.

12. Local Licensing Authority For		☐ County ☐ Town/City
Signature	Title	Date
Attest		Date

Do Not Write In This Space – For Department of Revenue Use Only

Liability Information

License Account Number	Period	Cash Fund	Total

Permit Application and Report of Changes

All Answers Must Be Printed in Black Ink or Typewritten

1. Applicant is a ☒ Corporation ☐ Individual ☐ Partnership ☐ Limited Liability Company	License Number 07-71438-0000
2. Name of Licensee TED REX, INC	3. Trade Name of Establishment (DBA) Choice Liquors
4. Address of Premises (specify exact location of premises) 680 Wapiti Ct	5. Business Email Address

City	County	State	ZIP	Business Phone Number
Rifle	Garfield	CO	81650	(970) 625-8480

SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A – Manager Reg/Change

- ☐ Manager's Registration (Hotel & Restr.) $30.00
- ☐ Manager's Registration (Tavern) $30.00
- ☐ Manager's Registration (Lodging & Entertainment) $30.00
- ☒ Change of Manager (Other Licenses pursuant to section 44-3-301(8), C.R.S.) NO FEE

Please note that Manager's Registration for Hotel & Restaurant, Lodging & Entertainment, and Tavern licenses requires a local fee with submission to the local licensing authority as well. Please reach out to local licensing authorities directly regarding local processing and fees.

Section B – Duplicate License

- ☐ Duplicate License $50.00

Section C

- ☐ Retail Warehouse Storage Permit (ea) $100.00
- ☐ Wholesale Branch House Permit (ea).............. $100.00
- ☐ Change Corp. or Trade Name Permit (ea)......... $50.00
- ☐ Change Location Permit (ea)........................... $150.00
- ☐ Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change............................ $150.00
- ☐ Change, Alter or Modify Premises

$150.00 x	Total Fee:

- ☐ Addition of Optional Premises to Existing H/R

$100.00 x	Total Fee:

- ☐ Addition of Related Facility to an Existing Resort or Campus Liquor Complex

$160.00 x	Total Fee:

- ☐ Campus Liquor Complex Designation ....No Fee
- ☐ Sidewalk Service Area $75.00

Do Not Write in This Space – For Department of Revenue Use Only

Date License Issued	License Account Number	Period

The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.	**TOTAL AMOUNT DUE**	$ .00

Storage Permit

5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit

☐ **Retail Warehouse Permit for:**

☐ On–Premises Licensee (Taverns, Restaurants etc.)

☐ Off–Premises Licensee (Liquor stores)

☐ **Wholesalers Branch House Permit**

Address of storage premise: ______________________________

City ____________________, County ____________________ ZIP ____________

Attach a deed/lease or rental agreement for the storage premises.

Attach a detailed diagram of the storage premises.

Change Trade Name or Corporate Name

6. Change of Trade Name or Corporation Name

☐ Change of Trade name/DBA only

☐ Corporate Name Change (Attach the following supporting documents)

1. Certificate of Amendment filed with the Secretary of State, or
2. Statement of Change filed with the Secretary of State, and
3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.

Old Trade Name	New Trade Name
Old Corporate Name	New Corporate Name

Change of Location

7. Change of Location

NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of $750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 44-3-311(1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.

Date filed with Local Authority ____________________ **Date of Hearing** ____________________

(a) Address of current premises ______________________________

City ____________________ County ____________________ ZIP ____________

(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)

Address ______________________________

City ____________________ County ____________________ ZIP ____________

(c) New mailing address if applicable.

Address ______________________________

City ____________________ County ____________________ State ________ ZIP ____________

(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.

Winery/Limited WineryNoncontiguous or Primary Manufacturing Location Change

8. Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change

Select the option that applies to your situation:

☐ Make a current Primary Manufacturing Location (Location 1) into a Noncontiguous Location (Location 2); or

☐ Make a current Noncontiguous Manufacturing Location (Location 1) into a Primary Manufacturing Location (Location 2).

(a) Address of Location 1: ______

City ______ County ______ ZIP ______

(b) Address of Location 2: ______

City ______ County ______ ZIP ______

Change of Manager

9. Change of Manager or to **Register the Manager** of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 44-3-301(8), C.R.S.

(a) Change of Manager

Former manager's name Julie Wernsman

New manager's name Gabriel Rosales

(b) Date of Employment 10/25/2022

Has manager ever managed a liquor licensed establishment? ☒ Yes ☐ No

Does manager have a financial interest in any other liquor licensed establishment? ☐ Yes ☒ No

If yes, give name and location of establishment Rhino Liquors

Modify Premises or Addition of Optional Premises, Related Facility, or Sidewalk Service Area

10. Modification of Premises, Addition of an Optional Premises, Addition of Related Facility, or Addition of a Sidewalk Service Area

NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.

(a) Describe change proposed ______

(b) **If the modification is temporary,** when will the proposed change:

Start ______ (mo/day/year) End ______ (mo/day/year)

NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS $300.00

(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?

(If yes, explain in detail and describe any exemptions that apply) ☐ Yes ☐ No

(d) Is the proposed change in compliance with local building and zoning laws? ☐ Yes ☐ No

(e) If this modification is for an additional Hotel and Restaurant Optional Premises has the local authority authorized by resolution or ordinance the issuance of optional premises? ☐ Yes ☐ No

(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.

(g) Attach any existing lease that is revised due to the modification.

(h) For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), 1 C.C.R. 203-2, include documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions.

Campus Liquor Complex Designation

11. Campus Liquor Complex Designation

An institution of higher education or a person who contracts with the institution to provide food services

(a) I wish to designate my existing ______________ Liquor License # ______________ to a Campus Liquor Complex .... ☐ Yes ☐ No

Additional Related Facility

12. Additional Related Facility

To add a Related Facility to an existing Resort or Campus Liquor Complex, include the name of the Related Facility and include the address and an outlined drawing of the Related Facility Premises.

(a) Address of Related Facility ____

(b) Outlined diagram provided .... ☐ Yes ☐ No

Oath of Applicant

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

Signature	Print name and Title	Date
Iman Sheikh	Iman Sheikh/ Owner	Nov 22, 2022

Report and Approval of LOCAL Licensing Authority (CITY / COUNTY)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 44, Articles 4 and 3, C.R.S., as amended. **Therefore, This Application is Approved.**

Local Licensing Authority (City or County)	Date filed with Local Authority

Signature	Title	Date
		[redacted]

Report of STATE Licensing Authority

The foregoing has been examined and complies with the filing requirements of Title 44, Article 3, C.R.S., as amended.

Signature	Title	Date

DR 8404-I (03/20/19)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division
(303) 205-2300

Individual History Record

To be completed by the following persons, as applicable: sole proprietors; general partners regardless of percentage ownership, and limited partners owning 10% or more of the partnership; all principal officers of a corporation, all directors of a corporation, and any stockholder of a corporation owning 10% or more of the outstanding stock; managing members or officers of a limited liability company, and members owning 10% or more of the company; and any intended registered manager of Hotel and Restaurant, Tavern and Lodging and Entertainment class of retail license

Notice: This individual history record requires information that is necessary for the licensing investigation or inquiry. All questions must be answered in their entirety or the license application may be delayed or denied. If a question is not applicable, please indicate so by "N/A". **Any deliberate misrepresentation or material omission may jeopardize the license application.** (Please attach a separate sheet if necessary to enable you to answer questions completely)

1. Name of Business TED REX, INC	Home Phone Number	Cellular Number
2. Your Full Name (last, first, middle) Sheikh, Iman	3. List any other names you have used	
4. Mailing address (if different from residence)	Email Address	

5. List current residence address. Include any previous addresses within the last **five** years. (Attach separate sheet if necessary)

Street and Number	City, State, Zip	From	To
			Current

6. List all employment within the last **five** years. Include any self-employment. (Attach separate sheet if necessary)

Name of Employer or Business	Address (Street, Number, City, State, Zip)	Position Held	From	To
Ted Rex Inc.	680 Wapiti Ct, Rifle CO 81650	Director, President, Secretary, Treasurer, Shareholder	10/25/2022	Current
TC Fuels	17774 Preston Rd, Dallas TX 75252	Marketing	01/2018	Current
Please see attachment				

7. List the name(s) of relatives working in or holding a financial interest in the Colorado alcohol beverage industry.

Name of Relative	Relationship to You	Position Held	Name of Licensee
N/A			

8. Have you ever applied for, held, or had an interest in a Colorado Liquor or Beer License, or loaned money, furniture, fixtures, equipment or inventory to any licensee? (If yes, answer in detail.) ☐ Yes ☑ No

9. Have you ever received a violation notice, suspension, or revocation for a liquor law violation, or have you applied for or been denied a liquor or beer license anywhere in the United States? (If yes, explain in detail.) ☐ Yes ☑ No

10. Have you ever been convicted of a crime or received a suspended sentence, deferred sentence, or forfeited bail for any offense in criminal or military court or do you have any charges pending? (If yes, explain in detail.) ☐ Yes ☑ No

11. Are you currently under probation (supervised or unsupervised), parole, or completing the requirements of a deferred sentence? (If yes, explain in detail.) ☐ Yes ☑ No

12. Have you ever had any professional license suspended, revoked, or denied? (If yes, explain in detail.) ☐ Yes ☑ No

Personal and Financial Information

Unless otherwise provided by law, the personal information required in question #13 will be treated as confidential. The personal information required in question #13 is solely for identification purposes.

13a. Date of Birth	b. Social Security Number	c. Place of Birth	d. U.S. Citizen ☑ Yes ☐ No

e. If Naturalized, state where	f. When	g. Name of District Court

h. Naturalization Certificate Number	i. Date of Certification	j. If an Alien, Give Alien's Registration Card Number	k. Permanent Residence Card Number

l. Height	m. Weight	n. Hair Color	o. Eye Color	p. Gender	q. Do you have a current Driver's Li...	...ber and state.

14. Financial Information.

a. Total purchase price or investment being made by the applying entity, corporation, partnership, limited liability company, other. $ __________

b. List the total amount of the **personal** investment , made by the person listed on question #2, in this business including any notes, loans, cash, services or equipment, operating capital, stock purchases or fees paid. $ 0

*** If corporate investment only please skip to and complete section (d)**
**** Section b should reflect the total of sections c and e**

c. Provide details of the personal investment described in 14b. You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Account Type	Bank Name	Amount
N/A			

d. Provide details of the corporate investment described in 14 (a). You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Loans	Account Type	Bank Name	Amount
N/A				

e. Loan Information (Attach copies of all notes or loans)

Name of Lender	Address	Term	Security	Amount
Saad Sheikh				

Oath of Applicant

I declare under penalty of perjury that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature	Print Signature	Title	Date
Iman Sheikh	Iman Sheikh	Owner	Nov 22, 2022

LETTER OF RESIGNATION

Ted Rex, Inc.
680 Wapiti Court
Rifle, Colorado 81650

To: Iman Sheikh

I hereby resign from each and every position I hold or may hold as an Officer or Director in the Corporation, ***Ted Rex, Inc.***

EFFECTIVE the 25th day of October, 2022.

Theodore Wernsman

Theodore Wernsman

LETTER OF RESIGNATION

Ted Rex, Inc.
680 Wapiti Court
Rifle, Colorado 81650

To: Iman Sheikh

I hereby resign from each and every position I hold or may hold as an Officer or Director in the Corporation, ***Ted Rex, Inc.***

EFFECTIVE the 25th day of October, 2022.

DocuSigned by:
EB20BD6B9405419...

Julie Wernsman

OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE OF FACT OF GOOD STANDING

I, Jena Griswold, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

TED REX, INC.

is a

Corporation

formed or registered on 03/11/2003 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20031079480 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 09/13/2022 that have been posted, and by documents delivered to this office electronically through 09/14/2022 @ 18:20:26 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 09/14/2022 @ 18:20:26 in accordance with applicable law. This certificate is assigned Confirmation Number 14314983 .

STATE OF COLORADO
NIL SINE NUMINE
1876

Jena Griswold

Secretary of State of the State of Colorado

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #7.a.

Agenda Item Name:
Consider Amending the 2022 Budget - Supplemental Appropriations #1

Presenter:
Scott Rust, Finance Director
Tommy Klein, City Manager

Item Description:
Consider Amending the 2022 Budget - Supplemental Appropriations #1

Recommended Action:
No action is necessary on this particular item. Action will be taken during the regular agenda on Resolution No. 18, Series of 2022 (Consider the approval of Amending the 2022 Budget) and Ordinance No. 25, Series of 2022 (Consider the approval of Supplemental Appropriations to the 2022 Budget).

Fiscal Impact:
The request to amend the 2022 budget will ensure sufficient appropriations are available in each individual fund to cover the necessary expenses of the City of Rifle. The request to amend the budget is consistent with proper governmental accounting practices and state law.

Operational Impact:
Amending the 2022 budget will provide the legal authority to spend additional funds during the 2022 fiscal year. Supplemental appropriations are required when the adopted budget is not sufficient to cover anticipated costs. Throughout 2022, significant inflationary pressure and other economic realities have substantially increased the costs to provide critical services to the citizens of the City of Rifle. Also, additional projects which were not originally included in the 2022 budget were requested by staff and subsequently authorized by the Council. Therefore, supplemental appropriations are necessary to cover these additional costs.

Prior Board Motions:
No prior motions have been made on this item.

Background Information:
A supplemental appropriation summary table is provided in the attached agenda documentation. The following is a listing of expenditures by fund which require supplemental appropriations for the 2022 budget:

- General Fund (100) - $275,000 for the purchase of a Snow Plow
- Street Improvement Fund (201) - $250,000 for the final expenditures related to the Downtown Railroad Project.
- Visitor Improvement Fund (204) - $50,000 for expenses related to the Colorado Parks & Wildlife Non-motorized trail grant

- Capital Fund (206) - $801,000 for the City Hall Remodel Phase 3 (HVAC)
- Tourism & Industry Fund (207) - $202,058 for grant related expenditures. The Ute was awarded two separate grants which allowed for increased show production.
- Parks & Rec Fund (210) - $300,000 for a Transfer Out to payback the Street Improvement Fund
- Water Fund (310) - $250,000 for the Airport Water Tank Project and $50,000 to cover the increased cost of chemicals
- Wastewater Fund (320) - $197,598 for carry forward expenditures related to the DOLA Grant which was awarded to upgrade the dewatering press as well as $132,500 for increased costs related to repairs and maintenance and chemicals.
- Fleet (610) - $90,000 for the purchase of a 2021 Ford F-550 and snow plow attachment as well as $30,000 to cover increases related to vehicle maintenance expenditures.

The following is a listing of supplemental revenue for the 2022 budget:

- General Fund (100) - $91,000 for Federal Grant Revenue
- Street Improvement Fund (201) - $300,000 Transfer In from Parks & Rec
- Tourism & Industry Fund (207) - $113,224 for Federal Grant Revenue and $50,000 in other UTE revenue (Rental, Tickets, Concessions)
- Wastewater Fund (320) - $103,000 for State Grant Revenue

Executive Summary:
Each year, the budget is adopted by the City Council through a resolution and appropriation ordinance to authorize spending at a fund level based on the detailed, line item budget. Amendments to the budget and supplemental appropriations are also adopted by a resolution and ordinance. They are required when the adopted budget is increased to cover increased operational costs, new projects, or to re-appropriate funds for capital projects that began in one year and need to be carried forward to the current year to complete. In this particular case, operational costs have increased substantially due to inflationary pressures and new projects were authorized in
the 2022 budget year. Therefore, the budget must be amended and supplemental appropriations authorized to cover these additional costs to remain in compliance with governmental accounting standards and state law.

Notification Requirements:
Public notice requirements have been met.

Prepared By:
Scott Rust, Finance Director

Attachments:
1. 2022 Supplemental Appropriation #1 - Overview

2022 SUPPLEMENTAL APPROPRIATION SUMMARY
Supplemental #1

Fund Number	Fund Title	Adopted Revenues	Adopted Expenses	Supplemental Revenue	Supplemental Appropriations	Description	Amended Revenues	Amended Appropriations
100	General Fund	**$ 10,277,628**	**$ 10,620,324**	$ 91,000	$ 275,000	1) Purchase of Freightliner Snow Plow 2) ARPA Revenue Recognition	**$ 10,368,628**	**$ 10,895,324**
201	Street Improvement Fund	**3,631,996**	**4,220,272**	300,000	250,000	1) Transfer In - Pool Payback 2) Downtown Project Carryfoward from 2021	**3,931,996**	**4,470,272**
202	Conservation Trust	**92,700**	**160,000**	-	-		**92,700**	**160,000**
204	Visitor Improvement	**209,983**	**240,877**	-	50,000	1) CPW Non Motorized Trail Grant	**209,983**	**290,877**
205	Downtown Development	**52,161**	**50,612**	-	-		**52,161**	**50,612**
206	Capital Fund	**32,400**	**1,000,000**	-	801,000	1) City Hall Phase 3 (HVAC)	**32,400**	**1,801,000**
207	Tourism & Industry	**498,003**	**610,930**	163,224	202,058	1) Grant Revenue & Expenditures	**661,227**	**812,988**
208	Urban Renewal	**100,180**	**35,000**	-	-		**100,180**	**35,000**
210	Parks & Recreation	**3,645,499**	**3,473,729**	-	300,000	1) Transfer Out - Pool Payback	**3,645,499**	**3,773,729**
310	Water Fund	**6,726,111**	**6,368,791**	-	300,000	1) Airport Water Tank Proejct 2) Chemical Cost Increase	**6,726,111**	**6,668,791**
320	Waste Water	**4,075,501**	**2,797,804**	103,000	320,098	1) Operational Expenditure Increases (Repair & Maint/Chemicals) 2) DOLA Grant Revenue and Expense Carryforward from 2021	**4,178,501**	**3,117,902**
330	Sanitation	**797,550**	**791,822**	-	-		**797,550**	**791,822**
401	Cemetery Perpetual Care	**11,500**	**5,000**	-	-		**11,500**	**5,000**
610	Fleet	**839,466**	**670,398**	-	120,000	1) Operational Expenditure Increases 2) Ford F550 w/ Snowplow	**839,466**	**790,398**
620	Information Technology	**974,450**	**1,066,413**	-	-		**974,450**	**1,066,413**
	Total Budget	**$ 31,965,129**	**$ 32,111,973**	**$ 657,224**	**$ 2,618,156**		**$ 32,622,353**	**$ 34,730,128**

Supplemental Appropriation #1 - Detail

Sum of Amount			Type	
Fund	Fund Name	Project	Revenue	Expenditure
100	General Fund	Freightliner Snowplow Truck		$ 275,000.00
		ARPA Revenue Recongnition	$ 91,000.00	
100 Total			**$ 91,000.00**	**$ 275,000.00**
201	Street Improvement Fund	Downtown Project Railroad Carryforward		$ 250,000.00
		Pool Payback - Transfer In to SIF	$ 300,000.00	
201 Total			**$ 300,000.00**	**$ 250,000.00**
204	Visitor Improvement Fund	CPW Non-Motorized Trail Grant		$ 50,000.00
204 Total				**$ 50,000.00**
206	Capital Improvement Fund	City Hall Phase 3 - HVAC UNIT		$ 801,000.00
206 Total				**$ 801,000.00**
207	Tourism and Industry Fund	Federal SVOG Grant	$ 113,224.00	
		Rental Income	$ 10,000.00	
		Concession Sales	$ 5,000.00	
		Ticket Sales	$ 35,000.00	
		PT Wages		$ 112,000.00
		Events Production Exp		$ 50,335.00
		Advertising Exp		$ 16,742.00
		Concession Supplies		$ 8,000.00
		Minor Equipment		$ 14,981.00
207 Total			**$ 163,224.00**	**$ 202,058.00**
210	Parks and Recreation Fund	Pool Payback - Transfer Out of Parks & Rec		$ 300,000.00
210 Total				**$ 300,000.00**
310	Water Fund	Airport Water Tank		$ 250,000.00
		Chemicals		$ 50,000.00
310 Total				**$ 300,000.00**
320	Waste Water Fund	Chemicals		$ 50,000.00
		Repairs & Maint		$ 72,500.00
		DOLA Grant Revenue - dewatering press	$ 103,000.00	
		Carryfoward from 2021 - dewatering press		$ 197,598.00
320 Total			**$ 103,000.00**	**$ 320,098.00**
610	Fleet Maintenance Fund	Repairs & Maint		$ 12,000.00
		Tires		$ 5,000.00
		Diesel Fuel		$ 3,000.00
		Gasoline		$ 10,000.00
		2021 Ford F-550 Purchase		$ 90,000.00
610 Total				**$ 120,000.00**
Grand Total			**$ 657,224.00**	**$ 2,618,156.00**

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #7.b.

Agenda Item Name:
Consider Ordinance No. 22, Series of 2022 - First Reading - Text Amendment Package to Article 16 of the Rifle Municipal Code regarding Two-Unit Dwellings, Multi-Unit Dwellings in Commercial Areas, Minimum Residential Lot Sizes in Commercial Areas, Accessory Dwelling Unit Fees, Tow Yards, Accessory Storage Structures for Commercial Uses, Principal Uses on Residential Property, and Food Trucks

Presenter:
Patrick Waller, Planning Director

Item Description:
Consider Ordinance No. 22, Series of 2022

Recommended Action:
Move to approve Ordinance No. 22, Series of 2022, on first reading and order it to be published as required by Charter.

Fiscal Impact:
Impact Fees are discussed in the Accessory Dwelling Unit Text Amendment Section

Operational Impact:
None

Prior Board Motions:
None

Background Information:
Since transitioning from the previous Planning Director, Staff has been keeping a list of Text Amendments to the Rifle Municipal Code. The attached are Planning Commission's recommendations to City Council on changes to the Code.

Executive Summary:
Staff has included a number of Text Amendments for Council consideration. Most of the suggested amendments are clean-ups, clarifications, and adjustments based on Staff transition. More significant items include Accessory Dwelling Unit fees and updates to Food Truck regulations.

Notification Requirements:
Published notice was completed as required in the Rifle Citizen Telegram.

Prepared By:
Patrick Waller, Planning Director

Attachments:

1. Text Amendments Attachment - City Council
2. Ordinance No. 22-Ch. 16 Text Amendment

DEPARTMENT OF PLANNING & DEVELOPMENT
202 Railroad Avenue, Rifle, CO 81650
Phone: 970-665-6490

MEMORANDUM

TO: City of Rifle City Council
FROM: Patrick Waller, Planning Director
DATE: December 7, 2022
SUBJECT: Text Amendment Application

Background

Since transitioning from the previous Planning Director, Staff has been keeping a list of Text Amendments to the Rifle Municipal Code. The following are Planning Commission's recommendations to City Council on changes to the Code.

Two-Unit Dwellings

The Code currently allow for multi-unit dwellings as a use by-right in MDR and MDR-X zone districts (it does not allow the use in LDR). A multi-unit dwelling is considered three or more dwellings, but the code does not identify duplexes or townhome dwellings as a use allowed in residential zones. Historically, the City has interpreted these residential uses as allowed in certain residential zone districts. This use is already identified in the zoning code, so it only needs to be added to the use table.

Proposed Change (in red)
Sec. 16-3-320. Schedule of uses for residential districts.
The following is the schedule of uses for the LDR, MDR and MDR-X Zone Districts:

USE	***LDR***	***MDR***	***MDR-X***
Duplex	*	P	P
Townhome	*	P	P

Multi-Unit Dwellings in Commercial Areas

Multi-Unit dwellings are considered a use by-right in Tourist Commercial and Community Service zone districts. However, the Code requires a Site Plan review in front of the City of Rifle Planning Commission. Occasionally these commercial locations have difficult compatibility fits with neighboring businesses. Staff suggests that multi-unit dwellings in these locations be considered through Conditional Use Permit applications.

Proposed Change (in red)
Sec. 16-3-420. Schedule of uses for commercial and industrial districts.
The following is the schedule of uses for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010 of this Chapter.

USES	***CS[1]***	***TC[1]***	***LI***	***I***
Multiple-family dwellings	~~P~~ C	~~P~~ C	*	*

Minimum Lot Sizes in Commercial Areas

The City Code currently identifies a minimum lot size of 6,000 square feet per unit in the commercial zone district. Staff has historically interpreted this to only be required for

DEPARTMENT OF PLANNING & DEVELOPMENT
202 Railroad Avenue, Rifle, CO 81650
Phone: 970-665-6490

single-family development. For any sort of high density development in commercial locations, it is almost impossible for a project to meet this requirement. Staff recommends clarifying this requirement similarly to the changes that were made in the residential zone districts, where it is identified as a single-family requirement.

Proposed Change (in red)
Sec. 16-3-440. Schedule of requirements for commercial and industrial districts.
The following is the schedule of requirements for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010:

ZONING REQUIREMENTS	***TC, CS***	***LI, I***
Minimum Yard Requirements:		
Front Yard Setback		
Federal Interstate	100 feet	100 feet
State Highway	50 feet	20 feet
Local Street	15 feet	15 feet
Side Yard Setback [if corner lot, see §16-3-450(e)]	10 feet	10 feet
Rear Yard Setback	15 feet	5 feet; 20 feet if abutting a residential zone district
Minimum Lot Area:		
Nonresidential	10,000 sq. ft.	10,000 sq. ft.
Single Family Minimum Lot Size ~~Residential~~	6,000 sq. ft.~~/ unit~~	N/A~~Maximum Building Height~~
Building heights in excess of 35 feet require a conditional use permit	35 feet	35 feet

<u>Accessory Dwelling Unit Fees</u>
Staff has had a number of conversations with property owners who have identified City impact fees as a significant barrier to ADU construction. Currently the City gives ADU's a break on water and wastewater fees; the applicant is required to pay 60% of what would be charged for a single-family residence. However, both Parkland and Offsite Street Impact fees are required to be paid fully. Based on this fee structure, impact fees for an ADU permit are as follows:

City of Rifle ADU Impact Fees	
Wastewater	$3496.03
Water	$3549.17
Offsite Street	$6034.77
Parkland	$3554.26
Total	**$16,634.23**

The Rifle Municipal Code caps the square footage of an ADU at 850 square feet and does not allow more than two bedrooms. Because of these caps, an ADU has less of an impact on City of Rifle services. Staff's suggestion is that ADU's are required to pay 60% of the fee that is required by Offsite Street and Parkland fees. This would make

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202 Railroad Avenue, Rifle, CO 81650
Phone: 970-665-6490

those fees consistent with Water and Wastewater fees and would make the overall impact fee cost $12,850.77.

Proposed Change (in red)
Section 16-3-60 Accessory Dwelling Units
(11) Fees. Accessory dwelling units shall be subject to 60% of all impact fees of general applicability for new single-family residential dwellings, including ~~but not limited to~~ parkland dedication fees, water rights dedication fees, water and sewer impact fees and any impact fees associated with a defined area.

Tow Yard Use
Since 2014 the City has seen three applications for tow yards. A tow yard is not a defined use in the Rifle Municipal Code and the City has used Section 16-3-120 - Uses Not Itemized, to process these applications as Conditional Use Permits in the Light Industrial zone district. Staff would like to define and codify this interpretation as follows:

Proposed Change (in red)
Tow Yard a lot used for the temporary storage of vehicles which have been towed by a towing company or for impounded vehicles, but which does not include permanent vehicle storage or dismantling of vehicles.

Sec. 16-3-420. Schedule of uses for commercial and industrial districts.
The following is the schedule of uses for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010 of this Chapter.

USES	*CS*[1]	*TC*[1]	*LI*	*I*
Tow Yard	*	*	C	P

Accessory Storage Structures for Commercial Uses
Section 16-3-430(f)(3) of the Rifle Municipal Code requires that any Accessory Structure for a commercial use to apply for a Conditional Use Permit. The code section also has strict requirements that limit the maximum size to 300 square feet, requirements that the structure is not placed in a highly-visible location, and that the structure's facades and architectural details are not pre-fabricated metal or plastic.

In order to eliminate the Conditional Use Permit process, Staff would like to change the code section to allow the Planning Director to make the decision on whether or not the proposed accessory structure meets code requirements. The code section, will still allow an appeal to be heard by Planning Commission.

Proposed Change (in red)
(3)Accessory storage structures for commercial use. A property with a permitted commercial use may apply ~~for a conditional use permit~~ for an accessory storage structure. The maximum size shall be three hundred (300) square feet. The structure's facades and architectural details shall not be pre-fabricated metal or plastic, and the

DEPARTMENT OF PLANNING & DEVELOPMENT
202 Railroad Avenue, Rifle, CO 81650
Phone: 970-665-6490

structure shall not be placed in a highly-visible location. The proposal shall be reviewed and approved or denied by the City of Rifle Planning Director. The applicant may appeal the Planning Director's decision to the Planning Commission through the Conditional Use Permit process.

<u>One Principal Use on Residential Property</u>

The Rifle Municipal Code currently only allows one primary use on a residential property while multiple primary uses are allowed on a commercial property. For example, an applicant may have both a single-family residence and a commercial business on a commercially zoned property.

At the same time, the code allows for a variety of light commercial uses (office, beauty salons, dentist offices, etc.) in residential districts with the approval of a Conditional Use Permit. While Staff generally agrees with the requirement that a residential use should be the primary use on the property, there are some locations in the City where an additional use may be appropriate provided that it is approved via a Conditional Use Permit.

Proposed Change (in red)

Sec. 16-3-70. - Principal and accessory uses.

The primary land use occurring on a lot is referred to as a principal use. One (1) principal use is permitted on lots within residential zone districts (LDR, MDR and MDR-X) unless specifically permitted by a planned unit development or through approval of a conditional use permit. More than one (1) principal use is permitted on nonresidential lots, and said uses may occur in more than one (1) structure. (Prior code 17.03.160)

<u>Food Trucks</u>

Currently the Municipal Code allows six food truck permits within commercial areas. These permits are issued on a first-come, first-served basis and the City has issued all six permits. Staff has received numerous inquiries asking for additional food truck spaces and has not permitted any additional locations based on the licensing capacity.

Planning Commission is recommending that City Council increase the overall food truck limit to eight and also recommends that an additional two food trucks are permitted provided that they operate for less than 10-days in a calendar year.

Proposed Changes (in red)

Section 16-3-90

(g)Prepared food temporary uses.

(1)A limited number of prepared food temporary uses shall be permitted in the Community Service (CS), Tourist Commercial (TC) and Central Business District (CBD) zone districts. For purposes of prepared food temporary use permits, the City is divided into the following two (2) geographic districts, with the applicable permit criteria:

a) General Commercial District. ~~Six (6)~~ Eight (8) prepared food vendors shall be permitted in areas of the City zoned Tourist Commercial (TC) and Community Service (CS). Two (2) additional temporary use permits may be issued in accordance with this chapter, provided that the use does not operate for longer than 10-days in a calendar year.
b) Central Business District. Three (3) prepared food vendors shall be permitted in the Central Business District at any one (1) time on private property or on public plazas.

Changes since Planning Commission
After further consideration of the Food Truck Amendment, Staff recommends that the limited permits should allow for food trucks that operate up to 12-days in a calendar year rather than the 10 recommended by Planning Commission. This allows the food truck to average one day a month in the City and still be eligible for the limited permit.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 22
SERIES OF 2022

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO AMENDING CHAPTER 16 OF THE RIFLE MUNICIPAL CODE TO PROVIDE FOR THE REGULATION OF VARIOUS LAND USES AND PLANNING.

WHEREAS, the City of Rifle ("Rifle" or the "City") is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Rifle Home Rule Charter; and

WHEREAS, Chapter 16 of the City of Rifle Municipal Code (the "Code") sets forth the City's regulations relating to land use, development, and zoning; and

WHEREAS, City staff has determined that certain Code provisions relating to certain land uses, zoning, and permitting require amendment in order to better regulate and accommodate the types of development that the City has determined to be beneficial; and

WHEREAS, on October 25, 2022 pursuant to Code Chapter 16, Article V, Division 3, the Rifle Planning Commission held a public hearing and approved TXT-2022-047 recommending City Council's adoption of the Code amendments herein; and

WHEREAS, the City Council finds and determines that the following amendments to Chapter 16 of the Code are in the best interest of the public health, safety and welfare of the citizens of Rifle.

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

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

2. The Use Table contained in Section 16-3-320 of the Rifle Municipal Code is hereby amended to add the following text to the schedule of uses for residential districts chart, as follows with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-320. - Schedule of uses for residential districts.

The following is the schedule of uses for the LDR, MDR and MDR-X Zone Districts:

USE	LDR	MDR	MDR-X
* * *			
Duplex	*	P	P
Townhome	*	P	P
* * *			

3. The Use Table contained in Section 16-3-420 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-420. - Schedule of uses for commercial and industrial districts.

The following is the schedule of uses for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010 of this Chapter.

USES	CS[1]	TC[1]	LI	I
* * *				
Multiple-family dwellings	~~P~~ C	~~P~~ C	*	*
* * *				
Tow Yard	*	*	C	P
* * *				

4. The Use Table contained in Section 16-3-440 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-440. - Schedule of requirements for commercial and industrial districts.

The following is the schedule of requirements for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010:

ZONING REQUIREMENTS	TC, CS	LI, I
Minimum Yard Requirements:		
Front Yard Setback		
Federal Interstate	100 feet	100 feet
State Highway	50 feet	20 feet
Local Street	15 feet	15 feet
Side Yard Setback [if corner lot, see §16-3-	10 feet	10 feet

450(e)]		
Rear Yard Setback	15 feet	5 feet; 20 feet if abutting a residential zone district
Minimum Lot Area:		
Nonresidential	10,000 sq. ft.	10,000 sq. ft.
Single Family Minimum Lot Size ~~Residential~~	6,000 sq. ft~~./ unit~~	N/A~~Maximum Building Height~~
Building heights in excess of 35 feet require a conditional use permit	35 feet	35 feet

5. Section 16-3-60 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-60. - Accessory dwelling units.

An accessory dwelling unit, when allowed, shall conform to the following requirements, and plans submitted to the City shall address each of these requirements:

* * *

(11) Fees. Accessory dwelling units shall be subject to 60% of all fees of general applicability for new single-family residential dwellings, including ~~but not limited to~~ parkland dedication fees, water rights dedication fees, water and sewer impact fees and any impact fees associated with a defined area.

6. Section 16-1-220 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-1-220. - Definitions.

For purposes of this Chapter, certain terms are defined as follows:

* * *

Tow Yard means a lot used for the temporary storage of vehicles which have been towed by a towing company or for impounded vehicles, but which does not include permanent vehicle storage or dismantling of vehicles.

* * *

8. Section 16-3-430 (f) of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-430. - General requirements for commercial and industrial districts.

* * *

(f) Additional outside storage standards specific to Community Service (CS) or Tourist Commercial (TC) Zone Districts.

* * *

(3) Accessory storage structures for commercial use. A property with a permitted commercial use may apply ~~for a conditional use permit~~ for an accessory storage structure. The maximum size shall be three hundred (300) square feet. The structure's facades and architectural details shall not be pre-fabricated metal or plastic, and the structure shall not be placed in a highly-visible location. The proposal shall be reviewed and approved or denied by the City of Rifle Planning Director. The applicant may appeal the Planning Director's decision to the Planning Commission through the Conditional Use Permit process.

9. Section 16-3-70 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-70. - Principal and accessory uses.

The primary land use occurring on a lot is referred to as a principal use. One (1) principal use is permitted on lots within residential zone districts (LDR, MDR and MDR-X) unless specifically permitted by a planned unit development or through approval of a conditional use permit. More than one (1) principal use is permitted on nonresidential lots, and said uses may occur in more than one (1) structure. (Prior code 17.03.160)

9. Section 16-3-90 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-3-90. - Temporary uses.

* * *

(g) Prepared food temporary uses.

(1) A limited number of prepared food temporary uses shall be permitted in the Community Service (CS), Tourist Commercial (TC) and Central Business District (CBD) zone districts. For purposes of prepared food temporary use permits, the City is divided into the following two (2) geographic districts, with the applicable permit criteria:

a. General Commercial District. ~~Six (6)~~ Eight (8) prepared food vendors shall be permitted in areas of the City zoned Tourist Commercial (TC) and Community Service (CS). Two (2) additional temporary use permits may be issued in accordance with this chapter, provided that the use does not operate for longer than 10-days in a calendar year.

b. Central Business District. Three (3) prepared food vendors shall be permitted in the Central Business District at any one (1) time on private property or on public plazas.

* * *

INTRODUCED on December 7, 2022 read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado on December 21, 2022 passed without amendment, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _________________, 2022.

CITY OF RIFLE, COLORADO

By ____________________________________
Mayor

ATTEST:

____
City Clerk

Agenda Item #8.a.

Agenda Item Name:
Consider 2022 Mill Levy Certification for the 2023 Fiscal Year - Resolution No. 17, Series of 2022

Presenter:
Scott Rust, Finance Director

Item Description:
Consider certifying the Mill Levy for the City of Rifle and the Downtown Development Authority (DDA) for the 2023 Fiscal year as required by Garfield County and the State of Colorado.

Recommended Action:
Move to approve Resolution No. 17, Series of 2022, to certify the 2022 Mill Levy for the City of Rifle and DDA to Garfield County

Fiscal Impact:
Certifying the 2022 mill levy will allow the City of Rifle and Downtown Development Authority (DDA) to levy property taxes within each entity's taxing jurisdiction for the upcoming 2023 budget year. The City of Rifle will certify and assess 5.261 mills which is estimated to generate $669,952 and the DDA will certify and assess 3.774 mills which is estimated to generate $46,407. These anticipated collection amounts represent a small decrease for each entity over the prior year's collections. This is a result of a slight decrease in assessed values in the taxing jurisdiction as mill levy rates remain unchanged year over year.

Operational Impact:
The certification of the mill levy for the City of Rifle and the DDA allow each entity to levy property taxes within each entity's taxing jurisdiction. The property tax revenue collected is a critical revenue source that allows each entity to provide critical services to citizens.

Prior Board Motions:
No prior motions have occurred.

Background Information:
Each year, local taxing jurisdictions which are planning to levy a property tax must submit a certification of tax levies to the county in which they reside by December 15th pursuant to C.R.S. 39-5-128(1). The certification of the 2022 mill levy for the City of Rifle and the DDA will generate property tax revenue for the upcoming 2023 budget year. The amount of property tax generated is calculated by multiplying the adopted mill levy amount by the assessed valuation of property located within the taxing area. The 2022 mill levy will be assessed and collected in 2023. There is no change to the mill levy for either the City or DDA.

Executive Summary:

The proposed resolution sets the mill levies for both the City of Rifle and the Downtown Development Authority (DDA). The mill levy is applied to the assessed valuations provided by Garfield County to determine the property tax revenue. There is no change to the mill levy for either the City or DDA.

Notification Requirements:
N/A

Prepared By:
Scott Rust, Finance Director

Attachments:
1. Resolution No. 17, Series of 2022 - 2023 Mill Levy Certification

CITY OF RIFLE, COLORADO
RESOLUTION NO. 17
SERIES OF 2022

A RESOLUTION OF THE CITY OF RIFLE, COLORADO LEVYING GENERAL PROPERTY TAXES TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE CITY OF RIFLE FOR THE 2023 BUDGET YEAR

WHEREAS, the 2022 net assessed valuation for the City of Rifle as certified by the Garfield County Assessor is **$127,343,000;** and

WHEREAS, the 2022 net assessed valuation for the Downtown Development Authority of the City of Rifle as certified by the Garfield County Assessor is **$12,296,530;** and

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

1. The aforementioned recitals are hereby fully incorporated herein and adopted as findings and determinations by the City Council.

2. That for the purpose of meeting general operating expenses of the City of Rifle during the 2023 fiscal year there is levied a tax of **5.261** mills upon each dollar of the total valuation for assessment of all taxable property within the City; and

3. That for the purpose of meeting general operating expenses of the Downtown Development Authority during the 2023 fiscal year there is levied a tax of **3.774** mills upon each dollar of total valuation for assessment of all taxable property within the Downtown Development Authority of the City of Rifle; and

4. That the Mayor is hereby authorized and directed to certify to the County Commissioners of Garfield County, Colorado, the mill levies for the City of Rifle and the Downtown Development Authority of the City of Rifle as herein above determined and set pursuant to C.R.S. 39-5-128(1).

ADOPTED this 7th day of December 2022.

CITY OF RIFLE, COLORADO

By ______________________________
Mayor

ATTEST:

____
City Clerk

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #8.b.

Agenda Item Name:
Consider Amending the 2022 Budget - Resolution No. 18, Series of 2022

Presenter:
Scott Rust, Finance Director
Tommy Klein, City Manager

Item Description:
Amending the 2022 Budget - Resolution No. 18, Series of 2022

Recommended Action:
Move to approve Resolution No. 18, Series of 2022 to amend the 2022 Budget

Fiscal Impact:
The request to amend the 2022 budget will ensure sufficient appropriations by fund to cover the necessary expenses of the City of Rifle. The request to amend the budget is consistent with proper governmental accounting practices and state law.

Operational Impact:
Amending the 2022 budget will provide the legal authority to spend additional funds during the 2022 fiscal year. Supplemental appropriations are required when the adopted budget is not sufficient to cover anticipated costs. Throughout 2022, significant inflationary pressure and other economic realities have substantially increased the costs to provide critical services to the citizens of the City of Rifle. Also, additional projects which were not originally included in the 2022 budget were requested by staff and subsequently authorized by the Council. Therefore, supplemental appropriations are necessary to cover these additional costs.

Prior Board Motions:
No prior motions have been made on this item.

Background Information:
A supplemental appropriation summary table is provided in the attached agenda documentation. The following is a listing of expenditures by fund which require supplemental appropriations for the 2022 budget:

- General Fund (100) - $275,000 for the purchase of a Snow Plow
- Street Improvement Fund (201) - $250,000 for the final expenditures related to the Downtown Railroad Project.
- Visitor Improvement Fund (204) - $50,000 for expenses related to the Colorado Parks & Wildlife Non-motorized trail grant
- Capital Fund (206) - $801,000 for the City Hall Remodel Phase 3 (HVAC)

- Tourism & Industry Fund (207) - $202,058 for grant related expenditures. The Ute was awarded two separate grants which allowed for increased show production.
- Parks & Rec Fund (210) - $300,000 for a Transfer Out to payback the Street Improvement Fund
- Water Fund (310) - $250,000 for the Airport Water Tank Project and $50,000 to cover the increased cost of chemicals
- Wastewater Fund (320) - $197,598 for carry forward expenditures related to the DOLA Grant which was awarded to upgrade the dewatering press as well as $132,500 for increased costs related to repairs and maintenance and chemicals.
- Fleet (610) - $90,000 for the purchase of a 2021 Ford F-550 and snow plow attachment as well as $30,000 to cover increases related to vehicle maintenance expenditures.

The following is a listing of supplemental revenue for the 2022 budget:

- General Fund (100) - $91,000 for Federal Grant Revenue
- Street Improvement Fund (201) - $300,000 Transfer In from Parks & Rec
- Tourism & Industry Fund (207) - $113,224 for Federal Grant Revenue and $50,000 in other UTE revenue (Rental, Tickets, Concessions)
- Wastewater Fund (320) - $103,000 for State Grant Revenue

Executive Summary:
Each year, the budget is adopted by City Council through a resolution and appropriation ordinance to authorize spending at a fund level based on the detailed, line item budget. Amendments to the budget and supplemental appropriations are also adopted by a resolution and ordinance. They are required when the adopted budget is increased to cover increased operational costs, new projects, or to reappropriate funds for capital projects that began in one year and need to be carried forward to the current year to complete. In this particular case, operational costs have increased substantially due to inflationary pressures, and new projects were authorized in the 2022 budget year. Therefore, the budget must be amended and supplemental appropriations authorized to cover these additional costs to remain in compliance with governmental accounting standards and State law.

Notification Requirements:
Public notice requirements have been met.

Prepared By:
Scott Rust, Finance Director

Attachments:
1. Resolution No. 18, Series of 2022 - Amend the 2022 Budget

CITY OF RIFLE, COLORADO
RESOLUTION NO. 18
SERIES OF 2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, AMENDING THE CITY'S BUDGET FOR THE YEAR ENDING DECEMBER 31, 2022.

WHEREAS, by Resolution No.12, Series of 2021, the Rifle City Council adopted its annual budget for the fiscal year beginning January 1, 2022 and ending December 31, 2022 ("2022 Adopted Budget"); after holding all necessary public meetings and hearings; and

WHEREAS, at the time the 2022 Budget was adopted, certain expenses were not known, and operating transfers between funds were not anticipated; and

WHEREAS, funds are available in the City Treasury to meet the increased expenses; and

WHEREAS, the City Council desires to approve the amendments to the 2022 Budget set forth herein in order to ensure effective and fiscally responsible administration of City business for the remainder of fiscal year 2022.

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

1. The City incorporates the foregoing recitals as findings by the City Council.

2. The following amendments to the 2022 Budget are hereby approved.

2022 SUPPLEMENTAL APPROPRIATION SUMMARY
Supplemental #1

Fund Number	Fund Title	Adopted Revenues	Adopted Expenses	Supplemental Revenue	Supplemental Appropriations	Description	Amended Revenues	Amended Appropriations
100	General Fund	$ 10,277,628	$ 10,620,324	$ 91,000	$ 275,000	1) Purchase of Freightliner Snow Plow 2) ARPA Revenue Recognition	$ 10,368,628	$ 10,895,324
201	Street Improvement Fund	3,631,996	4,220,272	300,000	250,000	1) Transfer In - Pool Payback 2) Downtown Project Carryfoward from 2021	3,931,996	4,470,272
202	Conservation Trust	92,700	160,000	-	-		92,700	160,000
204	Visitor Improvement	209,983	240,877	-	50,000	1) CPW Non Motorized Trail Grant	209,983	290,877
205	Downtown Development	52,161	50,612	-	-		52,161	50,612
206	Capital Fund	32,400	1,000,000	-	801,000	1) City Hall Phase 3 (HVAC)	32,400	1,801,000
207	Tourism & Industry	498,003	610,930	163,224	202,058	1) Grant Revenue & Expenditures	661,227	812,988
208	Urban Renewal	100,180	35,000	-	-		100,180	35,000
210	Parks & Recreation	3,645,499	3,473,729	-	300,000	1) Transfer Out - Pool Payback	3,645,499	3,773,729
310	Water Fund	6,726,111	6,368,791	-	300,000	1) Airport Water Tank Proejct 2) Chemical Cost Increase	6,726,111	6,668,791
320	Waste Water	4,075,501	2,797,804	103,000	320,098	1) Operational Expenditure Increases (Repair & Maint/Chemicals) 2) DOLA Grant Revenue and Expense Carryforward from 2021	4,178,501	3,117,902
330	Sanitation	797,550	791,822	-	-		797,550	791,822
401	Cemetery Perpetual Care	11,500	5,000	-	-		11,500	5,000
610	Fleet	839,466	670,398	-	120,000	1) Operational Expenditure Increases 2) Ford F550 w/ Snowplow	839,466	790,398
620	Information Technology	974,450	1,066,413	-	-		974,450	1,066,413
	Total Budget	$ 31,965,129	$ 32,111,973	$ 657,224	$ 2,618,156		$ 32,622,353	$ 34,730,128

THIS RESOLUTION was read, passed, and adopted by the Rifle City Council at a regular meeting held this 7th day of December 2022.

CITY OF RIFLE, COLORADO

By ____________________________
Mayor

ATTEST:

____
City Clerk

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #8.c.

Agenda Item Name:
Consider Adopting Supplemental Appropriations for the 2022 Budget - Ordinance No. 25, Series of 2022

Presenter:
Scott Rust, Finance Director
Tommy Klein, City Manager

Item Description:
Consider Adopting Supplemental Appropriations for the 2022 Budget - Ordinance No. 25, Series of 2022

Recommended Action:
Move to approve Ordinance No. 25, Series of 2022 to adopt supplemental appropriations for the 2022 Budget on its first and only
reading as presented, and order it to be published in full as required by Charter.

Fiscal Impact:
The request to amend the 2022 budget will ensure sufficient appropriations are available in each individual fund to cover the necessary expenses of the City of Rifle. The request to amend the budget is consistent with proper governmental accounting practices and state law.

Operational Impact:
Amending the 2022 budget will provide the legal authority to spend additional funds during the 2022 fiscal year. Supplemental appropriations are required when the adopted budget is not sufficient to cover anticipated costs. Throughout 2022, significant inflationary pressure and other economic realities have substantially increased the costs to provide critical services to the citizens of the City of Rifle. Also, additional projects which were not originally included in the 2022 budget were requested by staff and subsequently authorized by the Council. Therefore, supplemental appropriations are necessary to cover these additional costs.

Prior Board Motions:
No prior motions have been made on this item.

Background Information:
A supplemental appropriation summary table is provided in the attached agenda documentation. The following is a listing of expenditures by fund which require supplemental appropriations for the 2022 budget:

- General Fund (100) - $275,000 for the purchase of a Snow Plow
- Street Improvement Fund (201) - $250,000 for the final expenditures related to the Downtown Railroad Project.
- Visitor Improvement Fund (204) - $50,000 for expenses related to the Colorado Parks & Wildlife Non-motorized trail grant

- Capital Fund (206) - $801,000 for the City Hall Remodel Phase 3 (HVAC)
- Tourism & Industry Fund (207) - $202,058 for grant related expenditures. The Ute was awarded two separate grants which allowed for increased show production.
- Parks & Rec Fund (210) - $300,000 for a Transfer Out to payback the Street Improvement Fund
- Water Fund (310) - $250,000 for the Airport Water Tank Project and $50,000 to cover the increased cost of chemicals
- Wastewater Fund (320) - $197,598 for carry forward expenditures related to the DOLA Grant which was awarded to upgrade the dewatering press as well as $132,500 for increased costs related to repairs and maintenance and chemicals.
- Fleet (610) - $90,000 for the purchase of a 2021 Ford F-550 and snow plow attachment as well as $30,000 to cover increases related to vehicle maintenance expenditures.

The following is a listing of supplemental revenue for the 2022 budget:

- General Fund (100) - $91,000 for Federal Grant Revenue
- Street Improvement Fund (201) - $300,000 Transfer In from Parks & Rec
- Tourism & Industry Fund (207) - $113,224 for Federal Grant Revenue and $50,000 in other UTE revenue (Rental, Tickets, Concessions)
- Wastewater Fund (320) - $103,000 for State Grant Revenue

Executive Summary:
Each year, the budget is adopted by the City Council through a resolution and appropriation ordinance to authorize spending at a fund level based on the detailed, line item budget. Amendments to the budget and supplemental appropriations are also adopted by a resolution and ordinance. They are required when the adopted budget is increased to cover increased operational costs, new projects, or to re-appropriate funds for capital projects that began in one year and need to be carried forward to the current year to complete. In this particular case, operational costs have increased substantially due to inflationary pressures and new projects were authorized in the 2022 budget year. Therefore, the budget must be amended and supplemental appropriations authorized to cover these additional costs to remain in compliance with governmental accounting standards and state law.

Notification Requirements:
Public notice requirements have been met.

Prepared By:
Scott Rust, Finance Director

Attachments:
1. Ordinance No. 25, Series of 2022 - Supplemental Approp. 2022 Budget

CITY OF RIFLE, COLORADO
ORDINANCE NO. 25
SERIES OF 2022

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, PROVIDING FOR A SUPPLEMENTAL APPROPRIATION FOR THE BUDGET YEAR ENDING DECEMBER 31, 2022.

WHEREAS, by Resolution No. 12, Series of 2021, the Rifle City Council adopted its annual budget for the fiscal year beginning January 1, 2022 and ending December 31, 2022 ("2022 Adopted Budget"); and

WHEREAS, based upon the 2022 Budget as adopted, the Council further approved by Ordinance No. 16, Series of 2021 the Annual Appropriations for fiscal year 2022, after duly-noticed public hearings; and

WHEREAS, at the time the 2022 Annual Appropriation was adopted, certain expenses were not known, and operating transfers between funds were not anticipated; and

WHEREAS, funds are available in the City Treasury to meet the increased expenses; and

WHEREAS, the City Council desires to approve the additional appropriations set forth herein in order to ensure effective and fiscally responsible administration of City business for the remainder of fiscal year 2021.

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

1. The City Council incorporates the foregoing recitals as conclusions, facts, determinations and findings by the City Council and hereby approves the additional appropriations set forth below for fiscal year 2022.

2022 SUPPLEMENTAL APPROPRIATION SUMMARY
Supplemental #1

Fund Number	Fund Title	Adopted Revenues	Adopted Expenses	Supplemental Revenue	Supplemental Appropriations	Description	Amended Revenues	Amended Appropriations
100	General Fund	$ 10,277,628	$ 10,620,324	$ 91,000	$ 275,000	1) Purchase of Freightliner Snow Plow 2) ARPA Revenue Recognition	$ 10,368,628	$ 10,895,324
201	Street Improvement Fund	3,631,996	4,220,272	300,000	250,000	1) Transfer In - Pool Payback 2) Downtown Project Carryfoward from 2021	3,931,996	4,470,272
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204	Visitor Improvement	209,983	240,877	-	50,000	1) CPW Non Motorized Trail Grant	209,983	290,877
205	Downtown Development	52,161	50,612	-	-		52,161	50,612
206	Capital Fund	32,400	1,000,000	-	801,000	1) City Hall Phase 3 (HVAC)	32,400	1,801,000
207	Tourism & Industry	498,003	610,930	163,224	202,058	1) Grant Revenue & Expenditure:	661,227	812,988
208	Urban Renewal	100,180	35,000	-	-		100,180	35,000
210	Parks & Recreation	3,645,499	3,473,729	-	300,000	1) Transfer Out - Pool Payback	3,645,499	3,773,729
310	Water Fund	6,726,111	6,368,791	-	300,000	1) Airport Water Tank Proejct 2) Chemical Cost Increase	6,726,111	6,668,791
320	Waste Water	4,075,501	2,797,804	103,000	320,098	1) Operational Expenditure Increases (Repair & Maint/Chemicals) 2) DOLA Grant Revenue and Expense Carryforward from 2021	4,178,501	3,117,902
330	Sanitation	797,550	791,822	-	-		797,550	791,822
401	Cemetery Perpetual Care	11,500	5,000	-	-		11,500	5,000
610	Fleet	839,466	670,398	-	120,000	1) Operational Expenditure Increase: 2) Ford F550 w/ Snowplow	839,466	790,398
620	Information Technology	974,450	1,066,413	-	-		974,450	1,066,413
	Total Budget	$ 31,965,129	$ 32,111,973	$ 657,224	$ 2,618,156		$ 32,622,353	$ 34,730,128

INTRODUCED at a regular meeting of the Council of the City of Rifle, Colorado held on December 7, 2022 read in full, passed, approved, and ordered published in full in accordance with Section 4.4(g) of the City Charter.

CITY OF RIFLE, COLORADO

By ________________________________
Mayor

ATTEST:

____
City Clerk

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #8.d.

Agenda Item Name:
Consider 2023 Contract with Sustainable Strategies

Presenter:
Tommy Klein, City Manager

Item Description:
Consider a 2023 contract with Sustainable Strategies

Recommended Action:
Move to approve the 2023 contract with Sustainable Strategies and the associated expenditure in the amount of $66,000.

Fiscal Impact:
If approved, the city will spend $66,000 from account 100-4132-400-320. We budgeted $66,000 in the 2023 budget for the services Sustainable Strategies provides our organization.

Operational Impact:
If approved, a significant amount of staff time will be saved since the company will write our grants. If Council does not approve the contract, we will not be able to hire this group in the future because they are no longer accepting additional Colorado clients.

Prior Board Motions:
On January 5, 2022, Council approved funding the contact for $66,000.

Background Information:
Sustainable Strategies searches for grant opportunities, writes grants, and submits the grants on our behalf. In 2022, they were instrumental in acquiring approximately 1.54 million dollars in direct funding. The company also assisted in obtaining 1.8 million dollars in funding for the Whiteriver and HWY 6 intersection updates. The company worked with CDOT and RFTA to obtain a RAISE grant for our new Park and Ride, which will provide approximately 1.9 million to complete that project. The company also applied for Congressionally Directed Spending to update body-worn and in-car cameras. The CDS will provide approximately 270k to the City and will be available if Congress passes a budget.

Executive Summary:
Please see background information.

Notification Requirements:
None

Prepared By:
Tommy Klein, City Manager

Attachments:
1. Rifle Contract_2023
2. OFFICIAL PURCHASE REQUEST FORM upd. 9.22.22

CONTRACT FOR GRANT-WRITING & ADVOCACY SERVICES BETWEEN THE CITY OF RIFLE AND SUSTAINABLE STRATEGIES DC

This Contract ("Contract") is entered into this 1st day of January, 2023 by and between the City of Rifle (hereinafter referred to as "the City"), whose mailing address is 202 Railroad Avenue, Rifle, CO 816450 and Sustainable Strategies DC, a District of Columbia company (hereinafter referred to as "Contractor"), whose mailing address is 500 New Jersey Avenue, NW, Washington, DC 20001.

SCOPE OF WORK

The Contractor will provide the City with retainer services, including the development of a "resource roadmap," a written strategic plan to identify the best approaches for securing funding and other assistance from federal, state, and philanthropic sources to help fill the gap in financing for the City's key priorities, and grant-writing services for up to six (6) funding opportunities. Grant writing services will include the provision of strategic advice, stakeholder support, full-service grant-writing, grant review, and grant submission. In addition, the retainer relationship will include monthly conference calls and communications with the City team to provide updates on grant development and connect the City team with appropriate federal and state officials to advocate for pending funding proposals. This Contract shall serve as a master agreement outlining the general terms and conditions of the Contractor-City relationship but work to apply for other federal programs or engage in strategic consulting services may be defined in separate, written Task Orders that further define the scope of work.

TERMS AND CONDITIONS

Term. The initial term of this Contract shall be for twelve (12) months. This term may be modified by mutual written agreement of the parties.

Payment for Services. The Contractor will provide the inclusive scope of work above on an ongoing basis for the set monthly retainer fee of $5,500 ($66,000 over the 12-month term). The City will pay all invoices within thirty (30) days after receipt. If the City has any valid reason for disputing any portion of the invoice, the City will notify the Contractor within fifteen (15) days of receipt of the invoice. The portion of the invoice that is not in dispute will be paid in accordance with the procedures outlined herein.

Project Administrators. The City designates the City Manager as Project Administrator for this Contract. As such, they will be responsible for the coordination of all activities under this Contract, for directing ongoing federal advocacy services, for initiating and approving the Task Order, and for approving payments.

Independent Contractor. Contractor acknowledges that services rendered under this Contract shall be performed as an independent contractor. Contractor is responsible for the payment of all federal, state and local income taxes related to fees for service.

Performance Standard. The Contractor will perform the services required of this agreement with the highest standards of professional and ethical competence and integrity and consistent with applicable industry standards. No other representation, express or implied, and no warranty or guarantee are included or intended in this Contract, or in any report, opinion, deliverable, work product, document, or otherwise.

Confidentiality. The Contractor shall not, during the term of this Contract, and within one year after its expiration, disclose any proprietary or confidential information related to the services provided pursuant to this agreement. Notwithstanding this requirement for the Contractor, the City is still obligated to release information about any of the activities of the Contractor that may be required by law.

Ownership of the Material. Any studies, applications, reports, software or other materials, prepared by the Contractor for the City under the Contract, shall belong to and remain the property of the City.

Contractor Not to be Engaged in Certain Activities. The Contractor agrees, that during the term of this agreement, the Contractor shall disclose to the Project Administrator any conflicts of interest that may arise as a result of their work performed under any Task Order and shall immediately cease to provide any additional work to the City related to that Task Order. The Contractor shall be compensated for any work completed up until the point the conflict emerges.

Insurance. The Contractor will be responsible for maintaining appropriate insurance coverage during the term of this agreement and shall provide the City with a copy of their insurance policy.

Indemnification. The Contractor shall indemnify and save harmless the City, its officers, employees, and agents against all suits, actions and damages, or costs of every kind and description, including attorneys' fees, arising directly or indirectly out of the performance of this Contract, whether caused by the negligent or intentional act or omission on the part of the Contractor, its agents, servants, employees, and subcontractors.

Assignment. The Contract is not assignable or transferable by the City. This Contract is not assignable or transferable by the Contractor without the written consent of the City, which consent shall not be unreasonably withheld or delayed.

Governing Law. This Contract shall be governed by the laws of the State of Colorado.

Dispute Resolution. The City and Contractor acknowledge that disputes arising under this Contract are best resolved between the parties. Failing resolution of conflicts at the organizational level, the parties agree that any remaining conflicts arising out of or relating to this Contract shall be submitted to nonbinding mediation unless otherwise mutually agreed. If the dispute is not resolved through nonbinding mediation, then the parties may take other appropriate action subject to the other terms of this Contract.

Termination for Convenience. The performance of work or delivery of services under this Contract may be terminated in whole or in part at any time with sixty (60) days' notice by either party when it is determined that termination is in its best interest. The City will be liable only for labor, materials, goods, and services furnished prior to the effective date of such termination.

Force Majeure. The Contractor shall not be responsible for delays or failures if such delay arises out of causes beyond its control. Such causes may include, but are not limited to, acts of God or of the public enemy, fires, floods, epidemics, riots, quarantine restrictions, strikes, freight embargoes, earthquakes, electrical outages, severe weather, and acts or omissions of third parties.

Severability. Should any part of this Contract for any reason be declared invalid, such decision shall not affect the validity or any remaining provisions, which remaining provisions shall remain in full force and effect as if this Contract had been executed with the invalid portion thereof eliminated, and it is hereby declared the intention of the parties that they would have executed the remaining portion of this Contract without including any such part, parts, or portions, which may, for any reason, be hereafter declared invalid. Any provision shall nevertheless remain in full force and effect in all other circumstances.

Entire Contract. The foregoing constitutes the entire Contract between the parties and may only be modified if agreed to in writing by both parties.

IN WITNESS WHEREOF, the parties hereto have executed this Contract as of the day and year first written above.

City of Rifle

Signature: ______________________________

Print Name: Tommy Klein

Title: City Manager

Sustainable Strategies DC

Print Name: Ashley Badesch

Title: Partner

CITY OF RIFLE
PURCHASE REQUEST

1.	Vendor Name NEW: W-9 attached ☐
	Sustainable Strategies

2.	Vendor Address
	200 Massachusetts Ave. NW Ste 380, Washington, DC 20001

3.	For the Purchase of (description)
	Grant Writing Services

4.	Amount Requested	Amount Budgeted	Finance Director Verified Funds Avail.
	$66,000	$66,000	

5.	Dept. Name	General Ledger Acct #
		100-4132-400-320

6.	Type of Purchase
☐	Capital Construction
☐	Capital Construction – Change Order
☐	Capital Equipment
☐	Plant Equipment
☐	Materials, supplies, non-profession/technical services (includes computer/software maint.)
✔	Professional Services
☐	Utilities (includes equipment installation and ongoing contracts)
☐	Land, easements, ROW

7.	Purchasing Process Required (Rifle Municipal Code sections for guidance)		
☐	Cooperative Purchasing:	Sec 4-3-90	
☐	Open Market:	Sec. 4-3-40(c)	
☐	Comparative Pricing:	Sec. 4-3-40(d)	
☐	Request for Proposal:	Sec. 4-3-40(e)	(attach bid tab)
☐	Competitive Sealed Bid:	Sec.4-3-40(f)	(attach bid tab & advertisement)
✔	Sole Source:	Sec. 4-3-40(a)	(attach memo)

8.	Authorization Required
✔	City Manager
✔	City Council

9.	Signatures		
	Position	**Signature**	**Date**
	Department Director		
	City Manager	[signature]	01-04-2023
	City Council Approval (meeting date)		
10.	**Purchase Order # assigned by Finance**		

FOR FULL CITY OF RIFLE PURCHASING PROVISIONS CLICK HERE

TABLE 1 - IS A PURCHASE ORDER NECESSARY

Amount of Purchase	*Is Purchase Order Needed*	*Method of Source Selection*
$0.01 - $10,000	No – Dept Head Approval	No special sourcing
$10,000.01 - $25,000	Yes – City Manager Approval	Yes – see table 2 below
$25,000.01 or Greater	Yes – Council Approval	Yes – see table 2 below

TABLE 2 - METHODS OF SOURCE SELECTION

Methods of source selection	*Contract limits*
Competitive sealed bidding	Greater than $50,000.00
**Competitive sealed proposals	Greater than $10,000.00 and less than $50,000.00**.

**Greater than $50,000 allowed for Construction Manager/General Contractor proposals, or similar type proposal.

Small purchases	Less than $10,000.00 - DEPARTMENT HEAD DISCRETION

TABLE 3 - LOCAL VENDOR PREFERENCE

Contract Amount	Primary Preference In City Limits	Secondary Preference In County Out of City
Less than $1,000	10% discount	5% discount
$1,001 to $5,000	8% discount	4% discount
$5,001 to $25,000	6% discount	3% discount
$25,001 to $100,000	5% discount	2% discount
$100,000 to $200,000	4% discount	2.5% discount
$200,001 to $500,000	3% discount	1.5% discount
$500,000 or greater	2% discount	1% discount

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #8.e.

Agenda Item Name:
Consider Purchase Request for Toilet at Grand Hogback Trailhead

Presenter:
Patrick Waller, Planning Director

Item Description:
Toilet at Grand Hogback Trailhead Procurement

Recommended Action:
Move to approve the purchase request in the amount of $32,190 to UBC Precast for a toilet at the Grand Hogback Trailhead.

Fiscal Impact:
The City of Rifle received a CPW Non-motorized trails grant for the further development of the Grand Hogback Trail System. This grant included a budget of $30,000 for a toilet at the trailhead. The bid was for $32,190. Staff recommends that the difference of $2,190 be covered by Conservation Trust Fund money. If City Council approves the proposal, the Conservation Trust Fund is anticipated to have a year-end fund balance of approximately $195,000.

Operational Impact:
None

Prior Board Motions:
Council has previously approved funding for the development of the Grand Hogback Trail System.

Background Information:
The City was awarded a CPW Non-motorized grant for further development of the Grand Hogback Trail System. Gumption Trailworks has been working on development of the trail system. The toilet at the railheads was included in the grant request.

Executive Summary:
Following City of Rifle procurement requirements, the bid was advertised on Bid Net. Staff received one bid, for $32,190, from UBC Precast. The bid was reviewed by the Bureau of Land Management and the toilet system meets their requirements. While Staff only received one formal bid for the project, the BLM did previously reach-out to two other toilet suppliers earlier this year. Both suppliers provided quotes of $34,000 and $35,000. Based on the proposed construction requirements and the other quotes the proposed bid represents a good value for the development of the trailhead toilet system.

The original budget identified $30,000 for the toilet. Staff recommends that the difference of $2,190 be paid for from the Conservation Trust Fund. If Council approves the proposal, the Conservation Trust Fund is anticipated to have a year end fund balance of approximately $195,000.

Notification Requirements:
The procurement process within the Rifle Municipal Code was met through the use of Bid Net.

Prepared By:
Patrick Waller, Planning Director

Attachments:
1. Staff Memo - Toilet Procurement
2. Quote for City of Rifle
3. City of Rifle BLMToilet Bid10.6.22

MEMORANDUM

To: City of Rifle City Council
From: Patrick Waller, AICP, Planning Director
Date: December 7, 2022
Subject: Grand Hogback Trail Toilet Construction

BACKGROUND

The City of Rifle and partners were awarded a CPW Non-motorized grant in the amount of $160,000 for the buildout of the Grand Hogback Trail System. The full build-out of the system includes the installation of the pit toilet at the trailhead parking lot.

GRANT BUDGET

The budget identified in the grant request was developed in collaboration with Roaring Fork Mountain Bike Association (RFMBA) and estimated that full build-out of the trails could be completed for $270,000. Installation of a permanent toilet at the trailhead was estimated to be $30,000 and $5,000 was reserved for Trail and Trailhead signage. Funding sources were identified as follows:

Funding Entity	Amount
City of Rifle	$80,000 (Conservation Trust Fund)
Alpine Bank	$10,000
Rifle Area Mountain Bike Organization	$10,000
Private Foundation Funding	$45,000
CPW Non-Motorized Grant	$160,000
Total	**$305,000**

Staff would like to note that the entirety of the City of Rifle funding is from the Conservation Trust Fund and that no General Fund money is being spent on the project. The total amount includes installation of the permanent toilet and signage.

BID INFORMATION

Following City of Rifle procurement requirements, the bid was advertised on Bid Net. Staff received one bid, for $32,190, from UBC Precast. The bid was reviewed by the Bureau of Land Management and the toilet system meets their requirements. While Staff only received one formal bid for the project, the BLM reached-out to two other toilet suppliers earlier this year. Both suppliers provided quotes of $34,000 and $35,000. Based on the proposed construction requirements and other quotes the proposed bid represents a good value for the development of the trailhead toilet system.

The original budget identified $30,000 for the toilet. Staff recommends that the difference of $2,190 be paid for from the Conservation Trust Fund. If Council approves the proposal, the Conservation Trust Fund is anticipated to have a year end fund balance of approximately $195,000.

STAFF RECOMMENDATION

Staff recommends that Council approve the purchase request for $32,190 to UBC Precast for a toilet at Grand Hogback Trail System. An additional $2,190 will be allocated from the Conservation Trust Fund to address the difference between the budget and the bid.

UBC
464 West Hwy. 26
Blackfoot, ID 83221
(208) 681-2665
Fax: (208) 785-4807
PRECAST CONCRETE PRODUCTS
PRECAST CONCRETE / GENERAL CONSTRUCTION

November 11, 2022

City of Rifle
Patrick Waller, Planning Director
202 Railroad Ave. P.O. Box 1908
Rifle, CO 81650

Quote: (1) Aspen 60, Delivered and installed to 2300 River Frontage Rd, Silt, CO 81652. Install Parking ADA area.

Our estimate for the above is as follows:

ITEM	DESCRIPTION	AMOUNT
UBC Precast Building	Aspen Model	$ 32,190.00

Includes:

UBC Precast Building Model Aspen 60(single), Prescott Model delivered to site. Specifications as per the City of Rifle specifications and Standard UBC Specifications and Drawings. Excavation and backfill included. ADA Parking spot at location to be determined. Note the following items of specifications are not meant to be restrictive, the City of Rifle specifications will be adhered to.

GENERAL ITEMS:

A. Finishes, (interior and exterior) as desired Specifications. Barnwood exterior walls with Cedar Shake look roofs finish.
B. Precast Concrete floor, walls, and roof,
C. UBC Model Aspen. Note: brochure and drawings are not meant to be restrictive. Floor Plans and major components and finishes to be as requested in the Owner. Please see website for options.
D. UBC drawings and specifications. No other specifications or drawings have been seen or considered.
E. Solar light package is optional $750.00
F. Solar Fan Package is optional $850.00.

Doors and Hardware:

A. (1) 3’-0” X 6’-8” restroom entry doors . All doors to be Hollow Metal: Door construction for the of ANSI A250.8-1998. (Commonly referred to as SDI-100). or equal. Note (1) doors and frames in the Aspen.
B. (Frames Steel as above) cast into the walls (1) B562P 626 finish Dead Bolts. D-100 Heavy duty Falcon Commercial Grade or Equal or as specified. If special deadbolt lock is desired please provide that cylinder before casting.
C. (1) Falcon Commercial Grade ADA Lever Lock, Entry Doors. Or as specified.
D. Signs as required.
   (1) Ives adjustable brush type Door Sweep.
E. (2) Stanley spring hinges or Equal

Concrete Notes and Specifications:

A. All vertical walls shall receive (2) 6 inch weld plates one in the top third and one in the bottom third of the walls.
B. Hollow Metal frames to be cast into the panels.
C. Exterior Finish to be “Barnwood” in color of choice, as requested . Roof cedar shake look.
D. All Concrete shall be 5000 psi at 28 days strength. 7 day, 14 day, and 28 days compression strength test shall be available.
E. Air content 4-6 %
F. Slump 4-6 inches maximum.
G. Concrete shall be discharged before 90 minutes.
H. Concrete color as selected by the Owner.

Plumbing Notes and specifications:

A. (1) ADA toilet riser and lid.
B. ADA Grab Bars
C. Vent 12 inch pipe as per the SST criteria.
D. Solar Vent fan package is an option and is included.

Painting Specifications:

A. Exterior barnwood textured walls: Behr Concrete Stain 800. Color as selected by the Owner. Roof is simulated cedar shake in color of your choice.
B. Anti-Graffiti coating Tex-Cote Sacrificial Graffiti Guard System, or equal.
C. Metal doors and Frames : (2) coats Glidden Fortis 350 semi gloss 100% acrylic Paint.
D. Interior Walls: one coat Block filler or primer Bloxfil 4000, two coats Tru-Glaze WB 4406 Acrylic Semi-gloss Epoxy.
E. Floors: Ashford formula concrete sealer.

Electrical Notes and Specifications:

A. No electrical on Aspen 60
B. Solar Vent Package is an Option.
C. Solar LED light package is an Option.

Evaluation Criteria:

1. UBC Precast Experience: Please reference the past experience sheet containing projects, names, phone numbers and addresses of similar projects. (provided upon request).
2. Methods proposed to insure the building fit into the appearance and layout of the facility:
   a. UBC Precast is experienced in creating a facility which will fit into the layout of the project by maintaining the colors, finishes, and top quality building which will deliver many years of low maintenance service.
   b. UBC has inspected the facilities currently being used at the and will provide a unit which conforms to the aesthetics and use of the buildings already in use at other projects.
   c. UBC will establish the finishes and layout of the work by working closely with the Owner, Public Works Engineers and Park personnel.
   d. UBC Precast will provide to the Owner an exhaustive submittal package prior to fabrication of the building. This will ensure that the restroom will fit into the appearance and layout of the Park.
3. Methods Proposed to ensure the Restrooms are ADA accessible:

   a. UBC representatives have been invited to, and have attended Federal Government workshops on ADA standards. Thereby ensuring ADA compliance to the newest most up to date standards. (UBC and its products also comply with the more stringent ADA California Title 24 Standards.
   b. Questions or challenges to the ADA interpretation are quickly solved using our access to the 2010 ADA Standards Manual for Accessible Design put out by the U.S. Department of Justice. This source provides the actual ADA Regulations and Technical Assistance Material for any questions or challenges which cannot be readily answered by experienced UBC personnel.

c. UBC Precast has been involved in Precast Concrete production of various Precast buildings and utility buildings for the past 32 years. UBC Precast is a pioneer in the industry of Precast Concrete Buildings and was awarded a U.S. patent for its work in the Precast Industry in 1989. UBC has worked closely with USDA Forest Service, Park Service, BLM, U.S. Army Corps of Engineers, National Atmospheric and Oceanic Administration, and other Governmental entities in the development of desirable and functional models of Precast Concrete Buildings. UBC has provided and installed hundreds of units throughout the contiguous United States, Alaska, and Canada. We have installed our buildings in the most remote locations such as Hells Canyon of the Snake River, to Canyonlands National Park. The examples contained in the reference section of this bid are a cross section of our more recent installations. You may see additional examples and list of customers on our brochures and web site at www.ubcprecast.com.
d. These methods ensure that UBC buildings meet and exceed the most stringent standards.

4. Construction Schedule and Completion Date: To be determined.
   a. P.O Date: _________. It is assumed that a Contract would be awarded on or ______.
   b. Submittal Process 14 days. This process will provide color selections, finishes desired, as well as submittal of all equipment, fixtures, and hardware used on the Restroom.
   c. Casting of the unit.90 days.
   d. Assembly of the Restroom, 30 days. finishes, and touch up of the unit. Also hook up of the utilities will take place at this time.
   e. Final Inspection.

We trust that the above information as well as the attached information is sufficient to establish UBC Precast ability to perform.

PAYMENT TERMS: 50% Upon Order, 40% Upon Assembly, 10% Upon delivery, or as negotiated.
FREIGHT: F.O.B. Jobsite. Silt Colorado.
TAXES: Excluded, ADD IF APPLICABLE.
EXCLUSIONS: Permits, taxes, or any license fees,
DELIVERY: As laid out in schedule above to be determined. ARO, Approval of any Submittals, & Color Selections.

This estimate is in effect for 30 days or as required by the Owner .

This unit is 100% Precast Construction. Durable and Warrantied for 20 years on concrete components, 2 years on equipment. (Some limits apply).

Thank you,

Greg Hoskins
UBC Precast
464 West Highway 26
Blackfoot, ID 83221
ph: 208-681-2665
fx: 208-785-4807
ubcprecast@msn.com
web site: www.ubcprecast.com

Quote from: UBC Precast, 464 West Highway 26, Blackfoot ID 83221
Phone: 208-681-2665
Email: ubcprecast@msn.com
Dunns: 627808660
UEI: WUV6JLB6GVF4
Tax I.D: 82-0438105

To: Vendors and Prospective Bidders for Precast Concrete Toilet

From: Patrick Waller, Planning Director, City of Rifle

Date: October 6, 2022

Re: Toilet at BLM Trailhead

The City of Rifle is soliciting bids for a new precast concrete toilet at the Grand Hogback Trailhead. The toilet shall conform to the requirements in the attachment.

Submittals shall meet Buy America Certification requirements.

Bids will be due at 2:00 pm November 11, 2022 . Questions will be accepted until November 4, 2022 . Please send all questions to Patrick Waller at pwaller@rifleco.org.

City of Rifle,

We propose to complete the work contained in this Document which includes:

1. Manufacture (1) Aspen 60 Precast Concrete Vault Toilet. Complete.
2. Deliver the Building and Vault to the site.
3. Install the Building and Vault at the site.
4. Perform all excavation and backfill for the installation of the Toilet.
5. Install (1) ADA parking spot near the unit. Compacted road base Gravel.
6. Clean up of the area.

Total Amount Bid for the Work above....................................$32,190.00

Signed,

Greg Hoskins

Greg Hoskins GM, UBC Precast

A. Precast Concrete Toilet.

1. **"Gunnison", Left Hand Opening**, single vault, and accessories, as manufactured by CXT Precast Products, Inc. 606 N. Pines Road, Suite 202 Spokane Valley, WA 99206 Toll free: 800-696-5766 Fax: 509-928-8270 E-mail: sales@lbfoster.com, www.cxtinc.com, or approved equal. Alternate building shall meet or exceed all salient characteristics and design standards and specifications of the specified building manufacturer.

   General: Manufacturer shall be ISO 9001 and PCI certified at time of bid.

   a. Toilet Building Details:

      -Exterior Wall Color: Shadow Gray
      -Roof Color: Shadow Gray
      -Roof Texture: Simulated Cedar Shake
      -Exterior Wall Texture: Barnwood
      -Signage: Unisex, Accessible
      -Wall Vent Location: Rear Wall (Upon Entering Door)
      -Deadbolt Lock: 2 ¾" backet, US26D Finish, cylinder 1 1/8" Schlage Mortise, 626 finish
      -Door Opener: ADA Lever Handle
      -Two, 3-roll toilet paper dispenser installed

DESIGN CRITERIA: Building will be manufactured using precast concrete including the roof. Design will also meet all applicable accessibility and building code requirements. Vault buildings will also meet various structural loads such as below, but not limited to/or restricted by them.

A. Roof Snow Load: Building roof shall have a 5" minimum reinforced concrete roof thickness and designed to withstand a 350 pounds per square foot snow load.

B. Floor Load: Vault building floor shall have a 5" minimum floor thickness and shall be designed to withstand 400 pounds per square foot floor load.

C. Wind Load: Building shall withstand the effects of 150 miles per hour (3-second gust) wind exposure C.

D. Earthquake Building shall withstand the effects of a seismic design category E earthquake.

E. Sweet Smelling Technology (SST)

   1. Buildings shall incorporate design aspects of SST as outlined by Briar Cook for the U.S. Forest Service.

   2. All wall to floor interior surface seams shall have a minimum 1" radius coving made of high strength grout.

   3. The vault shall have two compartments with vertical walls in the vault matching the location of the building walls. Overall vault dimensions shall match the perimeter size of the building to provide a stable foundation for placement of the building and shall have a bottom slope of 1" per foot from under the toilet

riser out to the outside cleanout area. The vault compartment under the entrance to the building shall have a 10" opening in the vault floor.

4. The building shall have a 24" diameter (minimum) lightweight manhole cover installed to the rear or side of the building. The manhole cover should be raised, with the surrounding concrete sloped away using a minimum slope of ½" per foot.

5. The depth of the vault shall be no deeper than 4½' to 5'.

6. A 12" diameter round pipe will be installed to vent the vault and the pipe shall be raised a minimum of 3' above the highest point of the roof. Vent pipe shall be straight up from the vault.

7. There shall be only one vent opening in the building and it shall be placed only on one side of the building.

F. Additional Design Standards

1. Vault buildings are an all concrete.

2. Vault buildings shall have a minimum 4" wall, 4½" roof, and 5" floor thickness.

3. Vault buildings have a one-piece floor unit to prevent panels that migrate in different directions during periods of freeze/thaw stress.

4. Vault buildings have a one-piece full length and width vault unit to support the building, screen area, and snow loads evenly.

5. See drawing "Gunnison Left Hand CXT Standard Building" for additional information.

B. Delivery Information.

1. Deliver and offload building, vault, and all accessories at the Bureau of Land Management, Colorado River Valley Field Office, 2300 River Frontage Rd, Silt, CO 81652. Installation of building is required. Delivery shall be Monday – Friday, 8:00 am – 4:30 pm.

Notify Alan Czepinski a minimum of 24 hours prior to delivery. Contact information is as follows.

Alan Czepinski
Outdoor Recreation Planner
970-319-7965
aczepinski@blm.gov

- Americans with Disabilities Act (ADA) Compliant
    - Install concrete or compacted rushed aggregate (class 6)
    - Grade of parking area around toilet cannot exceed 2% in any

direction
    - Trail leading to toilet must be under 5% grade
    - An ADA parking spot is required near the toilet
- Owl Guard on exhaust vent

Agenda Item #8.f.

Agenda Item Name:
Consider Ordinance No. 24, Series of 2022 - First Reading - Plastic Bag Fee Remittance

Presenter:
James S. Neu, City Attorney

Item Description:
Consider Ordinance No. 24, Series of 2022 - Plastic Bag Fee Remittance

Recommended Action:
Move to approve Ordinance No. 24, Series of 2022, on first reading as presented and order it to be published as required by Charter.

Fiscal Impact:
N/A

Operational Impact:
N/A

Prior Board Motions:
Earlier this year, by Ordinance No. 16, Council exempted this fee from an additional sales tax levy.
Please see memo attached for further clarification.

Background Information:
Please see memo attached.

Executive Summary:
N/A

Notification Requirements:
N/A

Prepared By:
Misty Williams, City Clerk

Attachments:
1. 20221201 Memo re Ord 24
2. Ordinance No. 24-Ch. 4 Text Amendment

Karp Neu Hanlon PC
ATTORNEYS AT LAW
www.mountainlawfirm.com

Glenwood Springs – Main Office
201 14th Street, Suite 200
P. O. Drawer 2030
Glenwood Springs, CO 81602

Aspen
0133 Prospector Rd.
Suite 4102J
Aspen, CO 81611

Montrose
1544 Oxbow Drive
Suite 224
Montrose, CO 81402

Office: 970.945.2261
Fax: 970.945.7336
Direct Mail to Glenwood Springs

DATE: December 1, 2022

TO: City of Rifle Mayor and Council

FROM: Karp Neu Hanlon, P.C.

RE: Ordinance 24 – Bag Fee Remittance

In 2021 the General Assembly adopted and the governor signed HB 21-1162, the Management Of Plastic Products Act. Among other things, this bill imposed a $0.10 fee on bags provided by retailers at point of sale, of which $0.06 cents will go to the City. Earlier this year, by Ordinance No. 16, Council exempted this fee from an additional sales tax levy. However, upon further review, we have determined, and CML has confirmed, that a scriveners error during the amendment process resulted in the fee not being remitted until April 1, 2024. January 1, 2023 to April 1, 2024 is an unnecessarily long period of time for retailers to be required to hold onto this fee prior to remittance, so we are proposing this ordinance, exercising the City's home rule authority, to correct the remittance date to 2023 and follow the sales and use tax remittance schedule already in place.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 24
SERIES OF 2022

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO AMENDING CHAPTER 4 OF THE RIFLE MUNICIPAL CODE TO PROVIDE FOR THE CLARIFICIATION OF THE REMITTANCE SCHEDULE OF THE BAG FEE IMPOSED BY THE STATE OF COLORADO.

WHEREAS, the City of Rifle ("Rifle" or the "City") is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Rifle Home Rule Charter; and

WHEREAS, pursuant to Article XX, Section 6 of the Colorado Constitution, the right to enact, administer and enforce sales and use taxes is clearly within the constitutional grant of power to the City and is necessary to raise revenue with which to conduct the affairs and render the services performed by the City; and

WHEREAS, by HB21-1162 the Management Of Plastic Products Act, the Colorado General Assembly adopted a $0.10 fee per bag provided by a retailer to go into effect January 1, 2023, of which $0.06 will be remitted to the local government in which the retailer is located; and

WHEREAS, it was discovered that due to a scriveners error, the remittance of the fee in the statute commences April 1, 2024, more than a year after the bag fee goes into effect; and

WHEREAS, it is within the City's home rule powers to require remittance to commence within a reasonable time of the bag fee being collected; and

WHEREAS, the City Council finds and determines that the following amendments to Chapter 4 of the Code are in the best interest of the public health, safety and welfare of the citizens of Rifle.

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

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

2. A new Section 4-2-60 of the Rifle Municipal Code is hereby adopted as set forth below:

Sec. 4-2-60. – Remittance of Bag Fee.

Every retailer or vendor shall be liable and responsible for the payment of the fee assessed in C.R.S. § 25-17-505(1)(a) commencing on January 1, 2023 as provided in C.R.S. § 25-

17-505(3)(d)(I) and shall remit the fee on the same schedule as they remit sales and use taxes.

INTRODUCED on December 7, 2022 read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado on December 21, 2022 passed without amendment, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _________________, 2022.

CITY OF RIFLE, COLORADO

By ____________________________________
Mayor

ATTEST:

____
City Clerk

CITY OF RIFLE
AGENDA ITEM REPORT
MEETING DATE: December 7, 2022

Agenda Item #9.a.

Agenda Item Name:
Report to City Manager

Presenter:
Tommy Klein, City Manager

Item Description:
Staff report on notable tasks completed within the individual departments.

Recommended Action:
No action necessary

Fiscal Impact:
N/A

Operational Impact:
N/A

Prior Board Motions:
N/A

Background Information:
N/A

Executive Summary:
Work Report to City Manager
11/25/2022

Notification Requirements:
N/A

Prepared By:
Misty Williams, City Clerk

Attachments:
1. Report to City Manager 11.25.2022

WORK REPORT TO CITY MANAGER

11.25.2022

PIO

- Continuing updates on website and social media on local issues and citizen concerns. Posted the information about the increase in bulk water rates.
- Attended Garfield PIO Group meeting which was a joint meeting with Eagle and Pitkin County PIOs. It was a great opportunity to meet and learn about each other before there are any major collaborative events.
- Press releases on holiday closures, Hometown Holiday traffic impacts, and two awards received for the concrete work on the downtown revitalization project.
- Our jury trial scheduled for November 30th has been vacated. The defendant failed to appear for both the pretrial and a motion hearing and the defense attorney has been unable to reach him. Further, none of us have seen him around town. We made the determination that bringing in our citizens would likely be an exercise in futility. A bench warrant has been issued.

COURT

- Handled 77 adult cases on November 16 court day.
- Held 12 telephone hearings with inmates in custody including 2 over the holiday weekend.

CITY MANAGER

- The Council and BOCC meeting will occur on February 8, 2023 at 6:00 p.m. in Council Chambers. A reminder will be sent as we get closer to the date.

PLANNING / BUILDING / GRIT

- GRIT will be operating a scavenger hunt in association with hometown holidays for the second year in a row.
- Staff has received the following Commercial Building Permit applications: Wal-Mart expansion and remodel to allow for in-store pick-up of online purchased items, a Carwash to be located between McDonald's and Kum & Go, and a remodel for Grand River Hospital Lab and Imaging Center
- Building Permits have been issued for one townhome structure and both multi-family condos for the Habitat project.

PUBLIC WORKS

The following are Capital Improvement Projects (CIP) currently in progress, to include inspection and administration, design, and/or planning:

- 0.5 MG Airport Water Tank: CDPHE approved design; a portion of below ground piping is on site; potholing and exposing of pipe for tie-ins; awaiting pipe to be installed prior to above ground structure construction; shop drawing for tank to be completed this week.
- Projects in design phase: Whiteriver, Tripp, and Morrow Dr. re-construction; E. 5th & Ute rebuild; Railroad Ave – 5th to 9th rebuild.
- Park Hill retaining wall for City/Frontella property line: Awaiting on CTL Thompson design report for engineering of wall structure – past due.
- 100 Block of W. 2nd Street Rehab: awaiting late December delivery of streetlamp poles and luminaires; delivery date for (3) missing grates: undetermined.
- Whiteriver Roundabout: Submission of 30% design to CDOT for review pushed to December 2; FIR (Field Inspection Review) with CDOT December 20.
- Update of Public Works Manual.
- Developing plans and procedure for Colorado River Bridge 16" water line restraint and alignment repair.

Fleet

- Preparation of fleet for winter operations

Operations & Maintenance

- Curb & gutter repair in 200 Block of East Avenue.
- Replacement of tarpaulin covers for tandem axle truck bed
- Repair/rebuild of tandem axle trailer
- Snowplow operations

Two weeks look-ahead

- Snow removal efforts
- Weed tree removal along roadways

POLICE

- RPD issued a total of 129 citations this month (53 Traffic).
- RPD responded to 1,041 calls for service in November yielding 59 cases requiring follow-up and additional investigation. We are currently 512 calls over last year this time.

RIFLE POLICE DEPARTMENT CRIME REPORT

201 EAST 18TH STREET • RIFLE, CO 81650

November 2022 (10/30-11/26)

Case Type	2021 Month	2022 Month	Difference	2021 Year	2022 Year	Difference
Arson	0	0	0	1	2	1
Assault	1	2	1	25	31	6
Burglary	1	2	1	18	17	-1
Child Abuse	0	0	0	3	8	5
Criminal Mischief	0	4	4	49	31	-18
Criminal Trespass	8	3	-5	68	44	-24
Domestic	7	6	-1	58	68	10
Drugs	2	1	-1	46	30	-16
DUI/DWAI	8	2	-6	60	41	-19
Fraud/Forgery	1	0	-1	13	25	12
Harassment	1	1	0	18	13	-5
Homicide	0	0	0	2	0	-2
Identity Theft	0	0	0	3	5	2
Kidnapping/Hostage	0	0	0	1	0	-1
Menacing	0	0	0	2	13	11
Missing Person	0	1	1	9	9	0
Motor Vehicle Theft	0	4	4	30	26	-4
Robbery	0	1	1	4	2	-2
Sex Offense	2	3	1	34	47	13
Theft	14	11	-3	147	145	-2
Warrant	7	1	-6	110	123	13
Weapon Violation	0	0	0	8	3	-5
Total	52	42	-10	709	683	-26
	Total Calls for Service					
Traffic	79	123	44	1531	1387	-144
Incidents	915	918	3	11442	12098	656
Total Calls for Service	994	1041	47	12973	13485	512

This report does not reflect all cases investigated by the Rifle Police Department, only those considered to be serious in nature.

Noteworthy events in November for the Rifle Police Department.

- The Rifle Police Department assisted with the 2022 Veteran's Day Parade.
- Officer Foreman located a stolen vehicle out of the Denver area. After a foot pursuit, two subjects were taken into custody.
- November 16. Colorado State Patrol Port Authority conducted an all-day truck inspection at Deerfield Park parking lot.

ANIMAL CONTROL

Our Community Service Officers continue to provide excellent service to our community. Below are call numbers through October 2022 for Animal Control. We will be updating annual totals in January.

Calls for Service	October	Annual
Running At Large	32	298
Lost / Found Animals	16	122
Animal Disturbance	6	79
Bite	1	22
Care & Treatment	4	91
Wildlife	4	37
Bear	4	36
Misc Domestic Animal	14	83
Other	6	91

Outcome of Call	October	Annual
Written Warnings	4	52
Municipal Citations	1	28
Assist	79	735
Turned Over To	1	12
Unfounded	0	9

Calls for Service	October	Annual
Total Calls	87	859
Citizen Complaint	83	761
Officer Initiated	1	67

Code Compliance

Code Compliance continues to work hard to provide great services to the City of Rifle. These are code compliance statistics for November.

Cases

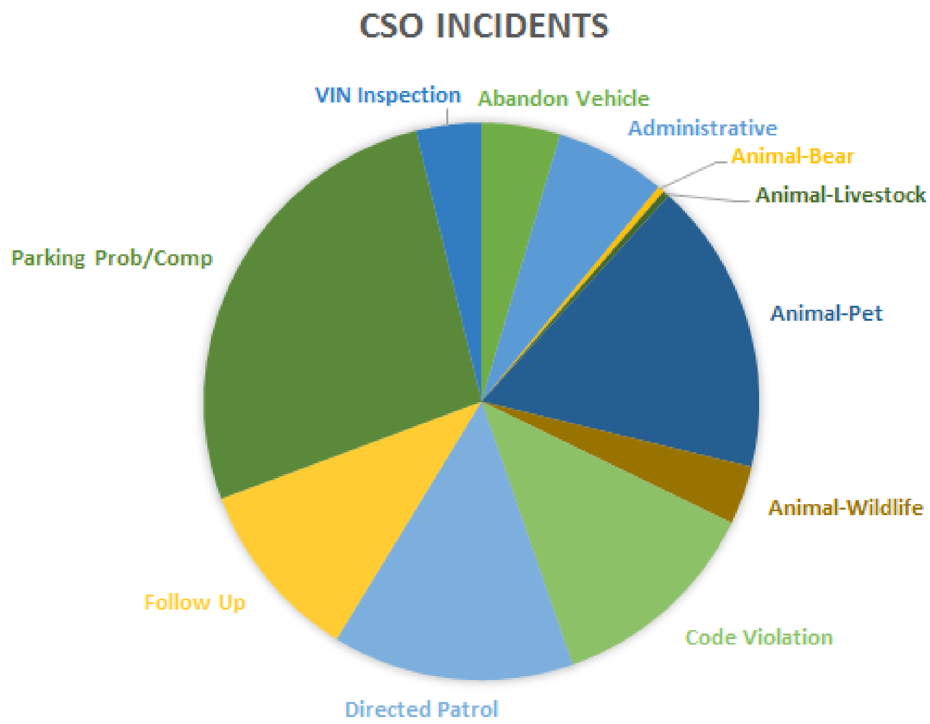
Type	Count
Animal Pet (Dog Bite)	2

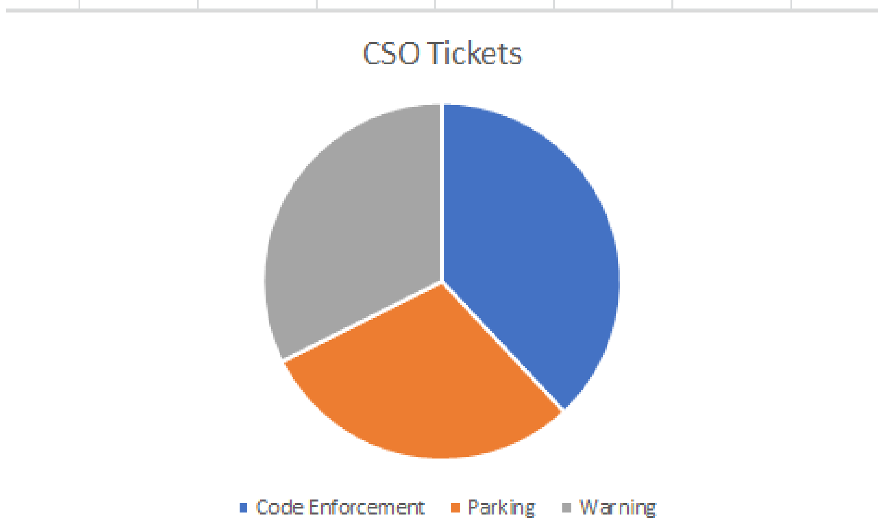
Incidents

Type	Count
Abandon Vehicle	12
Administrative	17
Animal-Bear	1
Animal-Livestock	1
Animal-Pet	45
Animal-Wildlife	9
Code Violation	33
Directed Patrol	37
Follow Up	28
Parking Prob/Comp	71
VIN Inspection	10

Tickets

Type	Count
Code Enforcement	27
Parking	21
Warning	23





Upcoming Events for the Rifle Police Department:

- December 3rd - Hometown Holidays Fireworks, Parade and Events downtown.
- December 9th – Shop with a Cop is scheduled 9:00 am – 12:30 pm
- Kallie McCain graduated from Western Colorado Peace Officers Academy through CMU on November 30. She begins her Field Training as a Rifle Police Officer in December.
- Adrian Phebus graduates from Delta Vocational Police Academy on December 7 and begins his Field Training as a Rifle Police Officer in December.

Rifle Police Department

Wishes everyone a safe and
Happy Holiday Season!