



CITY COUNCIL

WORKSHOP AND REGULAR MEETING AGENDA

April 5, 2023
7:00 PM
202 Railroad Avenue, Rifle, CO

5:30 PM - Workshop Meeting

Discussion and Review

- a. Discuss Parks and Recreation Strategic Plan
- b. Discuss City Hall HVAC Improvements
- c. Update on State of Colorado Building & Energy Code Requirements

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 Minutes of the March 15, 2023, Regular Meeting
 - 5.b. Consider Modification of Premises for Kum & Go LC dba Kum & Go #921
 - 5.c. Consider Modification of Premises for Kum & Go LC dba Kum & Go #922
 - 5.d. Consider Modification of Premises for Kum & Go LC dba Kum & Go #4923
 - 5.e. Consider Liquor License Renewal for Brenden Theatre Corporation dba Brenden Rifle 7 Theatres
 - 5.f. Consider Liquor Store License Transfer of Ownership for Zunu Investments, LLC dba Black Bear Liquors
 - 5.g. Consider Approval of Annual Wastewater Polymer Purchase
 - 5.h. Consider Approval of Pall Annual Maintenance Agreement

- 5.i. Consider 2023 Intergovernmental Agreement for Mosquito Control with Garfield County
- 5.j. Consider Ordinance No. 6, Series of 2023 - Tractor Supply Access to Airport Road - 2nd Reading

6. Action, if any, on Workshop Items

7. Presentation

- 7.a. Swearing In for Rifle Police Officer Kallie McCain

8. Regular Agenda

- 8.a. Consider Buy-Back of Cemetery Space
- 8.b. Consider Ordinance No. 7, Series of 2023 - Rose Hill Cemetery Fees - 1st Reading

9. Administrative Reports

- 9.a. Report to City Manager

10. Comments from Mayor and Council

11. Adjournment



Agenda Item #a.

Agenda Item Name:

Discuss Parks and Recreation Strategic Plan

Presenter:

Austin Rickstrew, Parks & Recreation Director

Item Description:

Provide a time for Parks and Recreation Advisory Board (PRAB) and Council to review and discuss the Parks and Recreation Strategic Plan.

Recommended Action:

Discussion Only

Fiscal Impact:

N/A

Operational Impact:

This process sets the goals and priorities in the department.

Prior Board Motions:

N/A

Background Information:

The PRAB Board participated in a strategic planning process on January 9th and 23rd. The mission, vision, values, and goals were reviewed and modified to align with the board's and staff's aspirations.

Executive Summary:

This workshop allows the council and PRAB to discuss the strategic plan and goals moving forward in the coming years.

Notification Requirements:

N/A

Prepared By:

Austin Rickstrew, Parks & Recreation Director

Attachments:

1. Strategic Plan 01.23.23 Adopted FINAL
2. 03.20.23 Parks Projects List

City of Rifle Parks & Recreation Strategic Plan 2023



Parks & Recreation Advisory Board Adoption:

Facilitator: Austin Rickstrew

PRAB Adoption: 1/23/2023

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Executive Summary

Strategic planning is a process for clarifying the aspirations of a Board and Staff. It establishes goals to be met and identifies broad strategies to achieve the goals.

Everything that happens in an organization is driven by the organization's values. These are the principles and beliefs that explain why the organization exists. Values define the goals and boundaries of behavior for board, staff, and volunteers in their interactions with each other, with clients, and with the community.

Values are the things we believe are important. Values govern the way we behave, communicate and interact with others. Values help us determine our priorities. Values are a small set of general guiding principles, not to be compromised for short-term financial gain or expediency. Below are the values set forth by the Parks and Recreation Advisory Board and staff.

Mission

The mission is a brief summary of the means that the organization will employ to achieve its vision. The mission statement answers the question, "Why do we exist?"

"To put forth the highest level of parks, programs, facilities and services necessary, to establish Rifle as the premier recreational community on the Western Slope."

Vision

The vision is a picture of the future state of the community we serve as a result of our work. Our vision statement is our destination.

"We strive to enrich lives through quality parks, programs, facilities, and services."

Values

When an organization's values appear as guiding principles, a code of conduct, or a culture code that explains how the organization intends to operate in accordance with those values, a values statement makes a promise. Complimentary to the City's values, Parks and Recreation has identified additional values that guide how they provide services.

City of Rifle Parks & Recreation Values

- Integrity
- Community
- Collaboration
- Safety
- Leadership
- Positive Attitude

City of Rifle Parks and Recreation Strategic Plan Values

The City of Rifle Parks and Recreation's vision is to be nimble, responsive and innovative in serving our community.

Goals



Goal 1: Promote healthy lifestyle through year-round recreational and leisure opportunities.

Action Steps :

Strategy #1: Expand Recreational Programs (dependent on community needs and availability of funding)

Action Steps

1. Identify opportunities to increase activities, either upon request or as opportunities are made available.
2. Implement year-round opportunities for public recreational activities.
3. Study opportunities for new recreational activities.

Strategy #2: Improve Rifle Mountain Park

Action Steps

1. Repair and maintain Community House.
2. Use Department of Corrections, Boy Scouts, Rocky Mountain Youth Corps, and volunteers to do work at RMP.
3. Master Plan RMP (Complete mid 2023).
4. Study Wedding Venue Opportunities at Community House.

Goal 2: Work to maintain, complete, landscape, and beautify all parks.

Strategy #1: Increase funding for parks through grants and donations. Consider funding for ongoing maintenance costs.

Action Steps

1. Identify potential grant opportunities.
2. Identify other funding opportunities.
3. Develop list of all known Parks Capital Projects.
4. Prioritize projects with estimated timeline. (Refer to Addendum 1)

Strategy #2: Implement list of known projects based on appropriated funds

Action Steps

1. Prioritize Projects with estimated timeline.

2. Use completed master plans to phase projects.
3. Seek grant funding opportunities.

Strategy #3: Create a unified approach - theme to beautify City Parks

Action Steps

1. Uniform signage and planned themes.

Strategy #4: Deter vandalism in City parks

Action Steps

1. Keep trash picked up.
2. Cover up vandalism within 24 hours.
3. Develop program to collaborate with community resources to deter and clean up graffiti.
 - a. Use lighting as a deterrent. Remove solar and replace with LEDs at Centennial and add lights going south to 3rd street.
 - b. Explore alternative measures such as security cameras.
 - c. Work with Rifle Police Department.
 - d. Increase, maintain security.

Goal 3: Continue investment of park and recreation funds for recreation programs, parks, trails, open space, indoor and outdoor facilities, operations, maintenance, equipment, and reserves.

Strategy #1: Conduct Strategic Planning annually.

Action Steps

1. Review Strategic Plan Annually.
2. Develop a five-year plan.
3. Conduct a community survey every 5 years. (2024)
4. Develop a capital reserve and investment strategy.
5. Coordinate with City Planning Department for trail development.

Strategy #2: Partner with other organizations.

Action Steps

1. Continued relationship with RE-2.
2. Foster partnership with Library district.

Goal 4: Provide optimal work space for efficient operations.

Strategy #1: Identify opportunities for Parks & Recreation Department workspace.

Action Steps

1. Evaluate current work area and provide work area to meet staff needs. (i.e., privacy, line of site for supervision, proximity to work groups)
2. Identify adequate storage for equipment and supplies. (present and future)
3. Evaluate opportunities for expansion in existing facilities.

Next Steps

1. Update Strategic Plan Annually.
2. Parks & Recreation Advisory Board and Staff review and approve document.
3. Participate in City Strategic Planning Process.

Appendix A – Beliefs

Beliefs are convictions that we generally hold to be true, usually without actual proof or evidence. Beliefs grow from what we see, hear, experience, read and think about.

- ❖ Parks and recreational activities foster human development, promote health and wellness, strengthen community image and sense of place, efficiently utilize resources, demonstrate fiscal responsibility, develop and cultivate partnership, support economic development, protect environmental resources, develop and empower staff, and increase cultural unity.
- ❖ Recreational activities should develop one physically, socially, and emotionally by enhancing athletic, cultural, and life skills.
- ❖ Programs should adapt to changing needs, age, and culture of the community.
- ❖ Participation in programs enhances one's education, promotes sportsmanship, advocacy, inclusiveness, and develops good citizenship, and overall well-being.
- ❖ A variety of recreational opportunities should be available to everyone.
- ❖ Amenities should meet the needs of a diverse population by providing a safe, clean, affordable, well-balanced, educational, wholesome, enjoyable, and rewarding experience.
- ❖ Investments in parks maintenance and improvements provide dividends that enhance the quality of life, property values, and the community's self-perception.
- ❖ Recreational activities enhance the quality of life in Rifle.
- ❖ Operations should be efficient, maintaining the facilities we currently have before building new facilities.
- ❖ Support high quality youth and adult programs through collaborative efforts.

Appendix B – Strategic Planning Participants

Parks and Recreation Advisory Board:

Kevin Kelly	Board Member/Chairman
Aaron Cumming	Board Member/Vice Chairman
Annie Macgregor	Board Member/Secretary
Brian Dow	Board Member
Trudy Lowery	Board Member
Kevin Blatter	Board Member
Michael Clancy	Board Member
Chris Bornholdt	Council Liason

Parks and Recreation Staff:

Austin Rickstrew	Parks and Recreation Director
Angie Wilkins	Parks and Recreation Administrative Assistant
Kendrick Robinson	Recreation Program Manager
Matt Rowe	Recreation Coordinator, Athletics
Rian Wright	Parks Maintenance Worker
David Lowery	Grounds and Facilities, Building Maintenance,Cemetery Supervisor

Addendum 1: Approximate Timeline--Parks Projects Updated March 20th, 2023

*Costs shown may be actual/current, or are rough estimates for future projects. Except for the pool project, no dollars have been invested in planning or design for refined estimates.				

[illegible]



Agenda Item #b.

Agenda Item Name:

Discuss City Hall HVAC Improvements

Presenter:

Phil Vaughn

Item Description:

Discuss City Hall HVAC Improvements

Recommended Action:

N/A

Fiscal Impact:

Dependent on projects selected.

Operational Impact:

Operations at City Hall may be affected.

Prior Board Motions:

Approved appropriation of \$1,000,000 to replace the HVAC for Phase 3 of the project. Council also previously approved Phase 1 and 2 of the City Hall renovations.

Background Information:

Approved appropriation of \$1,000,000 to replace the HVAC. Council also previously approved Phase 1 and 2 of the City Hall renovations.

Executive Summary:

Please see background information.

See attachments for projects that were proposed and for a list of change orders. Page 11 in the A-N attachment will be approved as part of the HVAC project since it is critical.

Notification Requirements:

None.

Prepared By:

Tommy Klein, City Manager

Attachments:

1. 2022 A-N

2. Rifle City Hall Ph 3- Budget Log 2023-03-30

PNGi
Construction Inc.

Project No.: 22056
Address: City Hall- City of Rifle

Date: 11/16/2022
Estimator: TDS
Project Duration: TBD

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City of Rifle Ph3 Project



Item A- Council Dias ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

CODE	Description	Quan.	Unit	Labor	Material	Vendor / Sub	Total
							\$ -
	Finishes Protections	1613	sf	403.00	750.00		\$ 1,153.00
	Remove wall base	121	lf	180.00	25.00		\$ 205.00
							\$ -
	Carpet Removal- Save for install	742	sf	806.00	50.00		\$ 856.00
	Built up floor structure demo	394	sf	4,320.00	250.00		\$ 4,570.00
	Built in millwork/ finishes demo	40	lf	2,880.00	250.00		\$ 3,130.00
	Core Drill- Floor pass thru	20	ea			1,500.00	\$ 1,500.00
	Dumpsters	8	ea			6,000.00	\$ 6,000.00
							\$ -
	Raised Floor Construction	394	sf	14,400.00	20,000.00		\$ 34,400.00
	Carpet Reinstall	742	sf	1,113.00	250.00		\$ 1,363.00
	Base Install- New	121	lf			484.00	\$ 484.00
							\$ -
	Custom Millwork Finishes						\$ -
	Knee wall framing	70	lf	1,440.00	1,516.00		\$ 2,956.00
	Solid surface wall cap	70	lf			5,250.00	\$ 5,250.00
	Solid surface work top	175	sf			12,250.00	\$ 12,250.00
	Top framing/ supports	175	sf	720.00	600.00		\$ 1,320.00
	Hardwood wainscott details	280	sf			10,000.00	\$ 10,000.00
	Knee wall support sheeting	280	sf	2,880.00	5,600.00		\$ 8,480.00
	Knee wall gyp finish	280	sf			1,680.00	\$ 1,680.00
	Knee wall supports	14	ea	50.00	250.00		\$ 300.00
	Gyp Painting	280	sf			840.00	\$ 840.00
	Custom Woodwork Finishing	280	sf			4,200.00	\$ 4,200.00
	Glass Logo Detail	1	ea			2,500.00	\$ 2,500.00
							\$ -
	DIAS Backwall	Excl'd		Remains as is			\$ -
	Protections Removals	1613	sf	403.00			\$ 403.00
	Final Clean	1613	sf			6,452.00	\$ 6,452.00

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$29,595.00	\$29,541.00	\$51,156.00	\$110,292.00

Direct Cost of Work		\$110,292.00
Insurances	1.20%	\$1,323.50
Subtotal		\$111,615.50
Bonding	1.50%	\$1,674.23
Subtotal		\$113,289.74
General Conditions	9.00%	\$10,196.08
Subtotal		\$123,485.81
Contractor's Fee	4.00%	\$4,939.43
Estimate Total:		\$128,425.25



Item B- Council Light Swap ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

[illegible]

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$3,224.00	\$1,803.00	\$30,742.00	\$35,769.00

Direct Cost of Work		\$35,769.00
Insurances	1.20%	\$429.23
Subtotal		\$36,198.23
Bonding	1.50%	\$542.97
Subtotal		\$36,741.20
General Conditions	9.00%	\$3,306.71
Subtotal		\$40,047.91
Contractor's Fee	4.00%	\$1,601.92
Estimate Total:		\$41,649.83

PNCi
Construction Inc.

Project No.:
Address:

Date: 11/16/2022
Estimator: TDS
Project Duration: TBD

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$350.00	\$0.00	\$3,500.00	\$3,850.00

Direct Cost of Work		\$3,850.00
Insurances	1.20%	\$46.20
Subtotal		\$3,896.20
Bonding	1.50%	\$58.44
Subtotal		\$3,954.64
General Conditions	9.00%	\$355.92
Subtotal		\$4,310.56
Contractor's Fee	4.00%	\$172.42
Estimate Total:		\$4,482.98

City of Rifle Ph3 Project



Item F- Stair Rails Int/Ext ESTIMATE

Project No.:
Address:

Date: 11/16/2022
Estimator: TDS
Project Duration: TBD

CODE	Description	Quan.	Unit	Labor	Material	Vendor / Sub	Total
							\$ -
	Demo existitng	160	mhrs	7,200.00			\$ 7,200.00
	Handrails			Incl	250.00		\$ 250.00
	Remove Netting From Railing			Incl	100.00		\$ 100.00
	Resilient Stair Treads			Excl			\$ -
	Resilient - Landings			Excl			\$ -
							\$ -
	New Rails	180	lf			17,100.00	\$ 17,100.00
	3x3 wire mesh guard section	540	sf			35,100.00	\$ 35,100.00
							\$ -
	Stairwell Painting						\$ -
	Walls/Ceilings	6560	sf			19,680.00	\$ 19,680.00
	New Rails/ guards	540	sf			5,400.00	\$ 5,400.00
	Existing Stairs	596	sf			7,152.00	\$ 7,152.00
							\$ -
							\$ -
							\$ -
							\$ -
	Temp Protections	2	lots	5,376.00	1,000.00		\$ 6,376.00
	Final Clean	64	mhrs	2,688.00	500.00		\$ 3,188.00
	Dumpsters	4	ea			3,000.00	\$ 3,000.00
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$15,264.00	\$1,850.00	\$87,432.00	\$104,546.00

Direct Cost of Work		\$104,546.00
Insurances	1.20%	\$1,254.55
Subtotal		\$105,800.55
Bonding	1.50%	\$1,587.01
Subtotal		\$107,387.56
General Conditions	9.00%	\$9,664.88
Subtotal		\$117,052.44
Contractor's Fee	4.00%	\$4,682.10
Estimate Total:		\$121,734.54

City of Rifle Ph3 Project



Item G- North Council Door ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

CODE	Description	Quan.	Unit	Labor	Material	Vendor / Sub	Total
							\$ -
	Existing Door/ Jamb Demo	1	ea	520.00	200.00		\$ 720.00
	Exterior Wall Sawcutting	10	lf	200.00	50.00		\$ 250.00
	Ext Wall Demo- new opening	4	mhrs	260.00			\$ 260.00
	Framing/ Header Allowance	1	ls	1,440.00	2,500.00		\$ 3,940.00
							\$ -
	New HM Frame- allow for side light	1	ea	350.00	650.00		\$ 1,000.00
	New HM Door	1	ea	150.00	750.00		\$ 900.00
	New Door Hardware	1	ea	350.00	2,500.00		\$ 2,850.00
	Glazing Allowance	30	sf			2,500.00	\$ 2,500.00
	Int Patch/ Repair- Gyp and Paint	1	ls	1,040.00	250.00		\$ 1,290.00
	Ext Patch/Repair- Brick	1	ls			2,500.00	\$ 2,500.00
	Caulking	1	ls	260.00	150.00		\$ 410.00
							\$ -
							\$ -
	Site Demo	95	sf			2,375.00	\$ 2,375.00
	Site/ Concrete Prep	95	sf			950.00	\$ 950.00
	New Concrete Walk/ Ramp/ Landing	7	cy			5,250.00	\$ 5,250.00
							\$ -
							\$ -
	Debris Haul	2	ea			1,500.00	\$ 1,500.00
							\$ -
	Existing Finishes Protections- Int	1	ea	403.00	250.00		\$ 653.00
	Final Clean- Int	1	ea	260.00	50.00		\$ 310.00
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$5,233.00	\$7,350.00	\$15,075.00	\$27,658.00

Direct Cost of Work		\$27,658.00
Insurances	1.20%	\$331.90
Subtotal		\$27,989.90
Bonding	1.50%	\$419.85
Subtotal		\$28,409.74
General Conditions	9.00%	\$2,556.88
Subtotal		\$30,966.62
Contractor's Fee	4.00%	\$1,238.66
Estimate Total:		\$32,205.29

PNCi
Construction Inc.

Project No.:
Address:

Date: 11/16/2022
Estimator: TDS
Project Duration: TBD

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$2,160.00	\$500.00	\$23,185.00	\$25,845.00

Direct Cost of Work		\$25,845.00
Insurances	1.20%	\$310.14
Subtotal		\$26,155.14
Bonding	1.50%	\$392.33
Subtotal		\$26,547.47
General Conditions	9.00%	\$2,389.27
Subtotal		\$28,936.74
Contractor's Fee	4.00%	\$1,157.47
Estimate Total:		\$30,094.21

City of Rifle Ph3 Project



Item K- Fire Alarm/ Wet Pipe Fire Sprinkler ESTIMATE

Project No.:
Address:

Date: 11/16/2022
Estimator: TDS
Project Duration: TBD

CODE	Description	Quan.	Unit	Labor	Material	Vendor / Sub	Total
							\$ -
	Fire Protection	22856	sf			125,708.00	\$ 125,708.00
	Expand System					Incd	\$ -
	Misc Relocates & Adds					Incd	\$ -
	Misc Change Out Heads					Incd	\$ -
							\$ -
	Protection	22856	sf	22,856.00	11,428.00		\$ 34,284.00
	Demo ACT- Tile Only	22856	sf	31,769.84			\$ 31,769.84
	Install Salvage ACT	22856	sf	11,428.00	9,142.40		\$ 20,570.40
							\$ -
	Fireline Scope						\$ -
	Sawcut	225	lf			1,700.00	\$ 1,700.00
	Concrete/ Asphalt Demo	200	sf			800.00	\$ 800.00
	6" Fire Line Exc and Install	100	lf			8,500.00	\$ 8,500.00
	Fire Riser Assembly	1	ls			7,500.00	\$ 7,500.00
	Concrete/ Asphalt Prep	200	sf			8,000.00	\$ 8,000.00
	Concrete/ Asphalt Patch	200	sf			8,000.00	\$ 8,000.00
							\$ -
	Dumpster	4	pulls			6,000.00	\$ 6,000.00
	Final Clean	22856	sf			34,284.00	\$ 34,284.00
							\$ -
	Moving Allowance	22856	sf			34,284.00	\$ 34,284.00
	Off Site Storage Allow	10	mo			30,000.00	\$ 30,000.00
							\$ -
	Fire Alarm System	22856	sf			91,424.00	\$ 91,424.00
							\$ -
							\$ -
							\$ -
							\$ -
							\$ -

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$66,053.84	\$20,570.40	\$356,200.00	\$442,824.24

Direct Cost of Work		\$442,824.24
Insurances	1.20%	\$5,313.89
Subtotal		\$448,138.13
Bonding	1.50%	\$6,722.07
Subtotal		\$454,860.20
General Conditions	9.00%	\$40,937.42
Subtotal		\$495,797.62
Contractor's Fee	4.00%	\$19,831.90
Estimate Total:		\$515,629.53



Item L- 4 Plex vs Duplex ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

[illegible]

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$0.00	\$0.00	\$47,350.00	\$47,350.00

Direct Cost of Work		\$47,350.00
Insurances	1.20%	\$568.20
Subtotal		\$47,918.20
Bonding	1.50%	\$718.77
Subtotal		\$48,636.97
General Conditions	9.00%	\$4,377.33
Subtotal		\$53,014.30
Contractor's Fee	4.00%	\$2,120.57
Estimate Total:		\$55,134.87

City of Rifle Ph3 Project



Item M- Addition Outlets at IT ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

CODE	Description	Quan.	Unit	Labor	Material	Vendor / Sub	Total
							\$ -
	Add outlets to bare walls						\$ -
	Rm 210	1	ea			1,300.00	\$ 1,300.00
	Rm 210 Homerun	110	lf			2,750.00	\$ 2,750.00
	Patch/ Repair	20	sf			1,500.00	\$ 1,500.00
	Rm 206	4	ea			5,200.00	\$ 5,200.00
	Rm 206 Homerun	50	lf			1,250.00	\$ 1,250.00
	Patch/ Repair	40	sf			3,000.00	\$ 3,000.00
	Rm 203	1	ea			1,300.00	\$ 1,300.00
	Patch/ Repair	10	sf			750.00	\$ 750.00
	Rm 229	1	ea			1,300.00	\$ 1,300.00
	Patch/ Repair	10	sf			750.00	\$ 750.00
	Rm 221/225	4	ea			5,200.00	\$ 5,200.00
	Rm 210 Homerun	20	lf			500.00	\$ 500.00
	Patch/ Repair	50	sf			3,750.00	\$ 3,750.00
							\$ -
	ACT R/R	1800	sf			2,700.00	\$ 2,700.00
							\$ -
	Dumpster	4	pulls			3,000.00	\$ 3,000.00
	Final Clean	1800	sf			24,000.00	\$ 24,000.00
							\$ -
	Basement Level						\$ -
	4 plex with wiring	4	ea			5,200.00	\$ 5,200.00
	Patch/ Repair	70	sf			5,250.00	\$ 5,250.00
	Home Runs	135	lf			3,375.00	\$ 3,375.00
	ACT R/R	748	sf			1,122.00	\$ 1,122.00
							\$ -
							\$ -
							\$ -
							\$ -

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$0.00	\$0.00	\$73,197.00	\$73,197.00

Direct Cost of Work		\$73,197.00
Insurances	1.20%	\$878.36
Subtotal		\$74,075.36
Bonding	1.50%	\$1,111.13
Subtotal		\$75,186.49
General Conditions	9.00%	\$6,766.78
Subtotal		\$81,953.28
Contractor's Fee	4.00%	\$3,278.13
Estimate Total:		\$85,231.41



Item N- Mag Filter to Hydronics ESTIMATE

Project No.:

Address:

Date: 11/16/2022

Estimator: TDS

Project Duration: TBD

[illegible]

	Labor	Materials	Vendor / Sub	Total
Subtotals	\$0.00	\$0.00	\$5,100.00	\$5,100.00

Direct Cost of Work		\$5,100.00
Insurances	1.20%	\$61.20
Subtotal		\$5,161.20
Bonding	1.50%	\$77.42
Subtotal		\$5,238.62
General Conditions	9.00%	\$471.48
Subtotal		\$5,710.09
Contractor's Fee	4.00%	\$228.40
Estimate Total:		\$5,938.50

Item #	Date	Item Description	Decision Date	Budget Cost	Accepted Cost	Rejected Cost	Comments/Conclusion
1	3/6/2023	COR #1- Hydronic Repairs Scope	3/23/2023	33,395.31	33,395.31		
2	3/10/2023	COR #2- VAV Replacement Mech Rm	3/23/2023	27,190.40	27,190.40		
3	3/16/2023	COR #3- East Entry Door					Review East, West, and Center South
4	3/16/2023	COR #4- Added Pre-Construction Services A-N		10,000.00			
5	3/30/2023	COR #5- Additional Hydronic Repair Scope/ Reconciled		2,596.00			Reconcile COR #1, Add Scope
6							
7							
8							
9							
10							
11							
12							
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32							
33							
		Totals		73,181.71	60,585.71		
Total Adjustment				60,585.71			



Agenda Item #c.

Agenda Item Name:

Update on State of Colorado Building & Energy Code Requirements

Presenter:

Patrick Waller, Planning Director

Item Description:

Update on Energy Code Requirements

Recommended Action:

N/A

Fiscal Impact:

Updating to the 2018 Energy Code would increase building costs for single-family units by at least \$1623 per unit. Requiring the 2021 Energy Code increases the cost of a single-family unit by \$5,192

Operational Impact:

If the energy code is updated, Building Permits would require blower door tests. This would likely require contractors to get their own inspectors because of timing and equipment costs on Staff.

Prior Board Motions:

N/A

Background Information:

The State of Colorado has passed additional legislation on the requirements to update a municipalities' energy code if any other Building Code is updated

Executive Summary:

Per State of Colorado requirements, if a jurisdiction updates any portion of its building code prior to July 1, 2023, the jurisdiction must then update the Energy Code to one of the three most recent versions (2015, 2018, 2021). If a jurisdiction chooses to update a building code after July 1, 2023 state legislation will require that the Energy Code is updated to the 2021 version.

Notification Requirements:

No additional notification required.

Prepared By:

Patrick Waller, Planning Director

Attachments:

1. Colorado Energy Code Updates

COLORADO ENERGY MANDATES

Slides from Colorado Energy Office Training Webinar

Colorado Energy Codes - Now

- Colorado legislature passed a law in 2019 (HB19-1260) requiring local governments that update any of their building codes to adopt one of the three most recent energy codes: the 2015, 2018, or 2021 International Energy Conservation Code (IECC).
- Local governments are allowed to amend the code, but not in a way that would weaken the energy performance
- Current status of energy code adoption:
 - 13 jurisdictions are on 2021 IECC (~16% of CO population)
 - ~50 jurisdictions are actively updating to or considering updating to 2021 IECC
 - 131 jurisdictions are on 2015 or 2018 IECC (~71% of CO population)
 - 109 jurisdictions are on a code older than the 2015 IECC (~11% of CO population)
 - 85 jurisdictions have no energy code (~2% of CO population)

Colorado Energy Codes - Starting July 1, 2023

- Colorado legislature passed a law in 2022 (HB22-1362) that updates the state's energy code requirements for any jurisdiction that adopts or updates any building code on or after July 1, 2023 and before July 1, 2026 to adopt:
 - 2021 IECC or an equivalent code; and
 - Electric ready and solar ready code developed by the Energy Code Board, which will include pre-wiring requirements for:
 - Future solar PV or solar thermal installation
 - Future installation of high efficiency electric appliances in mixed-fuel buildings
 - Future charging of electric vehicles



COLORADO
Energy Office



COLORADO
Department of Local Affairs

Colorado Energy Codes - Starting July 1, 2026

- HB22-1362 requires any jurisdiction that adopts or updates any building code on or after July 1, 2026 to adopt:
 - A low energy and carbon code, or a code that provides equivalent energy and emissions performance, to be developed by the Energy Code Board and include:
 - 2021 IECC or 2024 IECC, whichever is more energy efficient
 - Any appendices to the 2021 IECC or 2024 IECC the Energy Code Board deems appropriate
 - Updates to the solar ready and electric ready code, if necessary
 - Compliance pathways for both all-electric and mixed-fuel buildings
 - Exemption for all-electric buildings from on-site renewable energy requirements



COLORADO
Energy Office



COLORADO
Department of Local Affairs

2009 IECC vs. 2018 IECC Prescriptive Table

Climate Zone	Window U-Factor	Window SHGC	Ceiling R-Value	Wood Framed Wall R-Value	Mass Wall R-Value	Floor R-Value	Basement Wall R-Value	Slab R-Value and Depth	Crawl Space Wall R-Value
1	1.2 NR	0.30 0.25	R-30	R-13	R-3/4	R-13	0	0	0
2	0.65 0.40	0.30 0.25	R-30 38	R-13	R-4/6	R-13	0	0	0
3	0.35 0.32	0.30 0.25	R-30 38	R-13 20 or 13+5	R-5/8 8/13	R-19	R-5/13	0	R-5/13
4 except Marine	0.35 0.32	NR 0.40	R-38 49	R-13 20 or 13+5	R-5/10 8/13	R-19	R-10/13	R-10, 2ft	R-10/13
5 and Marine 4	0.35 0.30	NR	R-38 49	R-20 or 13+5	R-13/17	R-30	R-10/13 15/19	R-10, 2ft	R-10/13 15/19
Climate Zone 6	0.35 0.30	NR	R-49	R-20 or 13+5 20+5 or 13+10	R-15/20	R-30	R-15/19	R-10, 4ft	R-10/13 15/19
Climate Zone 7 & 8	0.35 0.30	NR	R-49	R-21 20+5 or 13+10	R-19/21	R-38	R-15/19	R-10, 4ft	R-10/13 15/19

Average Single Family Added Cost \$

Moving from this IECC Version	Moving to this IECC Version					
		2009	2012	2015	2018	2021
	2006	\$833	\$2,430	\$4,028	\$4068	\$7,637
	2009		\$1,597	\$1,583	\$1623	\$5,192
	2012			Negligible	\$40	\$3,609
	2015				\$40	\$3,609
	2018					\$3,569



Agenda Item #5.a.

Agenda Item Name:

Consider Minutes of the March 15, 2023, Regular Meeting

Presenter:

Misty Williams, City Clerk

Item Description:

Consider Minutes of the March 15, 2023, Regular Meeting

Recommended Action:

Move to approve the minutes of the March 15, 2023, City Council Regular Meeting

Fiscal Impact:

N/A

Operational Impact:

N/A

Prior Board Motions:

N/A

Background Information:

N/A

Executive Summary:

Minutes of the March 15, 2023, Regular Meeting

Notification Requirements:

N/A

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. 03.15.2023 DRAFT Minutes



RIFLE CITY COUNCIL

REGULAR MEETING

March 15, 2023
7:00 p.m.
202 Railroad Avenue, Rifle, CO

CALL TO ORDER & ROLL CALL

A regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Ed Green.

Present at Roll Call:

Mayor Ed Green, Councilor Joe Carpenter, Councilor Alicia Gresley, Councilor Brian Condie, Councilor Clint Hostettler, Councilor Chris Bornholdt and Councilor Sean Strode.

Roll Call: Yes - Ed Green, Clint Hostettler, Alicia Gresley, Joe Carpenter, Chris Bornholdt, Sean Strode and Brian Condie.

No - None.

Others Present:

City Manager Tommy Klein, City Clerk Misty Williams, City Attorney Jim Neu, Rifle Community Television (RCTV) Salvador Tovar-Guzman, Planning Director Patrick Waller and Tractor Supply Representative Robert Willz.

PUBLIC COMMENT

No public comment was heard.

CONSENT AGENDA – CONSIDER APPROVING THE FOLLOWING ITEMS:

- A. Consider Minutes of the March 1, 2023, Regular Meeting
- B. Consider Liquor License Renewal Western Slope Investments dba Wing Nutz Bar and Grill

Councilor Sean Strode moved to approve Consent Agenda Items A and B; seconded by Councilor Joe Carpenter.

Roll Call: Yes - Alicia Gresley, Brian Condie, Sean Strode, Chris Bornholdt, Clint Hostettler, Ed Green, and Joe Carpenter.

No – None.

REGULAR AGENDA

Consider Ordinance No. 6, Series of 2023 – Tractor Supply Access to Airport Road 1st Ready

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, GRANTING
ACCESS TO THE AIRPORT ROAD FOR LOTS 1 AND 2 BTE MINOR
SUBDIVISION

Planning Director Patrick Waller presented request to consider Ordinance No. 6, Series of 2023 – Tractor Supply Access to Airport Road 1st Ready. Staff has received an application for a Tractor Supply store at 1581 and 1585 Airport Road. The property is zoned light industrial, which allows retail uses as a use by-right. The property was created as part of the BTE Minor Subdivision in 1997 and is subject to Ordinance No. 47. This Ordinance requires that all four lots in the subdivision access County Road 346 (which is now Airport Road) via a shared driveway on the western side of the property. The application requests that Tractor Supply have a stand-alone entrance onto Airport Road and not via the shared access. Due to the restriction being memorialized in an Ordinance; City Council would need to approve a separate ordinance allowing for the exception. As part of the Site Plan application, the applicant has provided a letter detailing why the separate access is needed due to site constraints; truck turning movements, narrow widths of the paved road, and the fill requirement needed for floodplain issues on the property (the grades on the west are too steep). Application was reviewed by referral agencies, civil engineer and public works personnel. Staff recommends approval of request.

Tractor Supply Representative Robert Willz was present to answer questions for Council.

Councilor Clint Hostettler moved to approve Ordinance No. 6, Series of 2023 on first reading and order it to be published in full as required by Charter; seconded by Councilor Alicia Gresley. Roll Call: Yes - Sean Strode, Joe Carpenter, Chris Bornholdt, Brian Condie, Clint Hostettler, Alicia Gresley and Ed Green.
No – None

Consider Clarifier Drive Emergency Rebuild Proposal

City Attorney Jim Neu presented emergency request to consider a clarifier drive rebuild proposal. The main drive is currently out of service. Utilities Director Robert Burns anticipated and budgeted for this project to be done in 2023. City Attorney Jim Neu recommends approval of clarifier drive rebuild proposal from RSG Clarifier Experts. RSG Clarifier Experts are familiar with the H-40 drives on our clarifiers and specifically rebuilds Evoqua brand clarifiers, similar to the ones in current operation at the wastewater treatment plan.

Councilor Brian Condie moved to approve an emergency rebuild for Clarifier #2 by RSG Clarifier Experts in an amount not to exceed \$70,000.00; seconded by Councilor Sean Strode. Roll Call: Yes - Alicia Gresley, Sean Strode, Chris Bornholdt, Clint Hostettler, Ed Green, Joe Carpenter and Brian Condie.
No – None.

Report to City Manager

Reports were heard from City Manager Tommy Klein and City Attorney Jim Neu.

Comments from Mayor and Council

Comments were heard from Councilor Joe Carpenter.

Adjournment

Meeting adjourned at 7:21 p.m.

Misty Williams
City Clerk

Ed Green
Mayor



Agenda Item #5.b.

Agenda Item Name:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #921

Presenter:

Misty Williams, City Clerk

Item Description:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #921

Recommended Action:

I move to approve the Modification of Premises for Kum & Go LC dba Kum & Go #921

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

On November 8, 2022, the People of the State of Colorado voted to amend Articles 3 and 4 of Title 44 in the Colorado Revised Statutes, allowing Fermented Malt Beverage Off-Premises Retailers (FMB-OFF) to sell wine.

As a result, per the Code of Colorado Regulations (Liquor Enforcement Division) Regulation 47-302 (Changing, Altering, or Modifying Licensed Premises), if the licensed premises is going to be physically changed or materially or substantially altered, then a modification of premises and fees shall be filed with both the local and state licensing authorities for approval or denial.

Kum & Go LC dba Kum & Go #921 located at 120 East 1th Street, Rifle, CO has submitted a Modification of premises application.

This application is for interior alterations inside of Kum & Go #921 to accommodate and store wine. The application is complete and the appropriate fees have been paid.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. 2023 Report of Changes Application - Kum & GO #921

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 12-40424-0013	
2. Name of Licensee Kum & Go LC			3. Trade Name of Establishment (DBA) Kum & Go #921			
4. Address of Premises (specify exact location of premises) 120 East 1st Street			5. Business Email Address licenses@kumandgo.com			
City Rifle	County Garfield	State CO	ZIP 81650	Business Phone Number 515-274-7793		
SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.						
Section A – Manager Reg/Change			Section C			
☐ 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 <i>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.</i>			☐ 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: 150.00 ☐ Addition of Optional Premises to Existing H/R \$100.00 x Total Fee:			
Section B – Duplicate License			☐ Addition of Related Facility to an Existing Resort or Campus Liquor Complex \$160.00 x Total Fee:			
☐ Duplicate License \$50.00			☐ 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 \$ 150.00

Instruction Sheet

For All Sections, Complete Questions 1-5 Located on Page 1

☐ **Section A**

To Register or Change Managers, check the appropriate box in section A and complete question 9 on page 4. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

☐ **Section B**

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 5 for Oath of Applicant signature.

☒ **Section C**

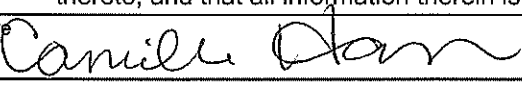
Check the appropriate box in section C and proceed below.

- 1) **For a Retail Warehouse Storage Permit**, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) **For a Wholesale Branch House Permit**, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) **To Change Trade Name or Corporation Name**, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) **To modify Premise, or add Sidewalk Service Area**, go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) **For Optional Premises** go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County).
- 6) **To Change Location**, go to page 3 and complete question 7. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) **Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change**, go to page 4, and complete question 8. Use this section to make a current Noncontiguous Manufacturing Location into a Primary Manufacturing Location, or a Primary Manufacturing Location into a Noncontiguous Manufacturing Location. To be eligible for a Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change, you must be a Colorado state licensed manufacturer of vinous liquor pursuant to section 44-3-402 or 44-3-403, C.R.S.
- 8) **Campus Liquor Complex Designation**, go to page 5 and complete question 11. Submit the necessary information and proceed to page 5 for Oath of Applicant signature.
- 9) **To add another Related Facility** to an existing Resort or Campus Liquor Complex, go to page 5 and complete question 12.

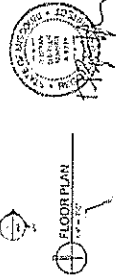
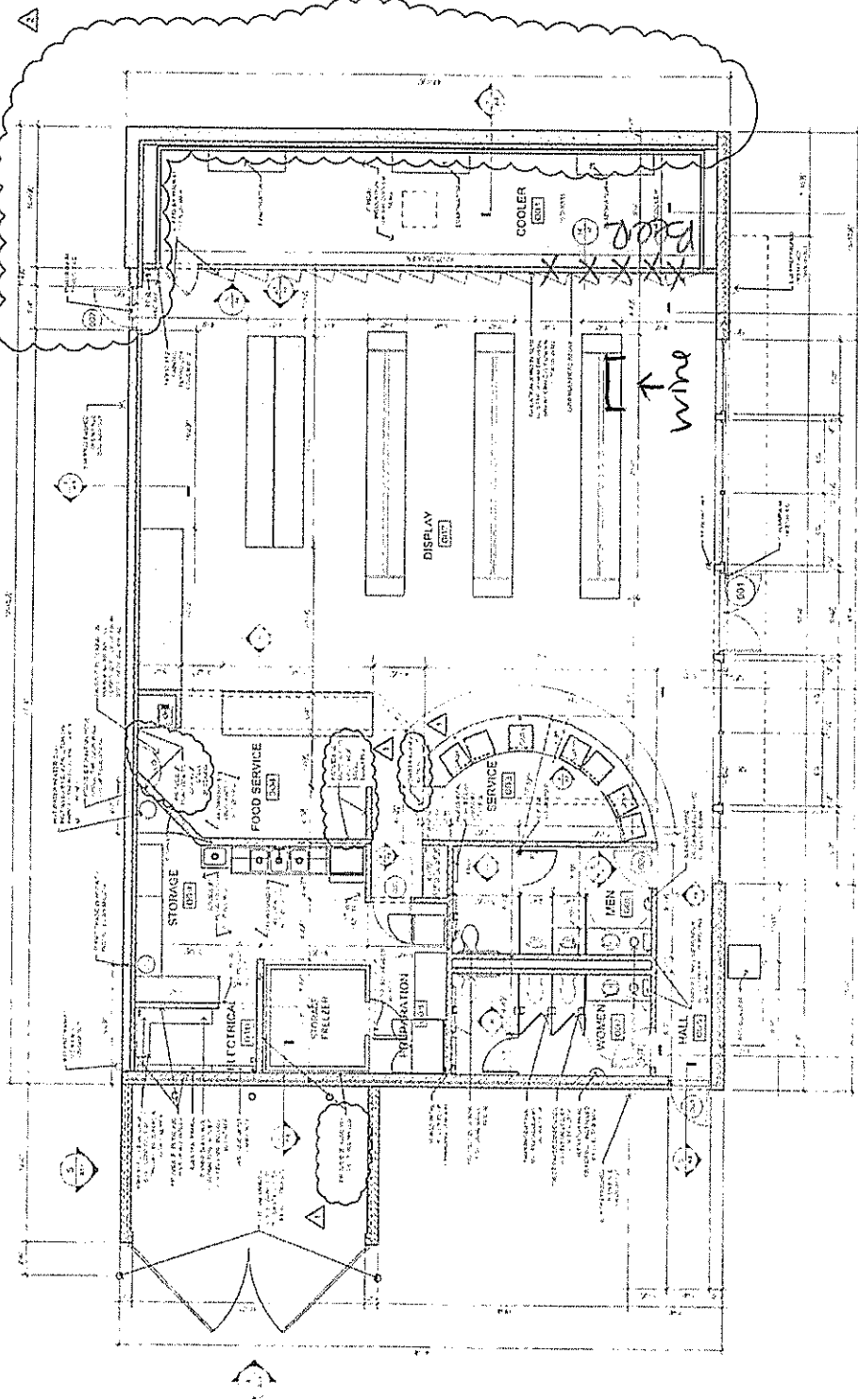
Storage Permit	5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit ☐ Retail Warehouse Permit for: ☐ On-Premises Licensee (Taverns, Restaurants etc.) ☐ Off-Premises Licensee (Liquor stores) ☐ Wholesalers Branch House Permit Address of storage premise: _____ City _____, County _____ 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) - Certificate of Amendment filed with the Secretary of State, or - Statement of Change filed with the Secretary of State, <u>and</u> - Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement. <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name</td> <td style="width: 50%; padding: 2px;">New Trade Name</td> </tr> <tr> <td style="padding: 2px;">Old Corporate Name</td> <td style="padding: 2px;">New Corporate Name</td> </tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
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 Winery/Noncontiguous 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 _____ New manager's name _____ (b) Date of Employment _____ 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 _____
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 <u>Removing 3 feet of non-alcohol product and replacing with 3 feet of wine product</u> _____ _____ (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 Camille Hayes - Compliance Analyst	Date 3/1/2023
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
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

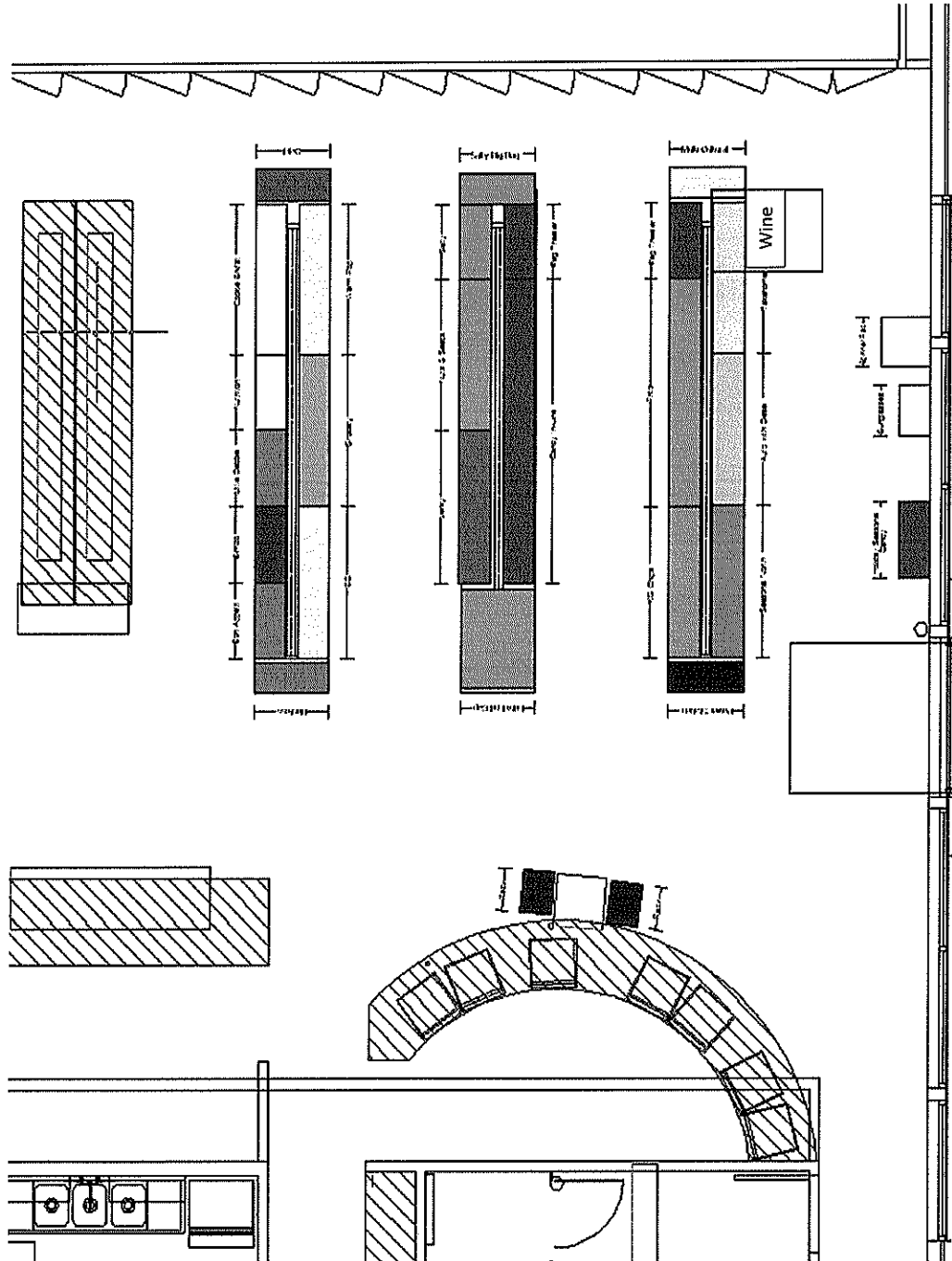
- GENERAL NOTES**
1. DIMENSIONS ARE TO FACE OF MAJORITY FACE OF CONCRETE AND CENTERLINE OF INTERIOR STUDS UNLESS OTHERWISE NOTED.
 2. ALL INTERIOR PARTITION WALLS ARE TO BE 5/8" GYM WALLS UNLESS OTHERWISE NOTED.
 3. PROVIDE BULKHEADS AS ALLOWED FOR WALL HANG EQUIPMENT.
 4. PROVIDE 2" FIBERGLASS INSULATION IN WALLS RELATED WITH ATTACHED.
 5. RESTROOM PARTITIONS AND KIOSK CHANGING STATIONS TO BE SUPPORTED FROM TOP TO BOTTOM BY 2" FIBERGLASS INSULATION WHERE UNITS MOUNT TO WALL.
 6. PROVIDE 1/2" X 2" X 2" TAPERED TOP SCREWS.
 7. PROVIDE 1/2" X 2" X 2" TAPERED TOP SCREWS.
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 100. PROVIDE 1/2" X 2" X 2" TAPERED TOP SCREWS.



FLOOR PLAN
1/8" = 1'-0"

After

Store 0921





Agenda Item #5.c.

Agenda Item Name:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #922

Presenter:

Misty Williams, City Clerk

Item Description:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #922

Recommended Action:

I move to approve the Modification of Premises for Kum & Go LC dba Kum & Go #922

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

On November 8, 2022, the People of the State of Colorado voted to amend Articles 3 and 4 of Title 44 in the Colorado Revised Statutes, allowing Fermented Malt Beverage Off-Premises Retailers (FMB-OFF) to sell wine.

As a result, per the Code of Colorado Regulations (Liquor Enforcement Division) Regulation 47-302 (Changing, Altering, or Modifying Licensed Premises), if the licensed premises is going to be physically changed or materially or substantially altered, then a modification of premises and fees shall be filed with both the local and state licensing authorities for approval or denial.

Kum & Go LC dba Kum & Go #922 located at 120 East 26th Street, Rifle, CO has submitted a Modification of premises application.

This application is for interior alterations inside of Kum & Go #922 to accommodate and store wine. The application is complete and the appropriate fees have been paid.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. 2023 Report of Changes Application - Kum & GO #922

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 12-40424-0014	
2. Name of Licensee Kum & Go LC			3. Trade Name of Establishment (DBA) Kum & Go #922			
4. Address of Premises (specify exact location of premises) 120 East 26th Street			5. Business Email Address licenses@kumandgo.com			
City Rifle	County Garfield	State CO	ZIP 81650	Business Phone Number 515-274-7793		
SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.						
Section A – Manager Reg/Change			Section C			
☐ 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 <i>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.</i>			☐ 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: 150.00 ☐ 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			
Section B – Duplicate License						
☐ Duplicate License \$50.00						

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 \$ 150.00

Instruction Sheet

For All Sections, Complete Questions 1-5 Located on Page 1

☐ **Section A**

To Register or Change Managers, check the appropriate box in section A and complete question 9 on page 4. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

☐ **Section B**

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 5 for Oath of Applicant signature.

☒ **Section C**

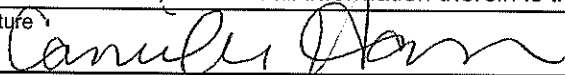
Check the appropriate box in section C and proceed below.

- 1) **For a Retail Warehouse Storage Permit**, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) **For a Wholesale Branch House Permit**, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) **To Change Trade Name or Corporation Name**, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) **To modify Premise, or add Sidewalk Service Area**, go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) **For Optional Premises** go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County).
- 6) **To Change Location**, go to page 3 and complete question 7. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) **Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change**, go to page 4, and complete question 8. Use this section to make a current Noncontiguous Manufacturing Location into a Primary Manufacturing Location, or a Primary Manufacturing Location into a Noncontiguous Manufacturing Location. To be eligible for a Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change, you must be a Colorado state licensed manufacturer of vinous liquor pursuant to section 44-3-402 or 44-3-403, C.R.S.
- 8) **Campus Liquor Complex Designation**, go to page 5 and complete question 11. Submit the necessary information and proceed to page 5 for Oath of Applicant signature.
- 9) **To add another Related Facility** to an existing Resort or Campus Liquor Complex, go to page 5 and complete question 12.

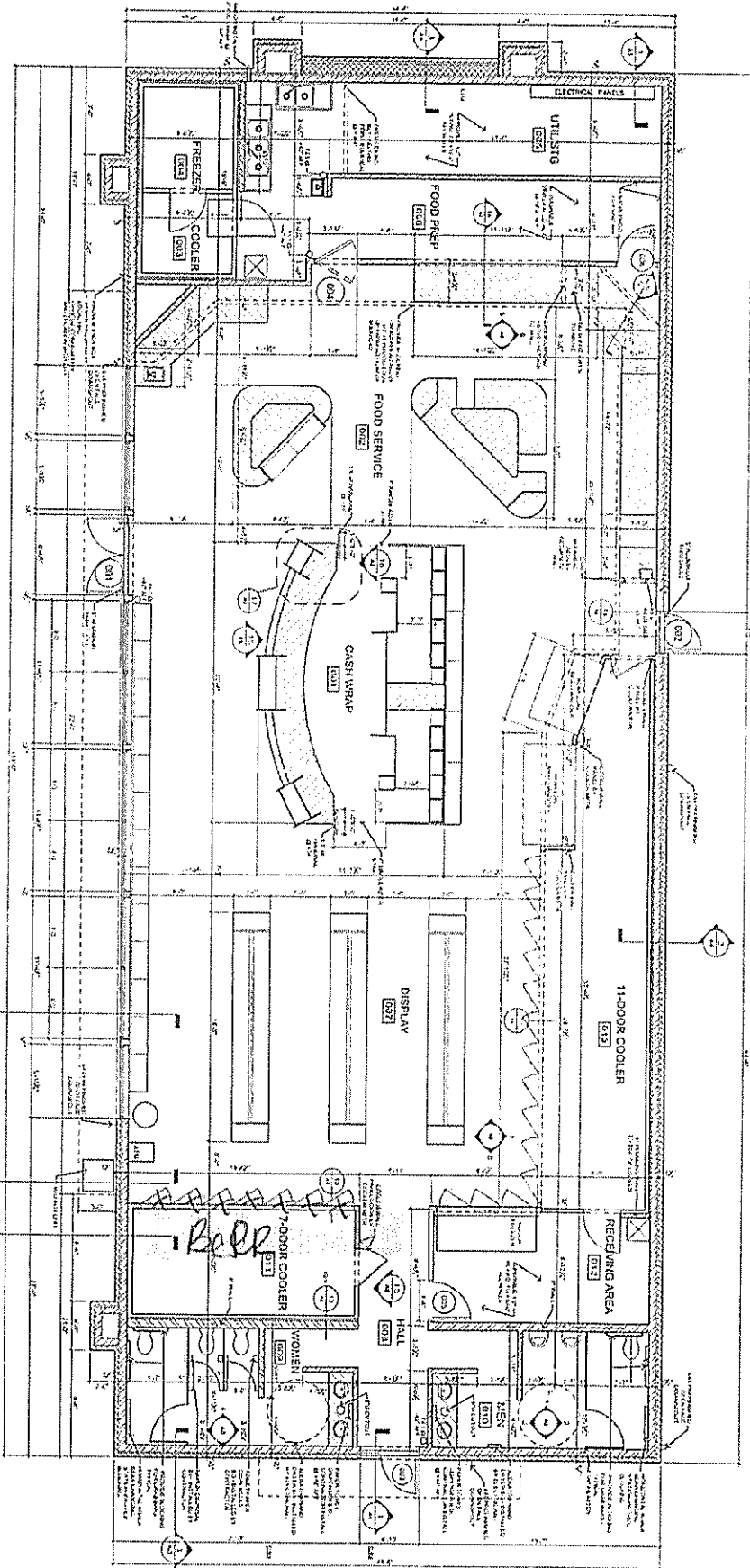
Storage Permit	5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit ☐ Retail Warehouse Permit for: ☐ On-Premises Licensee (Taverns, Restaurants etc.) ☐ Off-Premises Licensee (Liquor stores) ☐ Wholesalers Branch House Permit Address of storage premise: _____ City _____, County _____ 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, <u>and</u> 3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement. <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name</td><td style="width: 50%; padding: 2px;">New Trade Name</td></tr> <tr> <td style="padding: 2px;">Old Corporate Name</td><td style="padding: 2px;">New Corporate Name</td></tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
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 Winery Noncontiguous 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 _____ New manager's name _____ (b) Date of Employment _____ 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 _____ _____
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 <u>Removing 3 feet of non-alcohol product and replacing with 3 feet of wine product</u> _____ _____ (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 Camille Hayes - Compliance Analyst	Date 3/1/2023
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
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

Before

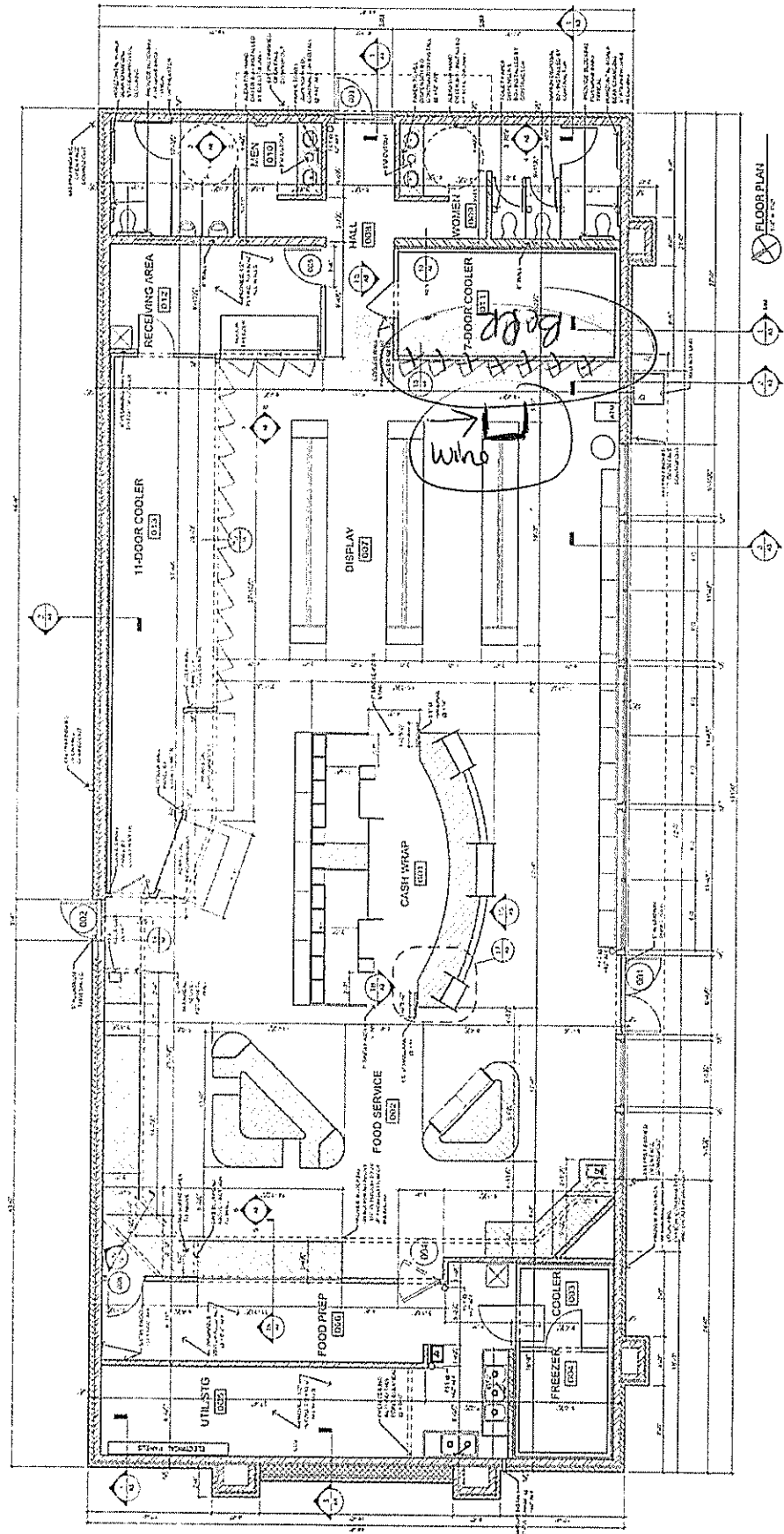


GENERAL NOTES

1. DIMENSIONS ARE TO FACE OF BASEWAY, FACE OF CONCRETE, AND CENTERLINE OF INTERIOR STAIRS UNLESS OTHERWISE NOTED.
2. ALL INTERIOR PARTITION WALLS ARE TO BE 1/2" CONCRETE BLOCK OVER 3 1/2" STEEL STUDS UNLESS OTHERWISE NOTED.
3. FINISHES & COATING AS REQUIRED FOR WALL, FLOOR & CEILING.
4. EXISTING PARTITION AND KITCHEN CHANGES TO BE APPROVED FIRST FOR TO BE APPROVED BY CITY/STATE. ALL CHANGES MUST BE APPROVED BY CITY/STATE. ALL CHANGES MUST BE APPROVED BY CITY/STATE.
5. LOCAL PARTITION IS APPROVED BY FIRST RT 1 1/2" PARTITION. PROVIDE CONTROLS FOR PARTITION. PROVIDE PARTITION FOR "ADDITION" FROM ROOM 1101.27 BENCH.

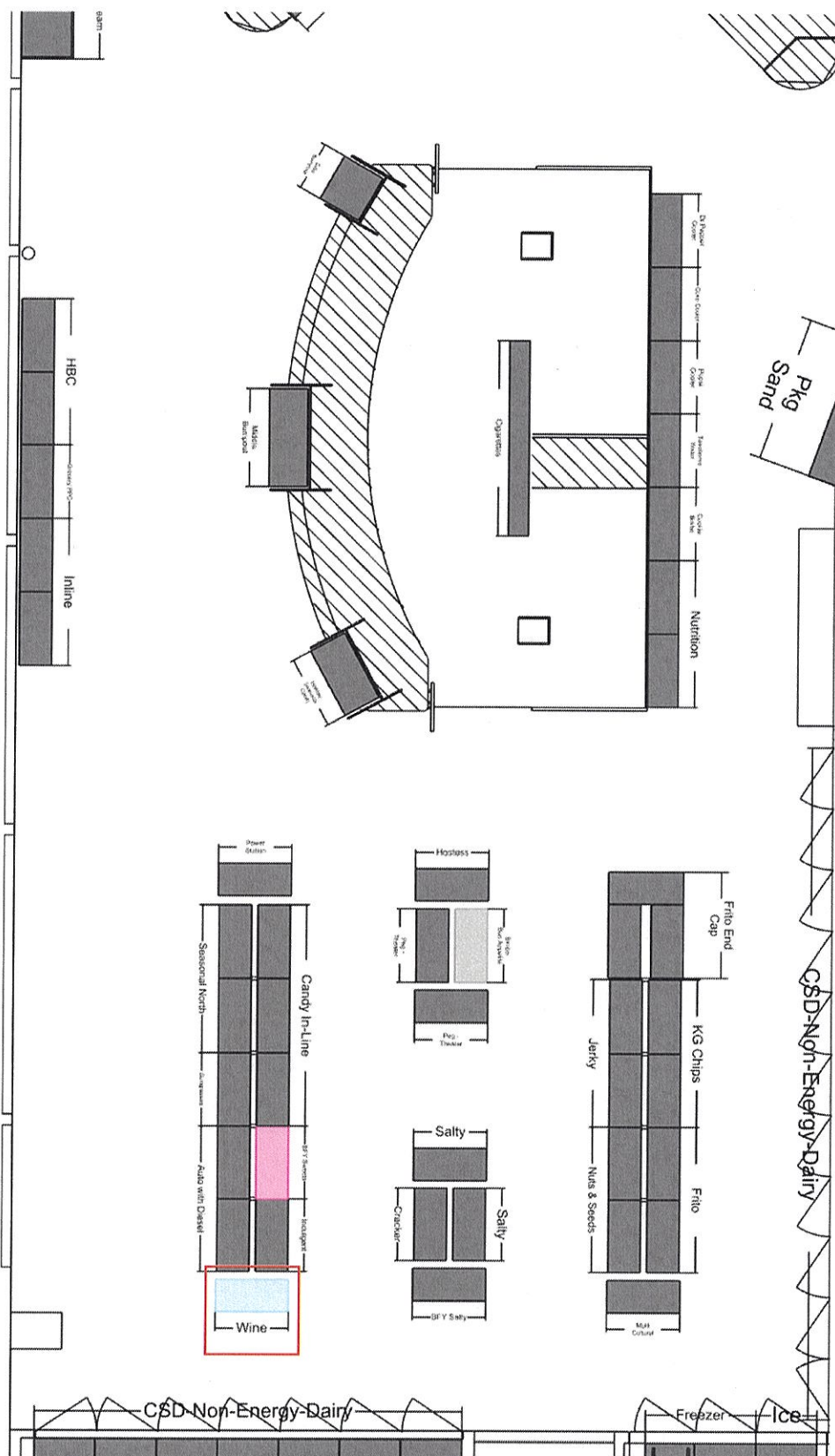
GENERAL NOTES

1. OVERHUNG ARE TO FACE OF MASONRY FACE TO BE COMPLETED FROM TOP TO BOTTOM BY 2" FLYWOOD BRICKWORK WITH CORNER REINFORCING BARS. SUPPORT UNITS UNLESS OTHERWISE NOTED.
2. ALL INTERIOR PARTITION WALLS ARE TO BE 5/8" GYPSUM BOARD OVER 1 1/2" STEEL STUDS. UNLESS OTHERWISE NOTED.
3. PROVIDE NOTING AS REQUIRED FOR WALL FINISHES EQUIPMENT.
4. RESTROOM PARTITIONS AND KENIA CHANGING STATIONS TO BE COMPLETED FROM TOP TO BOTTOM BY 2" FLYWOOD BRICKWORK WITH CORNER REINFORCING BARS. SUPPORT UNITS WITH 12 X 12 TAMPER PROOF SCREENS.
5. USUAL PARTITIONS SUSPENDED FROM 15' HALL 1" FLOOR MOUNT PLASTER. TO BE CARVED AT HEIGHT OF PARTITION. PROVIDE CONTINUOUS SOUNDBLOCK WALL AT BASE OF PARTITION FOR "JACKHORN" 2334 TWO-EAR 1753.5" BRACKET.



After

Store 0922





Agenda Item #5.d.

Agenda Item Name:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #4923

Presenter:

Misty Williams, City Clerk

Item Description:

Consider Modification of Premises for Kum & Go LC dba Kum & Go #4923

Recommended Action:

I move to approve the Modification of Premises for Kum & Go LC dba Kum & Go #4923

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

On November 8, 2022, the People of the State of Colorado voted to amend Articles 3 and 4 of Title 44 in the Colorado Revised Statutes, allowing Fermented Malt Beverage Off-Premises Retailers (FMB-OFF) to sell wine.

As a result, per the Code of Colorado Regulations (Liquor Enforcement Division) Regulation 47-302 (Changing, Altering, or Modifying Licensed Premises), if the licensed premises is going to be physically changed or materially or substantially altered, then a modification of premises and fees shall be filed with both the local and state licensing authorities for approval or denial.

Kum & Go LC dba Kum & Go #4923 located at 705 Taughenbaugh Blvd, Rifle, CO has submitted a Modification of premises application.

This application is for interior alterations inside of Kum & Go #4923 to accommodate and store wine. The application is complete and the appropriate fees have been paid.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. 2023 Report of Changes Application - Kum & GO #4923

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 12-40424-0038	
2. Name of Licensee Kum & Go LC		3. Trade Name of Establishment (DBA) Kum & Go #4923	
4. Address of Premises (specify exact location of premises) 705 Taughenbaugh Blvd		5. Business Email Address licenses@kumandgo.com	
City Rifle	County Garfield	State CO	ZIP 81650
Business Phone Number 515-274-7793			
SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.			
Section A – Manager Reg/Change		Section C	
☐ 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 <i>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.</i>		☐ 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: 150.00 ☐ 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	
Section B – Duplicate License			
☐ Duplicate License \$50.00			

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 \$ 150.00

Instruction Sheet

For All Sections, Complete Questions 1-5 Located on Page 1

☐ **Section A**

To Register or Change Managers, check the appropriate box in section A and complete question 9 on page 4. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

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For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 5 for Oath of Applicant signature.

☒ **Section C**

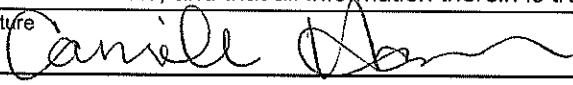
Check the appropriate box in section C and proceed below.

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- 7) **Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change**, go to page 4, and complete question 8. Use this section to make a current Noncontiguous Manufacturing Location into a Primary Manufacturing Location, or a Primary Manufacturing Location into a Noncontiguous Manufacturing Location. To be eligible for a Winery/Limited Winery Noncontiguous or Primary Manufacturing Location Change, you must be a Colorado state licensed manufacturer of vinous liquor pursuant to section 44-3-402 or 44-3-403, C.R.S.
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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, <u>and</u> 3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement. <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name</td><td style="width: 50%; padding: 2px;">New Trade Name</td></tr> <tr> <td style="padding: 2px;">Old Corporate Name</td><td style="padding: 2px;">New Corporate Name</td></tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
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 Winery Noncontiguous 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 _____ New manager's name _____ (b) Date of Employment _____ 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 _____
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 <u>Removing 3 feet of non-alcohol product and replacing with 3 feet of wine product</u> _____ _____ (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 Camille Hayes - Compliance Analyst	Date 3/1/2023
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
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







Agenda Item #5.e.

Agenda Item Name:

Consider Liquor License Renewal for Brenden Theatre Corporation dba Brenden Rifle 7 Theatres

Presenter:

Misty Williams, City Clerk

Item Description:

Beer & Wine Liquor License Renewal for Brenden Theatre Corporation dba Brenden Rifle 7 Theatres

Recommended Action:

I move to approve the Liquor License Renewal application for Brenden Theatre Corporation dba Brenden Rifle 7 Theatres

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

Brenden Theatre Corporation dba Brenden Rifle 7 Theatres located at 250 W. 2nd Street, Rifle, CO has submitted a Beer & Wine Liquor License Renewal Application.

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

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. REDACTED 2023 Renewal - Brenden Theatre

Submit to Local Licensing Authority

Fees Due	
Annual Renewal Application Fee	\$500.00
Renewal Fee	1175 351.25
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	\$ 851.25

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 Brown Throat Corporation		Doing Business As Name (DBA) BROWN RIFLE 7 TRAILS		
Liquor License # 701113	License Type BREW + WINE	Sales Tax License Number RFE 7400	Expiration Date 12-31-23	Due Date 01-01-2024
Business Address 250 W 2nd ST RIFLE CO 81650				Phone Number 9256558414
Mailing Address 250 W 2nd ST RIFLE CO 81650			Email WICKHAGEN@brownrifle7.com	
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 2033				
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 WALTER EICHENBERG	Title VP
Signature 	Date 3/17/23

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, Walter Eichman am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Braden Theatre Corp (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 payment obligations.

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) <u>Braden Theatre Corporation</u>		Social Security Number/Tax Identification Number	
Address <u>50 RD</u>			
City		State <u>CO</u>	Zip
Home Phone Number <u>0</u>		Business/Work Phone Number	
Printed name of person signing on behalf of the Applicant/Licensee <u>Walter Eichman</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <u>Walter Eichman</u>			Date signed <u>3/17/13</u>
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.f.

Agenda Item Name:

Consider Liquor Store License Transfer of Ownership for Zunu Investments, LLC dba Black Bear Liquors

Presenter:

Misty Williams, City Clerk

Item Description:

Consider Liquor License Transfer of Ownership for Zunu Investments, LLC dba Black Bear Liquors

Recommended Action:

I move to approve the Transfer of Ownership for Zunu Investments, LLC dba Black Bear Liquors

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

Zunu Investments, LLC dba Black Bear Liquors, located at 1250 Railroad Avenue, Rifle, CO has submitted a Transfer of Ownership application for the Liquor Store License (CO State License #03-03429), formerly held by GMT Investments. The application was submitted in its entirety on March 28, 2023.

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. Transfer of Ownership - Zunu Investments, LLC dba Black Bear Liquors

Colorado Liquor Retail License Application

1

Application Documents Checklist and Worksheet

Instructions: This checklist should be utilized to assist applicants with filing all required documents for licensure. All documents must be properly signed and correspond with the name of the applicant exactly. All documents must be typed or legibly printed. Upon final State approval the license will be mailed to the local licensing authority. Application fees are nonrefundable. **Questions? Visit: SBG.Colorado.gov/Liquor for more information**

Items submitted, please check all appropriate boxes completed or documents submitted	
I. Applicant information	☒ A. Applicant/Licensee identified ☒ B. State sales tax license number listed or applied for at time of application ☒ C. License type or other transaction identified ☐ D. Return originals to local authority (additional items may be required by the local licensing authority) ☐ E. All sections of the application need to be completed ☐ F. Master file applicants must include the Application for Master File form DR 8415 and applicable fees to this Retail License Application
II. Diagram of the premises	☒ A. No larger than 8 1/2" X 11" ☐ B. Dimensions included (does not have to be to scale). Exterior areas should show type of control (fences, walls, entry/exit points, etc.) ☐ C. Separate diagram for each floor (if multiple levels) ☐ D. Kitchen - identified if Hotel and Restaurant ☐ E. Bold/Outlined Licensed Premises
III. Proof of property possession (One Year Needed)	☐ A. Deed in name of the applicant (or) (matching question #2) date stamped / filed with County Clerk ☒ B. Lease in the name of the applicant (or) (matching question #2) ☐ C. Lease assignment in the name of the applicant with proper consent from the landlord and acceptance by the applicant ☐ D. Other agreement if not deed or lease. (matching question #2)
IV. Background information (DR 8404-I) and financial documents	☒ A. Complete DR 8404-I for each principal (individuals with more than 10% ownership, officers, directors, partners, members) ☒ B. Fingerprints taken and submitted to the appropriate Local Licensing Authority through an approved state vendor. Do not complete fingerprint cards prior to submitting your application. The Vendors are as follows: IdentoGO – https://uenroll.identogo.com/ Phone: 844-539-5539 (toll-free) Colorado Fingerprinting – http://www.coloradofingerprinting.com Appointment Scheduling Website: http://www.coloradofingerprinting.com/cabs/ Phone: 720-292-2722 Toll Free: 833-224-2227 Details about the vendors and fingerprinting in Colorado can be found on CBI's website here: https://cbi.colorado.gov/sections/biometric-identification-and-records-unit/employment-and-background-checks ☐ C. Purchase agreement, stock transfer agreement, and/or authorization to transfer license ☐ D. List of all notes and loans (Copies to also be attached)
V. Sole proprietor/husband and wife partnership (if applicable)	☐ A. Form DR 4679 ☐ B. Copy of State issued Driver's License or Colorado Identification Card for each applicant
VI. Corporate applicant information (if applicable)	☐ A. Certificate of Incorporation ☐ B. Certificate of Good Standing ☐ C. Certificate of Authorization if foreign corporation (out of state applicants only)
VII. Partnership applicant information (if applicable)	☐ A. Partnership Agreement (general or limited). ☐ B. Certificate of Good Standing
VIII. Limited Liability Company applicant information (if applicable)	☒ A. Copy of articles of organization ☒ B. Certificate of Good Standing ☒ C. Copy of Operating Agreement (if applicable) ☐ D. Certificate of Authority if foreign LLC (out of state applicants only)
IX. Manager registration for Hotel and Restaurant, Tavern, Lodging & Entertainment, and Campus Liquor Complex licenses when included with this application	☒ A. \$75.00 fee ☒ B. Individual History Record (DR 8404-I) ☐ C. If owner is managing, no fee required

Name Zunu Investments LLC	Type of License Liquor License	Account Number
7. Is the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers under the age of twenty-one years?		Yes ☐ No ☒
8. Has the applicant (including any of the partners if a partnership; members or managers if a limited liability company; or officers, stockholders or directors if a corporation) or managers ever (in Colorado or any other state):		
a. Been denied an alcohol beverage license?		☐ ☒
b. Had an alcohol beverage license suspended or revoked?		☐ ☒
c. Had interest in another entity that had an alcohol beverage license suspended or revoked?		☐ ☒
If you answered yes to 8a, b or c, explain in detail on a separate sheet.		
9. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes", explain in detail.		☐ ☒
10. Are the premises to be licensed 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?		☐ ☒
		or
Waiver by local ordinance?		☐ ☒
Other: _____		
11. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of greater than (>) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.		☐ ☒
12. Is your Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of less than (<) 10,000? NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.		☐ ☒
13 a. For additional Retail Liquor Store only. Was your Retail Liquor Store License issued on or before January 1, 2016?		☐ ☒
13 b. Are you a Colorado resident?		☐ ☒
14. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a Limited Liability Company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any <u>current</u> financial interest in said business including any loans to or from a licensee.		☐ ☒
15. Does the applicant, as listed on line 2 of this application, have legal possession of the premises by ownership, lease or other arrangement?		☒ ☐
☐ Ownership ☒ Lease ☐ Other (Explain in Detail) _____		
a. If leased, list name of landlord and tenant, and date of expiration, exactly as they appear on the lease:		
Landlord TC Midwest LLC	Tenant Zunu Investments LLC	Expires
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 16.		☐ ☒
c. Attach a diagram that designates the area to be licensed in black bold outline (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11".		
16. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies) will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business? Attach a separate sheet if necessary.		
Last Name	First Name	Date of Birth
Last Name	First Name	Date of Birth
FEIN or SSN	FEIN or SSN	Interest/Percentage
Attach copies of all notes and security instruments and any written agreement or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.		
17. Optional Premises or Hotel and Restaurant Licenses with Optional Premises: Has a local ordinance or resolution authorizing optional premises been adopted?		☐ ☒
Number of additional Optional Premise areas requested. (See license fee chart)		
18. For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include a diagram of the service area and 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.		
19. Liquor Licensed Drugstore (LLDS) applicants, answer the following:		
a. Is there a pharmacy, licensed by the Colorado Board of Pharmacy, located within the applicant's LLDS premise?		☐ ☒
If "yes" a copy of license must be attached.		

Name Zunu Investments LL	Type of License Liquor License	Account Number		
20. Club Liquor License applicants answer the following: Attach a copy of applicable documentation				
a. Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain?		Yes ☐ No ☒		
b. Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain?		☐ ☒		
c. How long has the club been incorporated?				
d. Has applicant occupied an establishment for three years (three years required) that was operated solely for the reasons stated above?		☐ ☒		
21. Brew-Pub, Distillery Pub or Vintner's Restaurant applicants answer the following:				
a. Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached)		☐ ☒		
22. Campus Liquor Complex applicants answer the following:				
a. Is the applicant an institution of higher education?		☐ ☒		
b. Is the applicant a person who contracts with the institution of higher education to provide food services? If "yes" please provide a copy of the contract with the institution of higher education to provide food services.		☐ ☒		
23. For all on-premises applicants:				
a. Hotel and Restaurant, Lodging and Entertainment, Tavern License and Campus Liquor Complex, the Registered Manager must also submit an Individual History Record - DR 8404-I and fingerprint submitted to approved State Vendor through the Vendor's website. See application checklist, Section IV, for details.				
b. For all Liquor Licensed Drugstores (LLDS) the Permitted Manager must also submit a Manager Permit Application - DR 8000 and fingerprints.				
Last Name of Manager		First Name of Manager		
24. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number.		Yes ☐ No ☒		
25. Related Facility - Campus Liquor Complex applicants answer the following:				
a. Is the related facility located within the boundaries of the Campus Liquor Complex? If yes, please provide a map of the geographical location within the Campus Liquor Complex. If no, this license type is not available for issues outside the geographical location of the Campus Liquor Complex.		☐ ☒		
b. Designated Manager for Related Facility- Campus Liquor Complex				
Last Name of Manager		First Name of Manager		
Rosales		Gabrial		
26. Tax Information.				
a. 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 ☒		
b. 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.?		☐ ☒		
27. If applicant is a corporation, partnership, association or limited liability company, applicant must list all Officers, Directors, General Partners, and Managing Members. In addition, applicant must list any stockholders, partners, or members with ownership of 10% or more in the applicant. All persons listed below must also attach form DR 8404-I (Individual History Record), and make an appointment with an approved State Vendor through their website. See application checklist, Section IV, for details.				
Name	Home Address, City & State	DOB	Position	%Owned
Zuha Mohammad	4592 Ethridge Dr, Plano, TX 75024	07/16/01	Owner	100
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
** If applicant is owned 100% by a parent company, please list the designated principal officer on above. ** Corporations - the President, Vice-President, Secretary and Treasurer must be accounted for above (Include ownership percentage if applicable) ** If total ownership percentage disclosed here does not total 100%, applicant must check this box: ☒ Applicant affirms that no individual other than these disclosed herein owns 10% or more of the applicant and does not have financial interest in a prohibited liquor license pursuant to Article 3 or 5, C.R.S.				

Name Zunu Investments LLC		Type of License Liquor License	Account Number	
Oath Of Applicant				
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. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.				
Authorized Signature <i>Zuha Mohammad</i>		Printed Name and Title Zuha Mohammad		Date
Report and Approval of Local Licensing Authority (City/County)				
Date application filed with local authority		Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application)		
The Local Licensing Authority Hereby Affirms that each person required to file DR 8404-I (Individual History Record) or a DR 8000 (Manager Permit) has been:				
☐ Fingerprinted ☐ Subject to background investigation, including NCIC/CCIC check for outstanding warrants				
That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with and aware of, liquor code provisions affecting their class of license				
(Check One)				
☐ Date of inspection or anticipated date _____ ☐ Will conduct inspection upon approval of state licensing authority				
☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 1,500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of > 10,000?				Yes ☐ No ☐
☐ Is the Liquor Licensed Drugstore (LLDS) or Retail Liquor Store (RLS) within 3,000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of < 10,000?				Yes ☐ No ☐
NOTE: The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.				
☐ Does the Liquor-Licensed Drugstore (LLDS) have at least twenty percent (20%) of the applicant's gross annual income derived from the sale of food, during the prior twelve (12) month period?				Yes ☐ No ☐
The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 44, Article 4 or 3, C.R.S., and Liquor Rules. Therefore, this application is approved.				
Local Licensing Authority for		Telephone Number		☐ Town, City ☐ County
Signature	Print	Title	Date	
Signature	Print	Title	Date	

Tax Check Authorization, Waiver, and Request to Release Information

I, Zuha Mohammad am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Zunu Investments 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 payment obligations.

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) Zunu Investments LLC		Social Security Number/Tax Identification Number 85-3206176	
Address 1250 Railroad Ave,			
City Rifle		State CO	Zip 81650
Home Phone Number (903)-539-3085		Business/Work Phone Number	
Printed name of person signing on behalf of the Applicant/Licensee Zuha Mohammad			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <i>Zuha Mohammad</i>			Date signed January 17, 2023

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).

Wholesaler Affidavit of Compliance

Section 44-3-303(1)(d), C.R.S.

Wholesaler Licensee Name (If an LLC, partnership, corporation or name of corporation) SOUTHERN GLAZER'S WINE & SPIRITS OF CO		License Number 40-55351-0002	
Trade Name of Establishment/Doing Business As (DBA) SOUTHERN GLAZER'S WINE & SPIRITS OF CO			
Physical Address 12800 E 19TH AVENUE		City AURORA	State CO
Email Address		ZIP 80019	
KVANVEEN@SGWS.COM			
Transferor Retailer Licensee Name GMT INVESTMENTS LLC		License Number 303429	
Trade Name of Establishment/Doing Business As (DBA) BLACK BEAR LIQUORS			
Physical Address 1250 RAILROAD AVE		City RIFLE	State CO
		ZIP 81650	
The above wholesaler affirms that all alcohol beverages delivered to the above transferor retailer are: ☒ Paid in Full (only for the purposes of complying with section 44-3-303(1)(d), C.R.S.) Note: If Paid in full is selected, the wholesaler may no longer extend credit to the transferee or transferor until the local and state licensing authorities have approved the transfer of the liquor license. ☐ Not Paid in Full			
Wholesaler: SOUTHERN GLAZER'S WINE & SPIRITS OF CO			
Signature <i>Kristy Van Veen</i>		Print KRISTY VAN VEEN	Title CREDIT
		Date 03/10/23	

Wholesaler Affidavit of Compliance

Section 12-47-303(1)(d), C.R.S.

Wholesaler Licensee Name (if an LLC, partnership, corporation or name of corporation) Beverage Distributors Company LLC		License Number 40-04782-0001-0004	
Trade Name of Establishment/Doing Business As (DBA) Breakthru Beverage Colorado		Phone Number 3033713421	
Physical Address 3880 Central Park Blvd	City Denver	State CO	ZIP 80238
Email Address JJOHNSON@BREAKTHRUBEV.COM			
Transferor/Retailer Licensee Name GWT Investments LLC		License Number 03-03429	
Trade Name of Establishment/Doing Business As (DBA) Black Bear Liquors		Phone Number 970-987-4815	
Physical Address 1250 Railroad Avenue	City Rifle	State CO	ZIP 81650
The above wholesaler affirms that all alcohol beverages delivered to the above transferor/retailer are: ☒ Paid in Full (only for the purposes of complying with section 12-47-303(1)(d), C.R.S.) Note: If Paid in full is selected, the wholesaler may no longer extend credit to the transferee or transferor until the local and state licensing authorities have approved the transfer of the liquor license. ☐ Not Paid in Full			
Wholesaler Breakthru Beverage Colorado			
Signature Jaime J Johnson	Print Jaime J Johnson	Title Credit Associate III	Date 3-23-23

Wholesaler Affidavit of Compliance

Section 44-3-303(1)(d), C.R.S.

Wholesaler Licensee Name (If an LLC; partnership; corporation or name of corporation) Quality Brands of the Rockies			License Number 03-03429	
Trade Name of Establishment/Doing Business As (DBA) Black Bear Liquors			Phone Number (970) 705-2662	
Physical Address 1250 Railroad Ave	City Rifle	State CO	ZIP 81650	
Email Address kdgoodrich60@msn.com				
Transferor Retailer Licensee Name Zunu Investments			License Number TOB-005765	
Trade Name of Establishment/Doing Business As (DBA) Black Bear Liquor			Phone Number	
Physical Address 1250 Railroad Ave	City Rifle	State CO	ZIP 81650	
The above wholesaler affirms that all alcohol beverages delivered to the above transferor retailer are: ☒ Paid in Full (only for the purposes of complying with section 44-3-303(1)(d), C.R.S.) Note: If Paid in full is selected, the wholesaler may no longer extend credit to the transferee or transferor until the local and state licensing authorities have approved the transfer of the liquor license. ☐ Not Paid in Full				
Wholesaler: Quality Brands of the Rockies LLC				
Signature 	Print Legend Weitzel	Title Accounting Clerk	Date 3-28-23	



Agenda Item #5.g.

Agenda Item Name:

Consider Approval of Annual Wastewater Polymer Purchase

Presenter:

Jared Emmert, Waste Water Treatment Plant Supervisor

Item Description:

Consider Approval of Annual Wastewater Polymer Purchase

Recommended Action:

Move to approve purchase of polymer in the amount of \$90,000

Fiscal Impact:

This amount is included in the 2023 budget for treatment chemicals.

Operational Impact:

N/A

Prior Board Motions:

N/A

Background Information:

N/A

Executive Summary:

Due to rising chemical costs, screw press polymer now requires a purchase order every time it is ordered. It is a more efficient use of time to make a larger purchase order every year. Multiple polymer models from different companies were jar tested, and Zetag 8868FS was selected for its sludge dewatering performance in the new screw press.

Notification Requirements:

N/A

Prepared By:

Misty Williams, City Clerk

Attachments:

1. 2023 Polymer sole source memo
2. 2023 Polymer purchase request



***City of Rifle, Colorado
Utility Department Memo***

To: Tommy Klein, City Manager
Cc: Robert Burns, Utilities Director
From: Jared Emmert, WWTP Supervisor
Date: 3/22/2023
Re: Screw Press Polymer Sole Source

Gentlemen,

Due to increasing chemical costs, purchasing screw press polymer now requires a PO every time it is ordered. Instead of a dozen small PO's, it is a more efficient use of time to make larger PO's every year. Polymer is accounted for in the yearly chemicals budget, per usual.

The polymer being used is Zetag 8868FS, which is the most effective polymer for the wastewater treatment plant's new screw press. Multiple polymer models from different companies were jar tested, and Zetag 8868FS was selected for its sludge dewatering performance. Zetag 8868FS is produced by the Solenis Company and sold by Kubwater Resources Inc., the regional representative for Solenis products.

Thank you,

Jared Emmert

Jared Emmert, WWTP Supervisor



9.	Signatures		
	Position	Signature	Date
	Department Director		
	City Manager		
	City Council Approval (meeting date)		
10.	Purchase Order # assigned by Finance		

TABLE 1 - IS A PURCHASE ORDER NECESSARY

<i>Amount of Purchase</i>	<i>Is Purchase Order Needed</i>	<i>Method of Source Selection</i>
\$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

<i>Methods of source selection</i>	<i>Contract limits</i>
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



Agenda Item #5.h.

Agenda Item Name:

Consider Approval of Pall Annual Maintenance Agreement

Presenter:

Jesse Flowers, Water Plant Supervisor

Item Description:

Approval of Pall Annual Maintenance Agree

Recommended Action:

Consider Approval of Pall Annual Maintenance Agreement

Fiscal Impact:

This maintenance agreement is included in the 2023 Budget.

Operational Impact:

NA

Prior Board Motions:

NA

Background Information:

Maintenance agreement for 24/7 support for the Pall membrane system.

Executive Summary:

Please see attached memo

Notification Requirements:

NA

Prepared By:

Jesse Flowers, Water Plant Supervisor

Attachments:

1. 2023 PALL Annual Maintenance



***City of Rifle, Colorado
Utility Department
Water Model Update***

To: Tommy Klein, City Manager
From: Robert Burns, Utility Director – Utility Department
Re: Sole Source – Annual Membrane Filter Service Agreement

Mr. Klein,

Staff is requesting \$24,480 for annual maintenance, trouble shooting and technical support agreement to PALL Water Systems. This maintenance ensures that the membrane filtration system is inspected by manufacturer technicians to ensure proper operation and maintenance of the PALL membrane filtration system at the water purification facility. This also provides additional levels of tech support for staff to utilize during self performed maintenance and repairs.

Thank you for your consideration

Robert P. Burns

Utility Director
City of Rifle – Utility Department

Utility Department – PALL Water Annual Maintenance
Effective Date: 3/22/2023



9.	Signatures		
	Position	Signature	Date
	Department Director		
	City Manager		
	City Council Approval (meeting date)		
10.	Purchase Order # assigned by Finance		

Aftermarket Comprehensive Services Plan for

Rifle Regional Water Purification Facility

Pall Water Aria Filtration System

Equipment Type	Lge Water (3) Racks	Company Contact: Jesse Flowers
PALL SAP#:	1458747	E-Mail: jflowers@rifleco.org
WBS No.:	01.000205	Phone:
Start Up Date:		Site Location: 100 Hospital Hill Rd
Module Warranty Expires:	04/14/27	Rifle, Colorado 81650
Equipment Warranty Expired:	02/19/18	

Table of contents

Page	
1	Cover Page; Ordering Instructions and table of contents
2	Proposal Summary, Description of Services and pricing detail
3	Customer Authorization for Service Form; Site & Billing addresses
4	Definition of Contract Terms
6	Essential Service Event Details
8	Terms and Conditions

Ordering Instructions

Complete the “Customer Authorization for Service” form on page 3 and remit to:

Pall Water Customer Service
Email: Pall_Technology_csc@pall.com

OR
P.O. Box 5630, 839 State Route 13
Cortland, New York 13045-5630
Fax: 607-758-4526

PROPOSAL SUMMARY

Pall Water provides a post-warranty support service plan to ensure continued aftermarket operation of your System. Over time, machinery ages and may malfunction. Components and technology also get upgraded - or become obsolete - as new innovations develop and get implemented. Our Technical Team is also commissioned to 24/7 on-call availability.

The frequency of the proposed service is an **Annual** visit. If you require service frequency of Semi-Annual or Quarterly, the contract can be revised to accommodate your service needs. If additional service support is required beyond the contract frequency and scope, it can also be provided at the Pall standard service rates above. Advance authorization is required for any time that exceeds the scope of service and the amount of the issued PO. Additional T&E will apply.

DESCRIPTION OF SERVICE	Pricing Per visit	Annual Service Plan Fee per 12-Mo. visit
SYSTEM INSPECTION SERVICE* (MM #38588) Overall System Review - Review system and process operation - Make system adjustments and improvements as time allows - Identify future needs for operation staff to maintain plant performance - All travel and expenses included in pricing	\$8,580.00	\$8,580.00
CIP SERVICE* (MM #25678) (performed in conjunction with the above-scheduled System Inspection Service visit during the contracted Services Plan visit) - Evaluate CIP Process and Equipment Functionality - CIP Effectiveness Review - Operation Protocol and Permeability Assessment - All travel and expenses included in pricing	\$9,900.00	\$9,900.00
24/7 TECHNICAL PHONE SUPPORT SERVICE** (MM#38844) - Priority response - Engineers on full-time rotation, live support - Avoids "Fee-per-Incident" phone charge	Fee per year	\$6,000.00
ANNUAL RATES		\$24,480.00

****Note:** Without an Aftermarket agreement, non-contracted customers will be subject to a Fee-per-Incident for phone support service (credit card required at time of call).

Customer Authorization for Service Form

I am an authorized representative of the Customer, and I accept the Terms and Conditions of this Service Agreement on behalf of the Customer. I authorize Pall Water Systems to perform the work defined in this agreement, and accept the costs and charges defined in this agreement.

Company: _____

Print Name

Title/Position

Signature

Date

Purchase Order No. or Reference for Billing: _____

Circle Plan Term: 3-Year Term Annual

Requested Date(s) to Schedule Service Visit(s): _____
(unless deemed emergency service, please allow a 4-week window to accommodate scheduling by Pall Water Systems.)

Remit this form & PO# to our Pall Water Customer Service email: pall_technology_csc@pall.com

Effective Date and Duration: This Agreement will be effective as of the date signed below, and will remain in effect:

- for 12 consecutive months (or as indicated in the annual or multi-year contract)
- or until 30 days after receipt of written notice of termination by either party.

Customer Billing Address:

Customer Shipping Address (Spare Parts):

Customer Comments: _____



Agenda Item #5.i.

Agenda Item Name:

Consider 2023 Intergovernmental Agreement for Mosquito Control with Garfield County

Presenter:

Tom Whitmore, Parks & Recreation Director

Item Description:

Mosquito Control Services for 2023

Recommended Action:

Approve Intergovernmental Agreement for Mosquito Control and authorize payment to Garfield County for joint mosquito control services for 2023 in the amount of \$22,250.00

Fiscal Impact:

\$22,500.00 is budgeted for this service for 2023

Operational Impact:

This arrangement saves staff time and employs specialized expertise to monitor and mitigate possible disease vectors.

Prior Board Motions:

This program has received support with an annual expenditure since West Nile Virus in 2001.

Background Information:

This is a cooperative effort with Garfield County and County municipalities. The program began in 2001 with the spread of the West Nile Virus. The vendor for the program is selected through the Garfield County purchasing process every three years, with the participation of municipality representatives. This program focuses on monitoring and reducing disease vectors (mosquitoes). The number of mosquitoes is monitored for nuisance levels, and in particular, the number of Culex Tarsalis mosquitoes is watched closely, as they are the primary carriers of WNV. Depending on disease prevalence, some mosquitoes may be tested to determine if they are infected.

Occasional ultra-low-volume spraying is required along West 2nd and the Rifle Rest Area--Lions Park Circle and is supported, if not requested, by residents in these areas. Special event-related barrier treatments have been conducted around the fairgrounds and Centennial Park before large summer gatherings such as Independence Day and the Garfield County Fair. These operations are included in the program cost. Also, the vendor has the resources to do widespread aerial spraying at an additional cost if necessary.

Rifle's share of the cost is greater than other towns because Rifle has greater square miles in the city limits. (5.61 approx)

This is specifically budgeted for 2023 in "Other Technical Svcs," 100-4800-400-342 for \$22,500.00

This is a health, safety, and quality-of-life-related item. The workgroup related to this has been activated to oversee vector disease control for West Nile virus and Hantavirus. It may also be activated if Western Equine Encephalitis and St. Louis Encephalitis outbreaks occur.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Misty Williams, City Clerk

Attachments:

1. 2023 IGA Mosquitos SA mls

INTERGOVERNMENTAL AGREEMENT FOR MOSQUITO CONTROL – 2023

THE PARTIES to this Intergovernmental Agreement for Mosquito Control (“IGA”) are the **BOARD OF COUNTY COMMISSIONERS OF GARFIELD COUNTY, STATE OF COLORADO**, (hereinafter referred to as “**County**”); the **CITY OF GLENWOOD SPRINGS, STATE OF COLORADO**, (hereinafter referred to as “**Glenwood**”); the **TOWN OF CARBONDALE, STATE OF COLORADO**, (hereinafter referred to as “**Carbondale**”); the **CITY OF RIFLE, STATE OF COLORADO**, (hereinafter referred to as “**Rifle**”); the **TOWN OF SILT, STATE OF COLORADO**, (hereinafter referred to as “**Silt**”); the **TOWN OF NEW CASTLE, STATE OF COLORADO**, (hereinafter referred to as “**New Castle**”); and the **TOWN OF PARACHUTE, STATE OF COLORADO**, (hereinafter referred to as “**Parachute**”).

WHEREAS, the parties to this IGA are authorized by Section 29-1-201, *et seq.*, C.R.S., as amended, to provide for joint funding and cooperation to provide services and functions which each is otherwise lawfully authorized to provide; and

WHEREAS, the parties to this IGA desire to cooperate in funding and making available a County-wide mosquito control and education program; and

WHEREAS, a coordinated effort by the County and the municipalities within the County will permit a more effective mosquito control and education program and specifically will aid control of the mosquito species responsible for the spread of West Nile Virus.

NOW, THEREFORE, in mutual consideration of the premises and the covenants and promises set forth below, the parties to this IGA agree as follows:

1. **PROJECT**. The Project that is the subject of this IGA is a comprehensive integrated larval and adult mosquito control program, on public and private property throughout Garfield County that will be designed specifically for Garfield County and the municipalities by an independent contractor. The Project will provide surveillance, identifying mosquito breeding habitats and areas with high numbers of mosquito larvae and adults, with an emphasis on Culex mosquitoes. Surveillance will include the use of GIS mapping technology. The Project will include the use of chemical pesticides for adult and larval mosquito control in a manner safe to citizens, the environment and pets. Chemical applications will only be done when the elected officials of each pertinent jurisdiction, or their designated staff member, determine that mosquito levels have reached a threshold that poses a public health risk. Each jurisdiction is responsible for working with the Contractor to ensure that their jurisdiction is in compliance with the Federal Clean Water Act and the Colorado Discharge Permit System as administered by the Colorado Department of Public Health and Environment. The independent contractor will also provide community outreach and public education.

2. **PROJECT COSTS**. The cost for the entire Project that is the subject of this IGA shall not exceed Two Hundred Five Thousand Dollars and No Cents (\$205,000.00), with each town and city contributing the amounts set forth below for a total contribution of Fifty-Nine Thousand Seven Hundred Dollars and No Cents (\$59,700.00) of the Project Cost. The remainder will be contributed by the County for the twenty-nine (29) square miles of service area outside of the municipalities.

3. **COUNTY RESPONSIBILITIES**. The County shall be the coordinating entity and the contracting and fiscal authority for the Project. The County's responsibilities shall include the

creation of the Request For Proposals (“RFP”), management of the RFP process, selection of the contractor and management of the contract. The County shall pay an amount not to exceed One Hundred Forty-Five Thousand Three Hundred Dollars and No Cents (\$145,300.00) of the total Project Cost of Two Hundred Five Thousand Dollars and No Cents (\$205,00.000), unless emergency services are required.

4. GLENWOOD SPRINGS RESPONSIBILITIES. Glenwood Springs shall be responsible for payment to the County of \$6,200.00.

5. CARBONDALE RESPONSIBILITIES: Carbondale shall be responsible for payment to the County of \$8,200.00.

6. RIFLE RESPONSIBILITIES: Rifle shall be responsible for payment to the County of \$22,250.00.

7. SILT RESPONSIBILITIES: Silt shall be responsible for payment to the County of \$6,000.00.

8. NEW CASTLE RESPONSIBILITIES: New Castle shall be responsible for payment to the County of \$6,750.00.

9. PARACHUTE RESPONSIBILITIES: Parachute shall be responsible for payment to the County of \$10,300.00.

10. PARTY RESPONSIBILITIES: All parties to this IGA shall cooperate with and assist the independent contractor chosen by the County to perform the work of the Project.

11. REMEDIES. If any of the cities or towns, identified in Paragraphs 4 through 9 above, fails to perform their payment obligation(s), the County may assume responsibility for the defaulting payment(s), and all other obligations of this IGA shall remain in full force and effect.

12. CONTRACT AWARD. The contract anticipated to define the Scope of Work needed for the Project shall be awarded by Garfield County pursuant to the terms of its Procurement Manual. The Notice to Proceed may be awarded prior to the payment obligations of the municipalities and towns being met.

13. INDEMNIFICATION. The parties acknowledge each is subject to the constitutional prohibitions against indemnification in Colo. Const. art XI, § 1. Neither can indemnify the other.

Nothing herein shall be interpreted as a waiver of governmental immunity to which each party would otherwise be entitled under Section 24-10-101, *et seq.*, C.R.S., as amended.

14. APPROPRIATION. This IGA is contingent upon appropriation and budgeting for the costs required for the Project. Should any party fail to appropriate or have available sufficient funds to pay for the costs of its obligations set forth herein, this IGA shall be considered of no force or effect, except to the extent that the County has assumed the obligations of another party, as set forth herein. This IGA is not intended to, nor does it create a multi-year fiscal obligation as defined by Section 20, Article X of the Constitution of the State of Colorado.

15. EFFECTIVE DATE. This IGA shall be effective January 1, 2023 through December 31, 2023, no matter the date of execution.

16. AMENDMENT. This IGA may be amended by the parties solely through a written agreement signed by each.

17. FACSIMILES AND COUNTERPARTS. This IGA may be signed in counterparts, and facsimile signatures may be substituted for original signatures.

18. GOVERNING LAW. The laws of the State of Colorado shall govern the validity, performance and enforcement of this IGA. Venue for any action instituted pursuant to this IGA shall lie in Garfield County, Colorado.

19. AUTHORITY. Each person signing this IGA represents and warrants that said person is fully authorized to enter into and execute this IGA and to bind the party represented to the terms and conditions hereof.

20. NOTICE. All notices required under this IGA shall be in writing and shall be hand delivered or sent by registered or certified mail, return receipt requested, postage prepaid to the addresses of the parties set forth below. Notice addresses may be changed without amendment to this IGA.

Notice to County:

Board of County Commissioners
Attn: County Manager
108 8th Street, Suite 213
Glenwood Springs, CO 81601
Phone: (970) 945-9150
Fax: (970) 384-5005

Notice to Glenwood:

City of Glenwood Springs
Attn: City Manager
101 W. 8th St.
Glenwood Springs, CO 81601
Phone: 384-6400

Notice to Carbondale:

Town of Carbondale
Attn: Town Manager
511 Colorado Avenue
Carbondale, CO 81623
Phone: (970) 963-2733
Fax: (970) 963-9140

Notice to Rifle:

City of Rifle
Attn: City Manager
202 Railroad Avenue
P.O. Box 1908
Rifle, CO 81650
Phone: (970) 625-2121

Notice to Silt:

Town of Silt
Attn: Town Administrator
231 N. 7th St., Box 70
Silt, CO 81652
Phone: (970) 876-2353

Notice to New Castle:

Town of New Castle
Attn: Town Administrator
450 W. Main
P.O. Box 90
New Castle, CO 81647
Phone: (970) 984-2311

Notice to Parachute:

Town of Parachute
Attn: Town Administrator
222 Grand Valley Way
Box 100
Parachute, CO 81635
Phone: (970) 285-7630

REMAINDER OF THIS PAGE LEFT BLANK INTENTIONALLY

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF GARFIELD COUNTY, COLORADO**

Clerk to the Board

By: _____
Chairman

Dated: _____

ATTEST:

**CITY OF GLENWOOD SPRINGS,
STATE OF COLORADO**

City Clerk

By: _____
Mayor

Dated: _____

ATTEST:

**TOWN OF CARBONDALE
STATE OF COLORADO**

Town Clerk

By: _____
Mayor

Dated: _____

ATTEST:

**CITY OF RIFLE
STATE OF COLORADO**

City Clerk

By: _____
Mayor

Dated: _____

ATTEST:

**TOWN OF SILT
STATE OF COLORADO**

Town Clerk

By: _____
Mayor

Dated: _____

ATTEST:

**TOWN OF NEW CASTLE
STATE OF COLORADO**

Town Clerk

By: _____
Mayor

Dated: _____

ATTEST:

**TOWN OF PARACHUTE
STATE OF COLORADO**

Town Clerk

By: _____
Mayor

Dated: _____

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Agenda Item #5.j.

Agenda Item Name:

Consider Ordinance No. 6, Series of 2023 - Tractor Supply Access to Airport Road - 2nd Reading

Presenter:

Patrick Waller, Planning Director

Item Description:

Tractor Supply Access

Recommended Action:

Move to approve Ordinance No. 6, Series of 2023 on second reading.

Fiscal Impact:

If approved, Tractor Supply is anticipated to bring additional sales tax revenue into the City.

Operational Impact:

None

Prior Board Motions:

Ordinance No. 47, Series of 1997 required that all four lots of the BTE Subdivision access via a shared driveway and not directly onto Airport Road.

Background Information:

Staff has received an application for a Tractor Supply store at 1581 and 1585 Airport Road. The property is zoned Light Industrial, which allows retail uses as a use by-right. The by-right designation means review and approval usually happens at the Staff level.

Executive Summary:

The property was created as part of the BTE Minor Subdivision in 1997 and is subject to Ordinance No. 47. This Ordinance requires that all four lots in the subdivision access County Road 346 (which is now Airport Road) via a shared driveway. The application requests that Tractor Supply have a stand-alone entrance onto Airport Road and not via the shared access. Because the restriction is memorialized in an Ordinance, City Council would need to approve a separate ordinance allowing for the exception.

Notification Requirements:

No additional notice required

Prepared By:

Misty Williams, City Clerk

Attachments:

1. Staff Memo - Tractor Supply Access
2. Applicant Narrative, Site Plan, and Elevations
3. City Referral Comments
4. Ordinance No. 6-Tractor Supply Access to Airport Road



MEMORANDUM

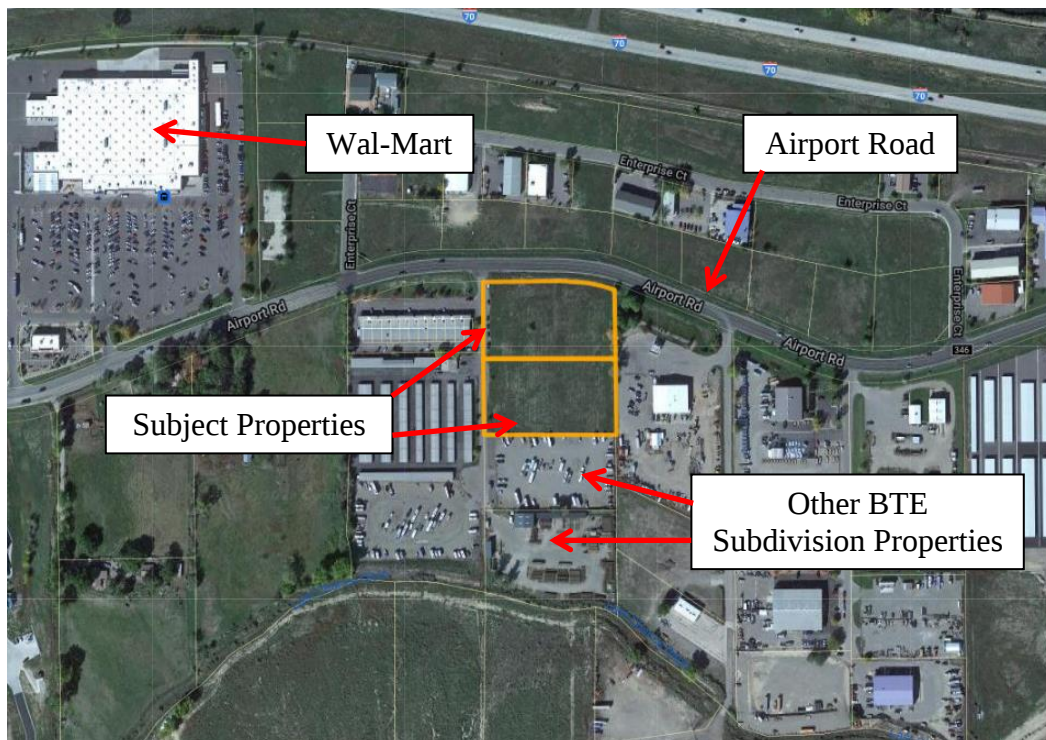
To: Honorable Mayor and City Council
From: Patrick Waller, AICP, Planning Director
Date: March 15, 2023
Subject: Tractor Supply Access – Airport Road

BACKGROUND

Staff has received an application for a Tractor Supply store at 1581 and 1585 Airport Road. The property is zoned Light Industrial, which allows retail uses as a use by-right. The by-right designation means review and approval usually happens at the Staff level.

The property was created as part of the BTE Minor Subdivision in 1997 and is subject to Ordinance No. 47. This Ordinance requires that all four lots in the subdivision access County Road 346 (which is now Airport Road) via a shared driveway on the western side of the property. The application requests that Tractor Supply have a stand-alone entrance onto Airport Road and not via the shared access. Because the restriction is memorialized in an Ordinance, City Council would need to approve a separate ordinance allowing for the exception.

Vicinity Map



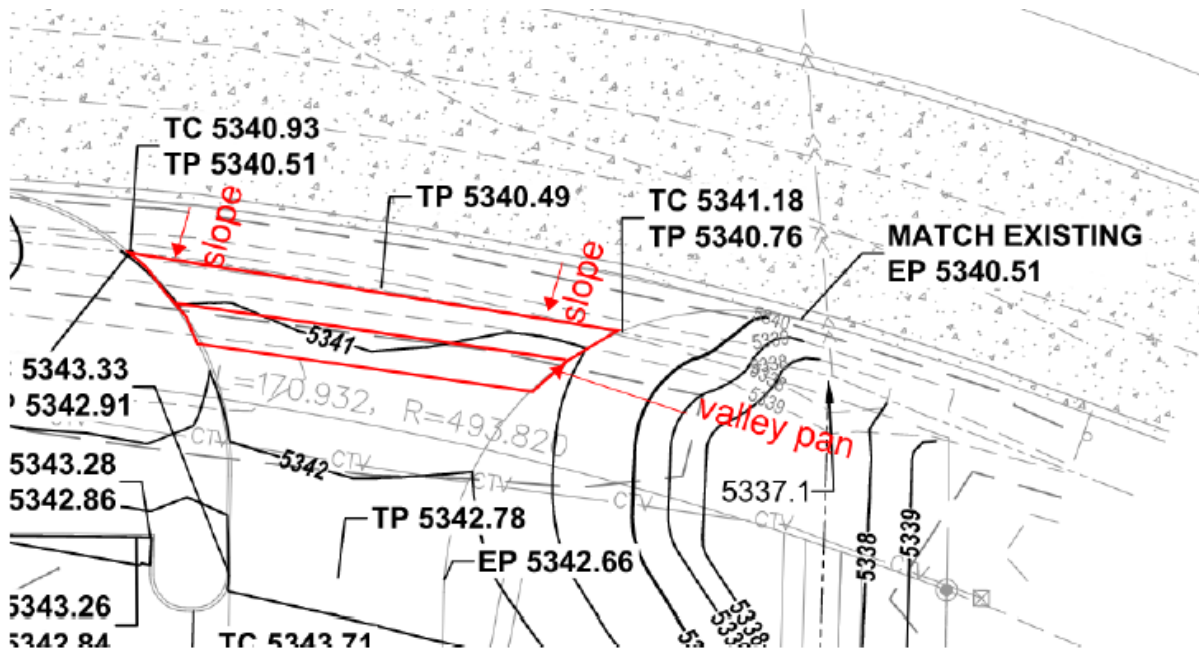
PROJECT CONSIDERATIONS

Applicant's Request

As part of the Site Plan application, the applicant has provided a letter detailing the reason for the access change (attached to this Staff Memo). The letter indicates that the separate access is needed due to site constraints, truck turning movements, narrow widths of the paved road, and the fill requirement needed for floodplain issues on the property (the grades on the west are too steep).

Referral Comments

The applicant's request was reviewed by referral agencies, including the City's consulting engineer and Public Works. No issues were identified with the request except that Public Works requested that the driveway have positive drainage away from Airport Road as shown in the below image.



As part of the Site Plan review, Staff has identified a number of other items that must be addressed in order to meet City of Rifle codes. These items are technical in nature and will be resolved as part of the administrative Staff review process. If Council approves the ordinance to allow for a separate access, the applicant will continue to work with Staff to meet all Site Plan conditions of approval.

Reasons for Access Requirement

When the subdivision was approved in 1997, Airport Road was still a County Road and had not been improved to the City road that it has today. The growth and development in the area was unknown at that time. While it is generally best practice to limit total accesses onto arterial roads, based on the location and existing accesses to the east and west, Staff has not identified any issues with the approval of a stand-alone access for this development.

STAFF RECOMMENDATION

Staff recommends that City Council approve Ordinance No. 6 series of 2023.



Tractor Supply Company – Rifle, CO

Project Narrative with Request for Access

SE3, LLC has submitted the TSC – Rifle, CO project on behalf of Texas NH management. This proposed commercial project is located at 1581 and 1585 Airport Road, Rifle, CO and utilizes parcels 217715306001 and 217715306002. This project proposes to combine the parcels dissolving the lot line between them and constructing a singular 21,930 SF building with outdoor sales areas to be used by Tractor Supply Company.

Tractor Supply Company is the largest operator of rural lifestyle retail stores in America. Founded in 1938 as a mail order tractor parts business, Tractor Supply Company (also referred to as TSC) owns and operates over 2,000 stores in 49 states supplying basic maintenance products to home, land, pet, and animal owners. They offer a wide range of products including but not limited to, clothing, equine and pet supplies, tractor/trailer parts and accessories, lawn and garden supplies, sprinkler/irrigation parts, power tools, fencing, welding and pump supplies, riding mowers and more.

As part of this project submittal, we are also requesting access to our site near the Northeast corner of the lot, off Airport Rd. This request is being made due to our site constraints and required delivery truck turning movements. While there is an existing paved drive, contained within a private access easement, on the west side of the proposed property it does not provide a viable truck path to access our site. The narrow width of the paved road presents turning problems into and leaving the site. Another one of the constraints that make the existing road a nonviable option on this site is the fill requirement due to the floodplain present on our lots. Due to that requirement the grades on the west side of our site are too steep to be the access point.

On behalf of Texas NH Management, we look forward to assisting in bringing Tractor Supply Company to Rifle.

Thank you,

Lee Yard
SE3, LLC
Project Manager

PRELIMINARY - FOR REVIEW ONLY

MATT GAUNTT	PE.0061662	1/19/23
TYPE OR PRINT NAME	PE #	DATE

PROJECT NOTES:

BENCHMARKS:

SITE BENCHMARK:
5/8" Rebar &
1/1-4" Orange Plastic Cap
LS No. 36572
Elev. = 5341.24'

REVISIONS / ISSUANCES

No	DATE	BY	DESCRIPTION
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**TRACTOR SUPPLY
COMPANY**

TSC-RIFLE, CO
RIFLE, COLORADO

SITE PLAN

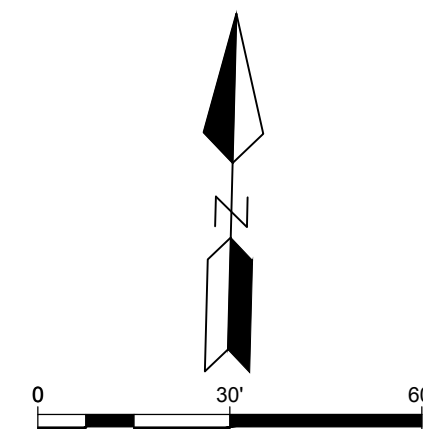
PROJECT NUMBER: 03_214_004

DATE: 1/19/2023	SCALE: 1"=30'
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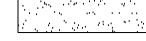
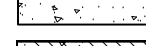
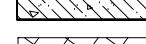
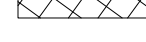
DRAFTED BY: LAY	SHEET N
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DESIGNED BY: LAY	C4
---------------------	-----------

CHECKED BY: _____ OF 22 SHE



LEGEND

BOUNDARY LINE	
EASEMENT LINE	
PARKING / BUILDING SETBACK LINE	
PROPOSED FENCE	
PROPOSED LIGHT POLE & FIXTURE(S)	
PROPOSED SIGN	
SIDEWALK PAVEMENT	
HEAVY DUTY ASPHALT PAVEMENT	
LIGHT DUTY ASPHALT PAVEMENT	
FOD CONCRETE PAVEMENT	
HEAVY DUTY CONCRETE PAVEMENT	
PERMANENT SIDEWALK DISPLAY AREA	

NOTE:
PAVEMENT TO BE CONSTRUCTED TO THE APPLICABLE
PAVEMENT SECTIONS IN THE CONSTRUCTION DETAILS

NOTES:

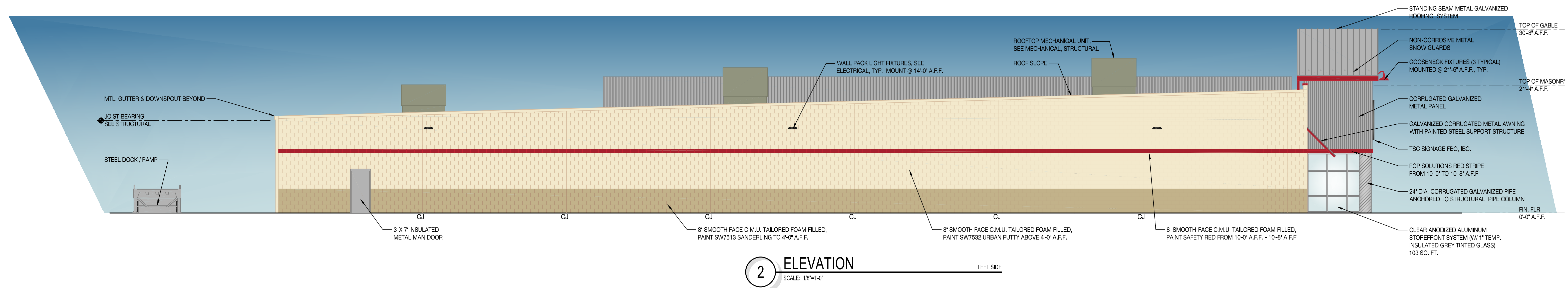
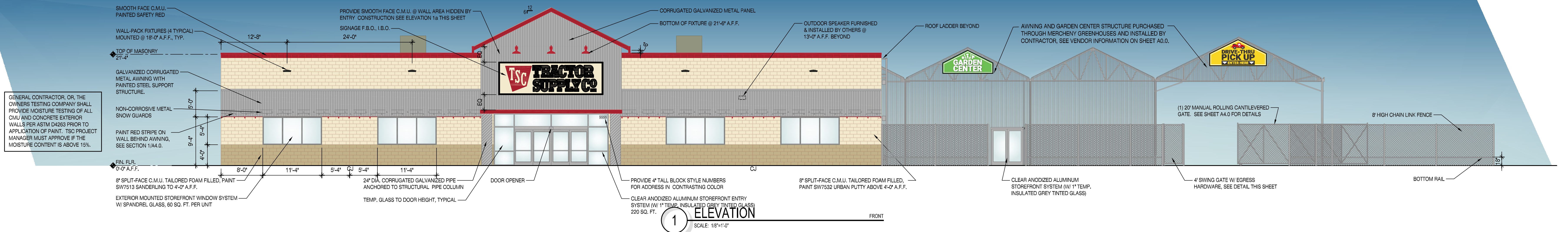
1. LIGHTING LOCATIONS ARE SHOWN FOR ILLUSTRATIVE PURPOSES ONLY. REFER TO ELECTRICAL PLANS TO CONFIRM LOCATIONS AND FOR PHOTOMETRIC VALUES.
2. STRIPING ON CONCRETE TO BE YELLOW AND STRIPING ON ASPHALT TO BE WHITE.
3. DIMENSIONS ARE SHOWN TO FACE OF CURB.
4. DETECTABLE WARNING SURFACES (TRUNCATED DOME) SHALL CONTRAST VISUALLY WITH ADJACENT WALKING SURFACES - EITHER LIGHT-ON-DARK, OR DARK-ON-LIGHT.
5. CONFIRM VERTICAL AND HORIZONTAL CLEARANCE WITH ELECTRIC COMPANY PRIOR TO PLACEMENT.

PARKING LOT PAINT SPECIFICATIONS - 15 MIL APPLICATION (0.015 INCH THICKNESS)

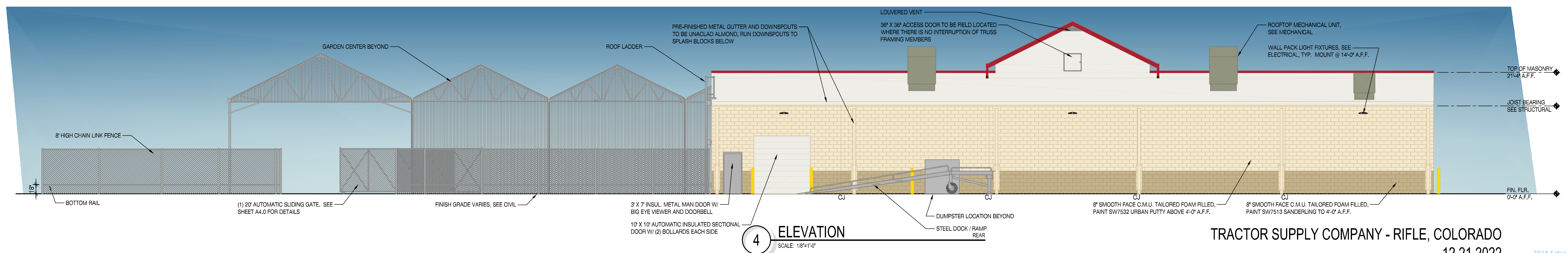
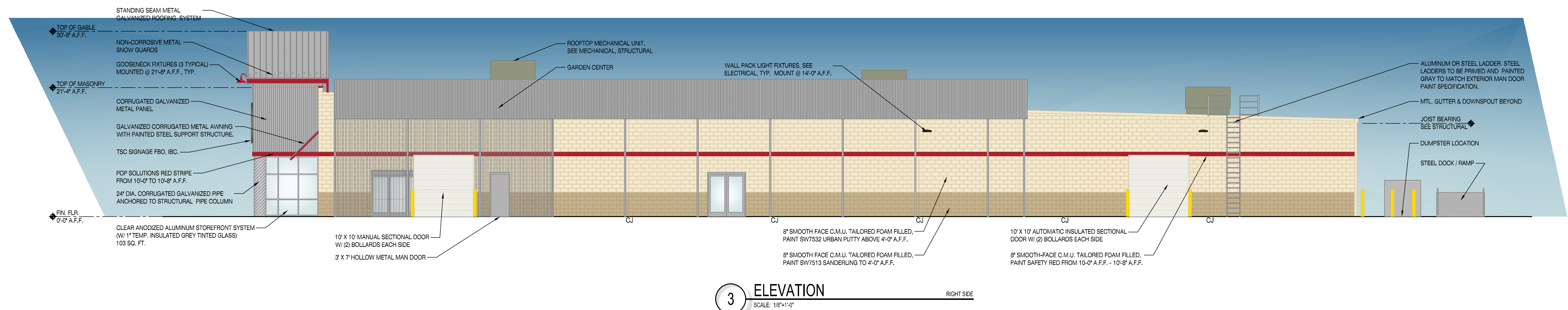
1. NEW PAVEMENT SURFACE TO CURE FOR A PERIOD OF NOT LESS THAN 14 DAYS BEFORE APPLICATION OF MARKING MATERIALS.
2. REMOVE ALL DIRT, GRAVEL, DEBRIS, VEGETATION, OR OTHER MISCELLANEOUS OBJECTS FROM THE SURFACE WITH A BROOM TRUCK OR EQUIVALENT RIGOROUS METHOD. PROVIDE A CLEAN, DUST-FREE AND COMPLETELY DRY SURFACE FOR PAINT APPLICATION. DO NOT APPLY PAINT OVER EXISTING TAPE MARKINGS.
3. CONFIRM & RECORD PROPER AIR SURFACE TEMPERATURES OF 55° AND RISING AND LESS THAN 95°. IF THE SURFACE TEMPERATURE IS NOT WITHIN THE TEMPERATURE RANGE OR IF THE PAINT APPLICATION IS DONE UNDER ADVERSE CONDITIONS (AS DETERMINED BY THE CONSTRUCTION PROJECT MANAGER) SUCH AS ABOVE 75% HUMIDITY, RAIN STRIPPING, ETC. IN ORDER TO MEET TSC REQUIREMENTS, COARSE AGGREGATE AND COMPLETE SURFACE STRIPPING UNDER PROPER CONDITIONS A MINIMUM OF 30 DAYS PRIOR TO THE EXPIRATION OF THE (1) ONE YEAR CONSTRUCTION WARRANTY.
4. PROVIDE A 15 MIL THICK 4" WIDE CONTINUOUS STRIPE WHERE AND IN THE COLOR INDICATED. MINIMUM OF (2) TWO COATS.
5. PROVIDE PRIMER AND SEALER TO BE APPLIED PER THE MANUFACTURER'S RECOMMENDATIONS ON ALL CONCRETE SURFACES AND ON ASPHALT SURFACES THAT ARE MORE THAN TWO YEARS OLD. OXIDIZED AND/OR HAVE AGGREGATE EXPOSED.
6. SEE ARCHITECTURAL PLANS FOR VETERAN AND ON-LINE ORDER PARKING SPACES.

PARKING SUMMARY

84	REGULAR SPACES
4	HANDICAPPED SPACES (Including 1 van accessible space)
88	TOTAL SPACES PROVIDED



STOREFRONT FACADE CALCULATIONS
TOTAL FRONT FACADE INCLUDING GABLE SIDE WALLS = 3,112 SQ. FT.
31.12 SQ.FT. X 20% REQUIRED STOREFRONT GLAZING = 622.4 OR 623 SQ. FT.
PROPOSED STOREFRONT GLAZING = [220 SQ. FT. + 103 SQ. FT. + 103 SQ. FT. + (4) 60 SQ. FT.] = 686 SQ. FT. GLAZING PROVIDED.
666 SQ. FT. PROPOSED > THAN 623 SQ. FT. REQUIRED



TRACTOR SUPPLY COMPANY - RIFLE, COLORADO

12.21.2022



OXFORD
ARCHITECTURE

2934 Sidco Drive
Suite 120
Nashville, TN 37204

Architecture
Planning
Interior Architecture



MOUNTAIN CROSS ENGINEERING, INC.

Civil and Environmental Consulting and Design

February 22, 2023

Mr. Geir Sverdrup, Senior Planner
City of Rifle – Department of Planning & Development
202 Railroad Avenue
Rifle, CO 81650

RE: Site Plan Review, Tractor Supply Company: 2023-003

Dear Geir:

This office has performed a review of the documents provided for the Site Plan Review of the proposed Tractor Supply Company site. The review generated the following comments:

1. The proposed access is on County Road 346/Airport Road. The Applicant should verify the ownership of the road. An access permit from Garfield County may be necessary with construction requirements as may be applicable.
2. The Applicant should verify that the engineer has a CO license.
3. Note #12 under the "Utilities" heading should state 10' minimum separation between sewer and water lines.
4. Note #13 under the "Utilities" heading should be removed.
5. Note #15 under the "Utilities" heading should be removed.
6. The survey states the property is within the floodplain. The Applicant should verify if a Floodplain permit is necessary and provide any applicable building elevation certifications and/or requirements.
7. The detention is proposed on the uphill side of lot. Additionally, a majority of the paved areas flow away from the proposed detention pond. The Applicant should provide storm-flow mitigation from impervious areas.
8. The Applicant should show the utility crossings in the profile views for sewer and storm drain.
9. The Applicant proposed a drop manhole at Sta 0+21.38. These tend to have maintenance issues and are not preferred. The Applicant should explain why it is necessary or provide a flow through manhole.
10. The Applicant should include the applicable City of Rifle details for sewer, water, storm-drain, and curb and gutter construction.
11. The detail for the water crossing beneath the sewer should be removed.
12. The Applicant should provide calculations and a drainage report for detention and outlet sizing.

Feel free to call if you have any questions or comments.

Sincerely,
Mountain Cross Engineering, Inc.

Chris Hale, PE



Public Improvements Plan Review

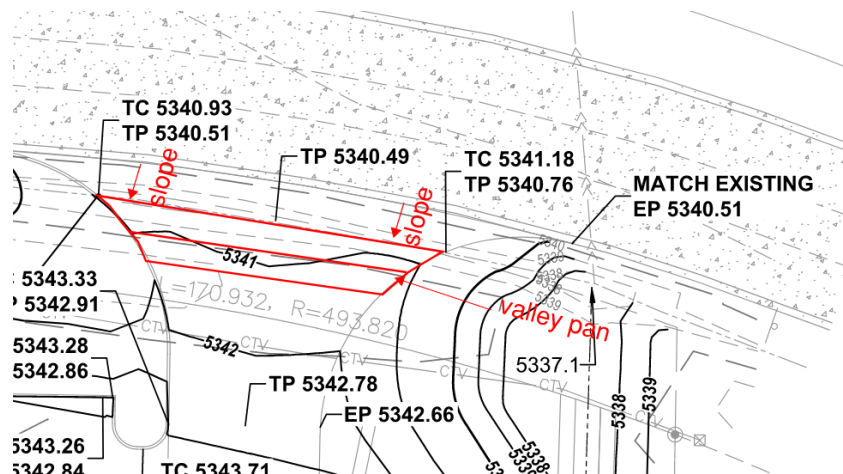
Department of Public Works

City Of Rifle

Review Summary: Plans for Tractor Supply dated 1/19/2023 were submitted on 2/10/2023. All items contained in the plans were reviewed and listed below.

Review by Section:

1. At time of PLAT
 - a. Easements for utility purposes shall be required along all sides and real lot lines except those bordering dedicated streets and alleys.
 - b. Drainage easements shall be designed to accommodate expected runoff and shall comply with the provisions of the City of Rifle Public Works Manual.
2. Storm Drainage
 - a. A report shall be included validating the following:
 - i. Runoff Detention - The City of Rifle Landuse Code requires that additional runoff caused by development be detained on the development site. The base storm for calculation and design is that of the 25-year rainfall. The Public Works Director may "release" a developer of the runoff detention obligation if it can be shown that the down stream drainage appurtenances and/or receiving stream are not negatively impacted or brought to a point in excess of their capacity. This statement, however, does not relive obligations stated in 105.3, below.
 - ii. Maximum Release Rate - The maximum release rate from the detention facility shall not exceed the historical peak runoff rate for the same frequency storm.
3. Driveways
 - a. the driveway shall have a valleypan that ensures positive drainage away from Airport Road. See sketch below



4. Floodplain

- a. An Elevation certificate will be required for CO

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 6
SERIES OF 2023**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, GRANTING
ACCESS TO AIRPORT ROAD FOR LOTS 1 AND 2, BTE MINOR
SUBDIVISION.

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

WHEREAS, by Ordinance No. 41, Series of 1997, the City approved the BTE Minor Subdivision formerly known as Lot 27, McLearn Orchard Lands on Airport Road; and

WHEREAS, when the BTE Minor Subdivision was approved, Airport Road had not been fully annexed into the City, its reconstruction had not occurred and the development plans of the area were unknown; and

WHEREAS, to limit the number of accesses on Airport Road with these unknown traffic patterns to a rural county road profile, the City Council restricted access from all four lots of the BTE Minor Subdivision to a single private access easement shown on the BTE Minor Subdivision Plat; and

WEREAS, the City received a request from the developer of Lots 1 and 2, BTE Minor Subdivision, to construct a direct access onto Airport Road to allow the development of a 22,000 square foot building and outdoor sales area to be used by Tractor Supply Company; and

WHEREAS, Airport Road has been reconstructed to appropriate City standards to meet the traffic needs of this area and the City Council is willing to grant this request.

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

1. Incorporation. The Rifle City Council adopts the foregoing recitals and conclusions as facts and determinations and incorporates them by reference as if set forth in full herein.

2. Access to Airport Road for Lots 1 and 2, BTE Minor Subdivision. Notwithstanding the restriction stated in Ordinance No. 41, Series of 1997 and in light of changed circumstances, the City Council hereby authorizes access to Airport Road from Lots 1 and 2, BTE Minor Subdivision (that will be merged into one lot through a lot line dissolution plat), as approved by the City Public Works Department through the site plan application for a Tractor Supply Company retail establishment.

INTRODUCED on March 15, 2023, read by title, passed on first reading with amendment, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on April 5, 2023, passed without amendment, approved and ordered published in full as required by Charter.

Dated this _____ day of _____, 2023.

CITY OF RIFLE, COLORADO

By: _____
Mayor

ATTEST:

City Clerk



Agenda Item #7.a.

Agenda Item Name:

Swearing In for Rifle Police Officer Kallie McCain

Presenter:

Debra Funston, Chief of Police

Item Description:

Rifle Police Officer Kallie McCain has successfully completed her Field Training with the Rifle Police Department. She will be sworn in in front of City Council. Officer McCain will be assigned to Patrol.

Recommended Action:

Presentation of Swear In only. No official action needed from City Council.

Fiscal Impact:

None

Operational Impact:

N/A

Prior Board Motions:

N/A

Background Information:

N/A

Executive Summary:

Rifle Police Officer Kallie McCain has successfully completed her Field Training with the Rifle Police Department. She will be sworn in in front of City Council. Officer McCain will be assigned to Patrol.

Notification Requirements:

N/A

Prepared By:

Debra Funston, Chief of Police

Attachments:

1. City of Rifle OATH OF OFFICE 2022 - McCain

OATH OF OFFICE

State of Colorado,
County of Garfield,
City of Rifle

I, Kallie McCain, do solemnly swear that I will support the Constitution of the United States, and of the State of Colorado, and the Charter and Ordinances of the City of Rifle and faithfully perform the duties of the office of Police Officer upon which I am about to enter.



Signature

Subscribed and sworn to before me on December 8, 2022.

City Clerk



Agenda Item #8.a.

Agenda Item Name:

Consider Buy-Back of Cemetery Space

Presenter:

Austin Rickstrew, Parks & Recreation Director

Item Description:

Mr. Jerry Hill would like to convey two spaces back to the City of Rifle for the amount originally paid. James Hill purchased the two spaces on July 10, 1989, and conveyed both spaces to Jerry Hill on May 3, 2019. The cemetery is always in need of more plots. We recommend buying these two spaces back from the owner at the original purchase price of \$500.

Recommended Action:

Move to approve the purchase of two cemetery spaces for a total amount of \$500.00

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

The code allows the city to purchase back grace spaces at the original purchase price.

Executive Summary:

Recommend buy-back of these two spaces to increase the availability of grave spaces in Rose Hill Cemetery.

Notification Requirements:

None

Prepared By:

Misty Williams, City Clerk

Attachments:

1. Buy-Back of Cemetery Spaces 3.16.23



MEMORANDUM

TO: Honorable Mayor and Council

FROM: Angie Wilkins, Administrative Assistant

DATE: Thursday, March 16, 2023

SUBJECT: Buy-Back of Cemetery Spaces

I am requesting approval to purchase back cemetery spaces known as D-043-1201 and D-043-2904, purchased by James Hill on July 10, 1989, and conveyed to Jerry Hill on May 3, 2019.

Jerry lives in Grand Junction, Colorado, and will now be laid to rest there. The prices paid in 1989 were \$250 for each plot: \$150 purchase price and \$100 perpetual cost for a total of \$500 for both spaces and perpetual care.

Respectfully,

Angie Wilkins



Agenda Item #8.b.

Agenda Item Name:

Consider Ordinance No. 7, Series of 2023 - Rose Hill Cemetery Fees - 1st Reading

Presenter:

Austin Rickstrew, Parks & Recreation Director

Item Description:

Cemetery fees should be adjusted periodically. The staff has reviewed the fees of area cemeteries and recommends increasing cemetery fees.

Recommended Action:

Move to approve Ordinance No. 7, Series of 2023, on first reading and order it to be published by title as required by charter.

Fiscal Impact:

Increasing cemetery fees will help offset operational expenses.

Operational Impact:

By updating fees, staff will have more of a breakout of fees to collect since we seek higher fees for out-of-area clients.

Prior Board Motions:

Background Information:

For several years, the trend at Rose Hill Cemetery has been toward cremated burials on family plots. Recently there has been an increasing demand for full burials and grave spaces. The staff noticed an increase in demand from non-residents. Adjusting all fees and increasing charges for non-81650 patrons will increase revenue. Staff is also working on reconfiguring space to allow for more burial spaces and planning a site for more columbariums. The current columbarium has 120 niches; we believe space exists for perhaps a dozen or more columbaria (1440 niches or more). Columbariums, or columbaria, are planned to occupy space where soil conditions do not support burial sites. Also, we are taking action to make available approximately 449 full burial spaces and 176 smaller ones in the Child/Infant Burial Area. Were it not for the years that cremations were prevalent, cemetery capacity would have already been reached.

Executive Summary:

The staff recommends approving the new fee structure for 81650 and Non-81650 pricing.

Notification Requirements:

None

Prepared By:

Austin Rickstrew, Parks & Recreation Director

Attachments:

1. Ordinance No. 7-Cemetery Fees

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 7
SERIES OF 2023**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING
APPENDIX A TO THE RIFLE MUNICIPAL CODE REGARDING ROSE HILL
CEMETERY FEES.

WHEREAS, the City of Rifle owns and operates the Rose Hill Cemetery pursuant to the Cemetery Regulations set forth in Article VII of Chapter 11 of the Rifle Municipal Code (the "Code"); and

WHEREAS, the City has not amended the fees charged for Rose Hill Cemetery for many years and the rising costs of its operation create a burden on the City's budget while limited available space creates a scarce resource; and

WHEREAS, the City Council finds and determines that it is in the best interests of the citizens of Rifle to amend the Section 11-7-40 and the associated fees at Appendix A of the Code.

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Section 11-7-30 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted:

Sec. 11-7-30. - ~~Fairyland~~ Child/Infant Burial Area established.

There is hereby established an area to be known as "~~Fairyland~~," "Child/Infant Burial Area," which shall consist of Block 48 and the south one-half of Block 47. The grave spaces in this area shall be sufficient size to accommodate a crypt up to, but not larger than, four (4) feet four (4) inches by one (1) foot eight and one-half (8½) inches. Only infants may be buried in "~~Fairyland~~ Child/Infant Burial Area."

Section 3. Section 11-7-40 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted:

Sec. 11-7-40. - Purchase of burial space use rights.

~~Other than burial in the charity area as provided in this Section 11-7-40, b~~Burial of bodies at Rose Hill Cemetery shall be conditioned on the purchase of exclusive rights to use a particular lot or burial space, mausoleum, or columbarium niche within the cemetery for this purpose. The City shall sell exclusive rights to use burial spaces and the rights to use a mausoleum or columbarium niche at such price or prices as directed by the City Council and as set forth in Appendix A to this Code.

(b) In addition to the purchase price of the rights to use a lot or burial space, mausoleum,

or columbarium niche within the cemetery, the City Treasurer shall assess and collect a perpetual care fund assessment at such amount directed by the City Council and set forth in Appendix A to this Code.

~~(c) Those persons who are unable to pay for the use rights to a lot or burial space, mausoleum, or columbarium niche may be placed in the charity area, which is designated as Block 4 of the Rose Hill Cemetery.~~

~~(d)~~ The charge for opening and closing a grave, mausoleum crypt or columbarium niche shall be as set forth in Appendix A to this Code, with an additional service charge for burials which are held on Saturdays, Sundays, holidays, Mondays or the day after a legal holiday before 1:00 p.m.

~~(e)~~ The surcharge for weekend burials shall apply for each grave opened for funerals which are held on Saturdays, Sundays, holidays, Mondays or the day after a legal holiday before 1:00 p.m., or at any time when City employees are required to perform work on an overtime basis. Weekend burials will not be performed unless a burial permit is issued by the City Clerk before 1:00 p.m. the preceding Friday.

Section 4. The Code is hereby amended with the enactment of a new Subsection 11-7-40(f) to read as follows:

(f) Eligibility for 81650 pricing shall require proof of residency in the 81650 zip code; provided, however, immediate family members (child, stepchild, parent, stepparent, spouse, grandparent) of 81650 residents shall also be eligible for 81650 pricing with proof of relationship.

Section 3. The following fees referenced in the Code at Appendix A, for RMC Section 11-7-40, are hereby repealed and reenacted to read as follows:

Chapter 11			
11-7-40	Rose Hill Cemetery Fees		
		81650	Non-81650
	Grave spaces		
	Adult:	\$800.00	\$1,600.00
	Infant:	\$400.00	\$800.00
	Mausoleum (2-space crypt)	\$1,500.00	\$3,000.00
	Columbarium:		
	Level 1-2		
	1 Niche	\$800.00	\$2,300.00
	2 Niches	\$1,600.00	\$3,100.00
	Level 3-5		
	1 Niche	\$1,000.00	\$2,500.00
	2 Niches	\$2,000.00	\$3,500.00
	Perpetual care		
	Per Lot	\$800.00	\$1,600.00
	Per Crypt	\$800.00	\$1,600.00
	Per Niche	\$450.00	\$900.00
	Infant/Child Burial Space	\$800.00	\$1,600.00

Grave opening/closing			
	Casket	\$600.00	\$1,200.00
	Infant:	\$400.00	\$800.00
	Cremains – Columbarium, Niche, or Space	\$400.00	\$800.00
	Disinterment of grave	\$3,000.00	\$3,000.00
	Reinterment of grave	\$3,000.00	\$3,000.00
	Disinterment of cremains	\$1,000.00	\$1,000.00
	Reinterment of cremains	\$1,000.00	\$1,000.00
Additional Service Charges			
	Burials held on Saturdays, Sundays, Mondays, Holidays or the day after a legal holidays before 1:00 p.m.	\$1,000.00	\$2,000.00
	Title Change Fee	50.00	50.00

Section 5. Section 11-7-60(1) of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted and a new Section 11-7-60(12) of the Rifle Municipal Code is hereby enacted:

Sec. 11-7-60. - Conditions on rights and use.

The rights acquired by any person in and to any lot or burial space in Rose Hill Cemetery shall be subject to the following conditions:

(1) No grave on any lot shall be opened except with the permission of and under the direction of the Sexton following five days' of the City's receipt of all required documents and after all fees have been paid in full. ~~On failure to pay for a grave section or lot, the body may be exhumed and placed in the charity area designated as Block 4.~~

(12) The size of a monument or marker base shall not exceed 2' by 4' with a 3" border.

INTRODUCED, on April 5, 2023, read in full, passed on first reading, and ordered published by title as required by the City Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on April 19, 2023, approved without amendments, and ordered published in full as required by the Charter.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

City Clerk



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
03/31/2023

Notification Requirements:

N/A

Prepared By:

Alexis Ramirez, Deputy City Clerk

Attachments:

1. Report to City Manager 03.31.2023

WORK REPORT TO CITY MANAGER

03.31.2023

PIO

- Continuing updates on website and social media on local issues and citizen concerns.
- We have started posting the agenda for City Council meetings on our social media pages ahead of the meeting. We will see what kind of feedback we get from that.
- We are promoting our citizen input questions which can be found on all of our platforms. There are two open-ended questions asking what Rifle can do better and what we are doing well. We are collecting the answers and will have them available by strategic planning.
- Posted update videos regarding getting involved in local government. Janet Grossman recorded the message in Spanish.
- We are working on a public notice regarding the CDPHE order. Jared Emmert did an outstanding job condensing the issue into a memo which we will post along with the entire report.
- Press release on grant received from Xcel Energy and the Colorado Tree Coalition.
- Attended part of the county Community Emergency Preparedness Meeting.

COURT

- Handled 66 adult cases on March 15 court day.
- Had a bench trial involving co-defendants scheduled for March 22 which had to be postponed due to the fact that one attorney and one defendant were unable to get here due to weather. Fun side fact: my home weather station recorded a remarkable 1.33" of precipitation in that one day which brought us to over 3.00" for the month (as of the 22nd). Remarkable!
- Held 04 telephone hearings with inmates in custody.
- Continuing to watch a number of legislative bills which may affect municipal courts and court procedures in general including one which would basically eliminate arrests for misdemeanor cases.

FLEET

- Snowplow equipment maintenance
- Preparation of auction vehicles
 - Fuel pump replacement x 2 - complete
 - Battery replacement - complete
 - Decal removal – 90% complete

OPERATIONS & MAINTENANCE

- Post-winter cleanup
- Pothole repair and street maintenance
- Replacement of sidewalk section and drainage improvements along frontage of 1725 Railroad Avenue
- Installation of Accessibility Ramp at mailbox location for Deerfield Park Subd.
- Drainage structure maintenance

Two weeks Look-ahead

- Change-over of vehicles from Winter Snowplow Operations to Construction Season
- Preparation for Spring Auction of Surplus Vehicles
- Preparation for 2023 Spring Cleanup
- Preparation of designated street sections for driving surface remediation

ENGINEERING

Project	Status Update	Scope	Bid	Construction Time	Cost Estimate
Gateway Intersection	The project has been submitted to CDOT for 90% design review and is intended to begin in July or August but is still subject to CDOT review and procurement of traffic signals	Improve Traffic and Pedestrian Safety at the Intersection of Centennial and Whiteriver	May '23	Summer and Fall '23	\$3.5M
Park and Ride	CDOT is working on Grant IGA, the developer and City are working on plan review and subdivision, design is at 60%, Union Pacific Permitting is beginning	New Park and Ride with extension of streets and utilities	Late Summer '23	Fall '23 to Spring '24	\$3.5M
Tripp Drive	Survey and Geotechnical Complete	Rebuild Road and Stabilize Bank	Spring '26	2026	\$350k
Morrow Drive	Survey and Geotechnical Complete	Rebuild Road and Stabilize Bank	Spring '25	2025	\$1M
Whiteriver Ave from 9th Street to 16th Street	Survey and Geotechnical Complete	Rebuild Road, Stabilize Bank, Replace Waterline	Spring '25	2025	\$1.1M
Ute Avenue and 5th Street	Survey and Geotechnical Complete, City staff currently videoing the sewer system for analysis	Replace and Rehabilitate Sewer line, New Waterline, Rebuild Streets and add Sidewalk	Spring '24	2024	\$1.2M
Paradise Island	City has met with landowners and has a plan for easements	TBD	TBD	TBD	TBD
Penwell Transmission Line	Utilities is X-raying existing line	Water Transmission Line from plants to tanks	TBD	TBD	\$8M
River bridge Waterline	Plans are complete and ready to submit for bidding, waiting for CDOT Bridge review	Repair Waterline and add Restraints	April '23	Spring '23	\$65k
Railroad Avenue 5th Street to 9th Street	Utility layout, survey, and geotechnical complete, currently working on final grading and road section	Rehab Sewer line, Replace Waterline, Rebuild Street and Sidewalk	Spring '24	Summer '24	\$2.5M
Railroad Avenue and 5th Street Intersection	Plans complete, waiting for grant notice	New Signal, Sidewalks and Landscaping	TBD	Summer '23	\$600k

2023 Street Improvements	Plans fitting within 2023 budget have been laid out, going out to bid first week of April	Prefontaine, 16th St, 7th St, Wapiti and Airport Road	April '23	Summer '23	
2023 Crack Sealing	Out to bid	16th St, 7th St, Airport Road, and Parks Parking Lots	Open	Summer '23	\$75k
2023 HA5	Out to bid	Deerfield Subdivision and Highlands East	Open	Summer '23	\$200k
Park Avenue Extension	Met with Landowner and land must be purchased to complete, inspected CDOT bridge over Elk Creek and deemed it not a viable bridge	Bridge and Connection to Centennial Parkways	TBD	TBD	\$2M
Intersection of Park Avenue and Third Street	Plans at 60% completed in house, need to have them reviewed and add utilities	Sidewalk, Waterline, Street Rebuild	TBD	TBD	\$750k
Stormwater SEP	COC executed, awaiting public notice	Study and Improvements of Stormwater	TBD	TBD	TBD
Alley Maintenance	Will put together a bid in Spring	Grading and Mag Chloride	Spring '23	Summer '23	\$50k
Park Hill Retaining Wall	Plans complete, need budget supplemental to continue in 2023	Retaining wall fixing ROW and private issue	Spring '23	Summer '23	\$250k

Financials

Engineering currently has four posted bids. The bids are for streets, facilities, and water projects. All projects were scoped to be within the adopted '23 budget. Updates will be tabulated in future reports once bids are received and approved.

Administration

- **Website**-With help from Community TV the Public Works/Engineering pages have been updated. It is the intent to update the pages to coincide with managers reports to ensure information is current.
- **ROW permits and process**-Engineering has outlined the changes intended to make to the ROW code. These changes will circulate among staff over the next 2 weeks and then be presented in a workshop and once completed will go through formal ☐ resolution. The City of Rifle is also meeting with iWork to make the ROW permit process ☐ electronic.
- **PWM and Eng. Standards**-Changes to the Public Works Manual have been outlined. The primary intent is to update specifications to current industry standards. Changes will be made incrementally because of staff and time constraints. The increments will be prioritized by what is used the most in construction projects. Contracting the update has been a thought but Engineering's requirements are likely to specific for a firm to apply.
- **2024 budget**-as street projects don't fit within the 2023 budget the 2024 budget begins to develop. Most priorities will remain the same but there needs to be more rehabilitation projects. Rehabilitation projects have been forgone in the past because of budgeting constraints as seen in the table below roads are degrading beyond the point of being milled and overlayed which is increasing the overall cost of ownership for Rifle's Street system.

	2019	2023	increase/(decrease)
No Maintenance	\$ -	\$ -	\$ -
Routine Maintenance	\$ 42,006.61	\$ 1,537.43	\$ (40,469.18)
Preventative Maintenance	\$ 1,448,583.15	\$ 1,483,865.26	\$ 35,282.11
Rehabilitation	\$ 13,652,366.64	\$ 9,935,155.15	\$ (3,717,211.49)
Reconstruction	\$ 19,565,490.16	\$ 30,450,115.64	\$ 10,884,625.48
Total	\$ 34,708,446.56	\$ 41,870,673.48	\$ 7,162,226.92

- **Street Survey** Engineering has completed a survey of all street conditions. A report of the findings will be compiled in April and May, but the major takeaway is that preventative maintenance is getting caught up, but more mill/overlays and rehabilitations need to be taking place as seen in the table above.

POLICE

- RPD (Patrol 125/CSO 59) issued a total of 184 citations in March (48 Traffic).
- RPD responded to 1030 calls for service in March, yielding 57 cases requiring follow-up and additional investigation.
- RPD made 32 arrests in March.

Noteworthy events in March for the Rifle Police Department.

- New DT Mats arrived for training room
- Patrol Room renovation underway (see pics at end of report)

Code Compliance

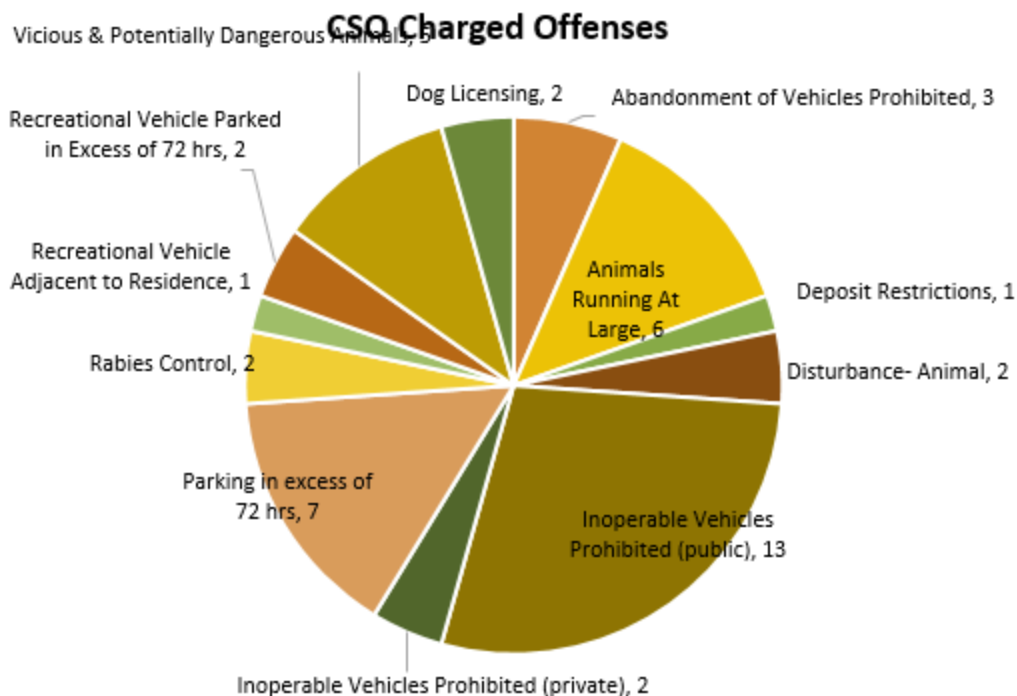
Code Compliance continues to work hard to provide great services to the City of Rifle. These are code compliance statistics for March.

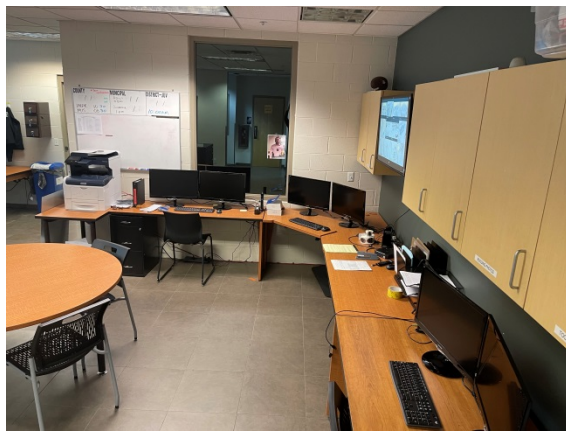
CSO Totals

Type	Count
Cases	7
Incidents	183
Tickets	59

CSO Charged Offenses

Offense Description	Count
Abandonment of Vehicles Prohibited	3
Animals Running At Large	6
Deposit Restrictions	1
Disturbance- Animal	2
Inoperable Vehicles Prohibited (public)	13
Inoperable Vehicles Prohibited (private)	2
Parking in excess of 72 hrs	7
Rabies Control	2
Recreational Vehicle Adjacent to Residence	1
Recreational Vehicle Parked in Excess of 72 hrs	2
Vicious & Potentially Dangerous Animals	5
Dog Licensing	2
Grand Total	46





PARKS AND RECREATION

- The master planning projects for the Birch Property, Rifle Mountain Park, and Rose Hill Cemetery are in their final stages. Both Council and PRAB will receive a presentation on the Birch Property from Design Concepts at the April 19 workshop. They will also receive a presentation on Rifle Mountain Park and Rose Hill Cemetery at the May 5 workshop.
- Staff is preparing to start pulling the covers off the pools in preparation for summer.
- Swimming Lessons registration opens on April 3.
- We are gearing up for summer operations and still hiring for positions at the pool and parks and we are always in need of lifeguards.
- The 2nd Annual Parks and Recreation Invitational golf tournament will be held on May 20 at Rifle Creek Golf Course. This tournament is a four-person scramble format.
- Each month, we produce a newsletter. The April newsletter can be found at <https://www.rifleco.org/DocumentCenter/View/14020/Rec-Newsletter-April> or in the Recreation office.
- Staff will implement a new maintenance management system to help with efficiency and tracking. The new system will allow us to track asset management, work orders, preventive maintenance, stock management, and audits. It will also provide performance indicators and reports.
- We are currently soliciting a part-time (32-35 hours per week) benefited parks maintenance worker.