



TOWN OF ELIZABETH

TOWN OF ELIZABETH

WORKSHOP WITH ELIZABETH STAMPEDE RODEO BOARD MEMBERS
Tuesday, March 12, 2024, at 6:00 PM

WORKSHOP ON STREETScape
Tuesday, March 12, 2024, at 6:30 PM

BOARD OF TRUSTEES REGULAR MEETING
Tuesday, March 12, 2024, at 7:00 PM
Town Hall, 151 S. Banner Street

Conferencing Access Information: This is viewing only access.

<https://us02web.zoom.us/j/87681904908?pwd=a1VqcXpZMEhhdmE2OTU0NnpXUlplVUT09>

Join via phone at 1 669 900 9128 Meeting ID: 876 8190 4908

Meeting Passcode: 658160

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

UNSCHEDULED PUBLIC COMMENT

This is a meeting of the Board of Trustees held in public. We welcome you here and thank you for your time and concerns. When you are recognized, please stand, state your name, and then address the Board. Your comments will be limited to 3 minutes. The Board of Trustees may not respond to your comments during this meeting, rather they may take your comments and suggestions under advisement and your questions will be directed to the appropriate person or department for follow-up. Personal attacks against Board Members, Administrative Staff or Employees will not be recognized. Thank You.

AGENDA CHANGES

CONSENT AGENDA

1. Minutes of the Regular Meeting of February 27, 2024, at 7:00 p.m.
2. Swear in Officer Josh Hunter

NEW BUSINESS

3. Board discussion and possible action on the appointment of a new Trustee – Patrick Davidson

4. Discussion and possible appointment of new Trustee with a term through November 5, 2024 – Michelle Oeser
- [5.](#) Discussion and possible action regarding the reappointment of Tedd Lipka, Linda Bulmer, and Jeff Struthers to the Main Street Board of Directors for terms starting 04/01/2024 through 03/31/2027 – Zach Higgins
- [6.](#) Discussion and possible action on Funding for the American Legion’s Use by Special Review – Patrick Davidson and Zach Higgins
- [7.](#) Discussion and possible action on Ordinance 24-01, an Ordinance of the Town of Elizabeth, Colorado Amending the Elizabeth Municipal Code to Repeal Article II of Chapter 15 Deleting the Town’s Per Square Foot of Floor Area Impact Fee – Patrick Davidson
- [8.](#) Discussion and possible action on Resolution 24R12, a Resolution Declaring the Town of Elizabeth as a Non-Sanctuary Town and protecting the security and quality of life of the Citizens of the Town of Elizabeth – Patrick Davidson
- [9.](#) Discussion and possible action on Resolution 24R13, a Resolution authorizing Staff to apply for a Grant offered by the Colorado Department of Local Affairs Commonly known as the Energy and Mineral Impact Assistance Fund (EIAF) Grant – Patrick Davidson and Michelle Oeser

MANAGEMENT MONITORING REPORTS

- [10.](#) Management Monitoring Reports

STUDENT LIAISON REPORT

- [11.](#) Student Liaison Report – Shaye Lovato

BOARD OF TRUSTEES REPORTS

12. Board Reports

MINUTES

- [13.](#) Minutes of the Historic Advisory Board January 08, 2024

ADJOURNMENT

MEETING PROTOCOL AND STANDARDS OF CONDUCT

Public Participation

Public comment is encouraged and will be listed as an agenda item at every regular Board meeting.

Each individual wishing to be heard during the public comment period will be given up to three (3) minutes to make a comment.

The public comment period will not be used to make political endorsements or for political campaign purposes.

Questions from the Board will be for clarification purposes only. Public comment will not be used as a time for problem solving or reacting to comments made but, rather, for listening to the comments of citizens without taking any formal action.

The Board may direct the Town Administrator to provide information requested by a speaker during the public comment period.

Speakers are not allowed to make belligerent, accusatory, impertinent, slanderous, threatening, abusive, or disparaging comments.

The Mayor may elect to defer public comment on a specific issue that appears on the regular agenda until that specific item is addressed.

The Mayor may call for order when sidebar conversations occur in the audience. Those conversations are distracting from the Board addressing the topics at hand.

Members of the public who do not follow proper conduct after a warning in a public meeting may be barred from further participation at that meeting or removed from the Board Chambers pursuant to the Elizabeth Municipal Code and Colorado Revised Statutes.



Board of Trustees – Record of Proceedings

February 27, 2024

CALL TO ORDER

The Regular Meeting of the Board of Trustees of the Town of Elizabeth was called to order on Tuesday, February 27, 2024, at 7:03 p.m. by Mayor Payne.

ROLL CALL

Present were Mayor Tammy Payne, Mayor Pro Tem Linda Secrist, and Trustees Loren Einspahr, Barb McGinn, and Marianne Mayer-Opl. Trustee Joe Belongia was absent. There was a quorum to do business.

Also, present were Town Administrator Patrick Davidson, Town Clerk Michelle Oeser, Community Development Director Zach Higgins, Public Works Director Mike DeVol, Assistant Public Works Director James McErnie, Police Chief Jeff Engel, Town Attorney Corey Hoffmann, and Student Liaison Shaye Lavato.

PLEDGE OF ALLEGIANCE

Mayor Payne led the Board in the Pledge of Allegiance.

UNSCHEDULED PUBLIC COMMENT

Rick Milsapps – Town of Elizabeth Resident
Katherine Cohen – Town of Elizabeth Resident

AGENDA CHANGES

No agenda changes from the Administration.

No agenda changes from the Board.

Agenda set.

CONSENT AGENDA

1. Minutes of the Regular Meeting of February 13, 2024

Motion by Trustee Einspahr, seconded by Trustee McGinn, to accept the Consent Agenda as presented.

The vote of those Trustees present was 5 in favor and 0 opposed. Motion passed unanimously.

PROCLAMATION



2. Arbor Day Proclamation

Mayor Payne read the Arbor Day Proclamation into the record.

NEW BUSINESS

3. Discussion and possible action on postponing the appointment of a new Trustee.

Mr. Davidson provided a Staff report.

Motion by Trustee Einspahr, seconded by Mayor Pro Tem Secrist, to postpone the appointment of a new Trustee.

The vote of those Trustees present was 5 in favor and 0 opposed. Motion passed unanimously.

4. Update on the Federal IJA Grants – Stacy Salling ECCG

Ms. Stalling was not present.

5. Discussion and possible action on Employee Handbook updates

Mr. Davidson provided a Staff report.

Motion by Trustee Einspahr, seconded by Mayor Pro Tem Secrist, directing Staff to continue looking into the three updates presented to the Board.

The vote of those Trustees present was 5 in favor and 0 opposed. Motion passed unanimously.

6. Discussion and possible action on Resolution 24R11, a Resolution supporting the Grant Application for a GOCO Planning and Capacity Grant from the State Board of the Great Outdoors Colorado Trust Fund and the completion of the Greater Elizabeth Parks, Trails, and Open Space Master Plan

Mr. Higgins provided a Staff report.

Motion by Trustee McGinn, seconded by Trustee Mayer-Opl, to approve Resolution 24R11, a Resolution supporting the Grant Application for a GOCO Planning and Capacity Grant from the State Board of the Great Outdoors Colorado Trust Fund and the completion of the Greater Elizabeth Parks, Trails, and Open Space Master Plan.

The vote of those Trustees present was 5 in favor and 0 opposed. Motion passed unanimously.

7. Discussion and possible action on a sponsorship of the Elizabeth Stampede

Ms. Oeser provided a Staff report.

Motion by Trustee Einspahr, seconded by Trustee McGinn, to approve sponsoring the Elizabeth Stampede Rodeo at the \$600, Wrangler level.



The vote of those Trustees present was 5 in favor and 0 opposed. Motion passed unanimously.

MANAGEMENT REPORTS

- Town Administrator Patrick Davidson.
 - Mr. Davidson brought up the subject of Sanctuary Cities.
 - Mr. Davidson reminded the Board that he and Mr. Higgins would be presenting the Streetscape Project to the DOLA Grant Committee tomorrow.
- Mayor Payne discussed providing the Board with a general schedule of what lateral transfers look like for the Police Department.
- Chief of Police Jeff Engel
 - Chief Engel let the Board know that Josh Hunter will be starting in about 3 weeks as a Police Officer with the department.
 - Chief Engel let the Board know that for the time being the department will remain on 12-hour shifts.
 - Chief Engel let the Board know that Officers Burnley and Tucker attended a sexual assault training.
 - Chief Engel told the Board that there has been an increase in retail theft.
 - The PD is currently working on a large identity theft case.
 - In mid-March, the department purchased handguns and rifles, will be delivered.
 - New police vehicles have been ordered.
 - The department is working with (NIBRS) the National Incident-Based Reporting System.
 - The Elizabeth School District has installed the School Safe program. This program will enhance communication with not only the PD, but also other Emergency Management Agencies.
 - February 15th was National SRO Appreciation Day. The School District recognized the Town SRO Officers.
 - Chief Engel gave a shout out to the Public Works Department for getting new windows and doors installed at the PD.
- Community Development Director Zach Higgins.
 - Mr. Higgins reiterated that the Grant presentation to DOLA is on February 28th.
 - Mr. Higgins stated that there is only one more non-voting position open on the Planning Commission.



- MSBOD will shift budgeted funds to cover the cost of purchasing the Locable program.
- Public Works Director Mike DeVol.
 - One of the open Water and Wastewater positions has been filled.
 - Mr. DeVol discussed a water leak mystery that was solved on Saturday.
 - Trustee Mayer-Opl stated that she has heard good things about the sweeper coming through the neighborhood to remove sand.
 - Mayor Payne asked Mr. DeVol to explain to the Board and Public what the Arbor Day Proclamation was for.
 - Mr. DeVol stated that the Town Clean-Up Day will be on May 18th.
 - Ms. Lavato said she had never heard of Arbor Day before Mike explained it.
- Town Clerk Michelle Oeser.
 - Ms. Oeser discussed with the Board about participating in the Elizabash and Harvest Festival.
 - Ms. Oeser let the Board know that the Town is receiving great grant support letters. Letters will be provided with the grant application submitted to DOLA for the engineering portion of the Community / Senior Activity Center.
 - Ms. Oeser discussed a sponsorship/partnership to provide education and resources for not only our older citizens, but also to the family and friends of our aging population.

STUDENT LIAISON REPORT

- Student Liaison Lavato said that Senior Graduation countdown is on.
- Ms. Lavato went through the written report provided to the Board.
- Trustee Mayer-Opl asked Ms. Lavato about her TSA project.

BOARD OF TRUSTEE REPORTS

The Board did not have anything to report.

MINUTES

6. Minutes of the Main Street Board of Directors Board Meeting of January 22, 2024

EXECUTIVE SESSION



Motion by Mayor Payne, seconded by Trustee McGinn, to adjourn the regular meeting at 8:32 p.m. and enter into an executive session “To hold a conference with the Town’s attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402 (4)(b),” regarding the eminent domain process.

The vote of those Trustees present was unanimously in favor. Motion carried.

Motion by Mayor Pro Tem Secrist, seconded by Trustee Einspahr, to adjourn the executive session and return to the regular meeting at 9:32 p.m.

The vote of those Trustees present was unanimously in favor. Motion carried.

ADJOURNMENT

Motion by Trustee Einspahr, seconded by Trustee Mayer-Opl, to adjourn the meeting at 9:32 p.m.

The vote of those Trustees present was unanimously in favor. Motion carried.

Town Clerk Michelle Oeser

Mayor Tammy Payne



TOWN OF ELIZABETH

STATE OF COLORADO)

COUNTY OF ELBERT) SS.

TOWN OF ELIZABETH

OATH OF OFFICE

I, Josh Hunter, do solemnly swear that I will support the Constitution of the United States and of the State of Colorado and Ordinances of the Town of Elizabeth, and faithfully perform the duties of the office of Police Officer, upon which I am about to enter.

Josh Hunter

Subscribed and sworn to before me this 12th day of March 2024.

Michelle M. Oeser, Town Clerk



TOWN OF ELIZABETH

COMMUNITY DEVELOPMENT DEPARTMENT

TO: Honorable Mayor and Board of Trustees
FROM: Zach Higgins, AICP Community Development Director
DATE: March 12, 2024
SUBJECT: MSBOD Appointment(s)

SUMMARY

The Town has received three (3) letters of interest for the three (3) Main Street Board of Directors terms that expire at the end of March 2024. Linda Bulmer, Tedd Lipka, and Jeff Struthers have applied to be reinstated to the Main Street Board of Directors for a full three-year term. The term for all three (3) positions are three-year appointments starting 04/01/2024 through March 31, 2027. The Main Street Board of Directors has seven (7) seats with three (3) year terms. All three (3) candidates have provided letters of interest to remain on the board.

BOARD RECOMMENDATION

The Main Street Board of Directors have recommended all three candidates to be reviewed for appointment by the Board of Trustees.

ATTACHMENT(S)

Applications/Letters of Interest

Letter of Interest

3/4/2024

To: Town of Elizabeth / Zach Higgins

I would like to retain my position on the Elizabeth Main Street Board of Directors for the three-year term starting in April 2024.

Respectfully
Jeff Struthers

Zach Higgins

From: Linda Bulmer
Sent: Tuesday, February 13, 2024 4:58 PM
To: Zach Higgins; Alexandra Cramer
Subject: Continuing membership on MSBOD

Zach and Alex,

As my term is coming due 3/31/2024

I would like to notify you of my continued desire to be a member on the Main Street board of directors for another term.

Please let me know if you need any additional information.

Thank you,

Linda Bulmer

Sent from my iPhone

Linda Bulmer

The Nest Elizabeth

Tuesday March 6, 2024

151 S. Banner Street
Elizabeth, CO 80107

Dear Honorable Trustees:

I respectfully request your consideration to continue serving the Town of Elizabeth as a member of the Main Street Board. It has been my privilege to do so for the last few years, but I believe that there is still much to do. It would be my honor to continue in this capacity.

Sincerely,

Tedd Lipka



TOWN OF ELIZABETH

PATRICK G. DAVIDSON, TOWN ADMINISTRATOR

TO: Honorable Mayor, Mayor Pro Tem, and Board of Trustees
FROM: Patrick Davidson, Town Administrator for Zach Higgins, Director of Community Development
DATED: March 6, 2024
SUBJECT: American Legion *Use by Special Review* Request for Waiver

BACKGROUND

The American Legion is the owner of certain property located at 228 S. Banner Street. In 2013, the Legion purchased the property from the Town for \$1.00, subject to a Special Warranty Deed. The Deed required the Legion to maintain and support Veteran's Services at that location for no less than ten (10) years, or ownership would revert to the Town of Elizabeth. The American Legion maintained the property, and the specialized uses, resulting in the lapse of the revision in late 2023. As such, the American Legion now owns 228 S. Banner Street without restriction.

The property has two unique attributes that should be identified. First, it has nominal parking, and works with the Elizabeth Presbyterian Church to share the parking lot located at 277 E. Elm Street. Additionally, the property immediately to the North of the American Legion [owned by Jeff and Connie Lehman] maintains a garage that sits on the Legion's property. This garage is made available to the Lehman's through a 50-year license agreement.

Due to insufficient parking, a *Use by Special Review* has previously been provided by the Town outlining the use of the Legion and the use of the associated parking lot.¹ The *Use by Special Review* was only provided for a period of ten (10) years – coinciding with the Town's grant by a Special Warranty Deed. As such, the *Use by Special Review* has now expired and must be renewed.

As part of the renewal process, Community Development will waive the application fee due to the prior transactional relationship with the Legion and completion of the terms for transfer of ownership. This waiver results in a cost savings to the American Legion of \$1,250.00. The American Legion is seeking a waiver – i.e. for the Town to absorb – the engineering and consulting costs associated with preparing the site plan and related documents for the *Use by Special Review*. Staff has declined this request.

ANALYSIS

The good will and volunteer work of the American Legion cannot be doubted, as they are a true benefit to our community. However, the policy implications of waiving land use fees, and particularly consultant costs, even for non-profits, can create a precedent which will cause

¹ In August 2014 the Board of Trustees approved the *Use by Special Review*, which expired on August 7, 2023.

difficulties in the future. It should be recalled that the Legion acquired the property for \$1.00 and as a non-profit, pays no property taxes. The benefits arising from the 2013 transaction immediately benefited the Legion and continue to do so today.

While the Town can absorb certain Staff costs associated with development, not all costs *can or should* be absorbed. In this instance, the ongoing relationship created by the Special Warranty Deed meant that there was a possibility the property would once again belong to the Town. It was proper to tie the *Use by Special Review* to the same expiration date as the Special Warranty Deed itself. Because of the need now to finalize all aspects of this transaction, it seems appropriate to waive the \$1,250.00 land use application fee.

However, Staff has concerns with the “waiver” of the engineering and consulting costs associated with the *Use by Special Review*. Specifically, this is not a waiver, but rather a request that the Town covers the costs associated with securing future uses by the American Legion. This is not a cost that the Town absorbs under other circumstances, including other non-profits, and Staff is concerned about any future precedents arising from such an arrangement.

STAFF RECOMMENDATION

Staff recommends the waiver of the filing fees of \$1,250.00 for the land use application, but recommends the Board not approve the waiver or absorption of the engineering and consulting costs associated with the balance of the application by the American Legion.

BUDGET CONSIDERATION

Funds have not been set aside or otherwise allocated for this action. Should the Board seek to cover the costs, funding is available from the Town’s General Fund reserves.

ATTACHMENT(S)

None.



TOWN OF ELIZABETH

COMMUNITY DEVELOPMENT DEPARTMENT

TO: Honorable Mayor and Board of Trustees
FROM: Zach Higgins, AICP Community Development Director
DATE: March 12, 2024
SUBJECT: American Legion Use by Special Review funding request

SUMMARY

The Town of Elizabeth executed Ordinance 13-12 to transfer 228 S Banner Street to the American Legion Post 82 in July of 2013. At that time the Town required the American Legion to go through the Use by Special Review process to allow for their use in that building. There was no formal resolution, but the motion and Board of Trustee approval had an expiration built in of August 2023. This use by special review approval was also tied to a parking arrangement that the American Legion had with the Elizabeth Presbyterian Church regarding their parking lot at the northwest corner of the intersection of Banner Street and Elm Street.

The Town has requested the American Legion apply for a Use by Special Review and provide an updated parking agreement with the Elizabeth Presbyterian Church. The Town has waived the Land Use Application fee for the new Use by Special Review. Per Elizabeth Municipal Code 16-9-40, the Use by Special Review application and documentation “shall be sent to the referral agencies for review and comment.” The American Legion would be required to pay any referral agency fees for the review of the application and documentation. This would include the Town’s traffic engineer, civil engineer, and/or building inspector.

The American Legion has expressed interest in the Town waiving the referral agency review fees. A representative from the American Legion Post 82 will be in attendance to present their request. The current Land Use Application Fee for a Use by Special Review is \$1,250 with a \$3,500 development deposit which is typically utilized to pay for referral agency reviews until depleted or refunded if funds remain at the end of the project.

STAFF RECOMMENDATION

N/A

ATTACHMENT(S)

American Legion Use by Special Review approval – BOT packet 08-26-2014
Ordinance 13-12 Approving Sale of 228 S. Banner

Town of Elizabeth

P.O. Box 159, 151 S. Banner St.
Elizabeth, Colorado 80107



Phone: (303) 646-4166
Fax: (303) 646-9434
<http://www.townofelizabeth.org>

Board of Trustees – Record of Proceedings
August 26, 2014

CALL TO ORDER

The Regular Meeting of the Board of Trustees of the Town of Elizabeth was called to order on Tuesday, August 26, 2014 at 7:01 PM by Mayor H. Clay Hurst.

ROLL CALL

Present were: Mayor H. Clay Hurst, Trustees Diana Robins, June Jurczewsky, Steve Gaitner, Rachel White, Richard Kuna and Ken Peter. Student Liaison Matt Rutkowski was present. There was a quorum present to conduct business.

Also present were: Town Administrator Dick Eason, Acting Police Chief Eric Stremel, Town Attorney Corey Hoffmann, Community Development Director Rachel Hodgson and Town Clerk Judy A. Trent.

PLEDGE OF ALLEGIANCE

Mayor Hurst led the audience in the pledge of allegiance.

UNSCHEDULED PUBLIC COMMENT:

Bob Ware, 2681 Gold Creek Drive, questioned the sale of bulk water to Agave Oil and Gas.

Susette Frausto, 678 S. Pearl Street, thanked everyone for the flowers, cards, e-mails and calls during her recent hospital stay.

AGENDA CHANGES:

Administrator Eason informed the Board that he had provided hard copies of the correspondence items inadvertently left out of the Board packet.

Eason asked to strike Agenda item 8b, Elizabeth Auto Parking Lot Repair, per the owner's request.

Eason requested adding Agave Oil & Gas Bulk Water Request in the vacated Agenda item 8b.

There were no objections from the Board.

*Board of Trustees – Record of Proceedings
August 26, 2014*

CONSENT AGENDA:

- a. Approval of the Minutes for August 12, 2014
- b. Approval of Bills – Disbursements
- c. Approval of Liquor license Renewal for Safeway

MOTION: Trustee Robins moved to approve the Consent Agenda items. Trustee White seconded the Motion.

COMMENTS: Trustee Peter asked for clarification on the disbursement to I & C Design, LLC.

The vote of those Trustees present was unanimously in favor. The Motion Carried.

Mayor Hurst closed the regular meeting of the Board of Trustees and opened the Public Hearing at 7:11 PM

PUBLIC HEARING:

Request for Use by Special Review for the American Legion property located at 228 S. Main Street.

The American Legion is requesting Use by Special Review for the property at 228 S. Banner Street. They have done wonders with revitalizing the building and would like to open as a recreation center for the residents of the Town of Elizabeth and surrounding areas. The proposed use meets the criteria as required in EMC 16-9-20 along with the time stipulation required in EMC 16-9-30.

Public Comment:

Jeff Lehman, 218 S. Banner Street, commented on the progress in refurbishing the property and his delight for the intended use.

Mayor Hurst noted the benefits and support the Legion has offered the community through the years.

There were no further comments.

Mayor Hurst closed the Public Hearing and reopened the regular meeting of the Board of Trustees at 7:16 PM.

NEW BUSINESS:

a. Use by Special Review – American Legion

The American Legion acquired the property at 228 S. Banner Street on August 7th, 2013. Zoning for the property is R-1 which allows for Use by Special Review of Recreation Centers-Nonprofit Neighborhood. Notification procedures have been completed as required and are as follows:

- 1) Notice was published in Ranchland News on July 17th, 2014,
- 2) Property owners within 500 feet were notified by certified mail on July 14th, 2014 and
- 3) Property was posted on July 16th, 2014.

Board of Trustees – Record of Proceedings
August 26, 2014

MOTION: Trustee Robins moved to approve the Use by Special Review for American Legion with specific conditions being: 1) approval for a 10 year period beginning retroactively to August 7th 2013, the date of the Special Warranty Deed and 2) a formal written agreement between applicant and Elizabeth Presbyterian Church for a proposed shared parking arrangement. Trustee Peter seconded the Motion. The vote of those Trustees present was unanimously in favor. The Motion Carried.

b. Request from Agave Oil and Gas, LLC to Purchase Bulk Water from the Town of Elizabeth for Drilling Projects

Per an e-mail received by Administrator Eason, Agave Oil and Gas LLC has requested to purchase bulk water from the Town of Elizabeth for its drilling operations in Elbert County. Agave is requesting 200,000 gallons of water per well for (2) wells at this time.

There was very little information provided for this request and there was not a representative present from Agave to answer questions.

MOTION: Mayor Hurst moved to deny the request for the purchase of bulk water based on the need for additional information. Trustee Jurczewsky seconded the Motion. The vote of those Trustees present was unanimously in favor. The Motion Carried.

c. Ordinance 14-08, Fines in Lieu of Liquor License Suspension

The State of Colorado recently adopted Senate Bill 14-054 making changes to Colorado Revised Statutes (CRS) dealing with Liquor License Suspensions. Our Town Attorney has provided Ordinance 14-08 to amend the Town of Elizabeth Municipal Code to incorporate the changes to CRS.

MOTION: Trustee Peter moved to approve Ordinance 14-08 concerning the imposition of fines in lieu of suspension of Liquor Licenses. Trustee Kuna seconded the Motion.

AYES: Gaither, Hurst, Robins, White, Peter, Kuna and Rutkowski (advisory vote)

NAYS: Jurczewsky

The Motion passed on a vote of 6 for and 1 against.

d. Letter of Intent to Participate in Multi-Jurisdictional Hazard Mitigation Planning

The Town previously participated in a Multi-Jurisdictional Planning effort that resulted in the adoption of Resolution 09R16 creating a Hazard Mitigation Plan in November 2009. Although this is an Elbert County plan, our participation will cover the Town of Elizabeth and eliminate the need to create a Town plan to meet FEMA requirements. The joint effort will be to review and update, if needed, the 2009 plan.

MOTION: Trustee Robins moved to approve sending a letter of intent to participate in Multi-Jurisdictional Hazard Mitigation Planning with Elbert County. Trustee White seconded the Motion.

AYES: Gaither, Hurst, Robins, White, Peter, Kuna and Rutkowski (advisory vote)

NAYS: Jurczewsky

The Motion passed on a vote of 6 for and 1 against.

*Board of Trustees – Record of Proceedings
August 26, 2014*

e. Discussion Establishing the Agenda for the September 6th Board of Trustees Retreat

Administrator Eason informed the Board that a tentative schedule for the Board of Trustee Retreat is to begin at 9:00 AM with a tour of Town-owned properties from 9:00 to 10:00 AM and return to Town Hall for a discussion and work session lasting approximately 3 to 4 hours. Eason requested input on topics for discussion.

Board members suggested discussions on economic visionary goals, trail systems, Main Street, roles and responsibilities and protocols.

Eason stated that he will prepare an Agenda for the retreat based on those suggestions.

BRIEF RECESS

Mayor Hurst recessed the meeting at 8:17 PM. The meeting was called back to order at 8:30 PM.

STAFF REPORTS:

Administrator – Town Administrator Eason presented his written report and responded to questions from the Board.

Police Dept – Acting Police Chief Stremel presented his written report and statistics and responded to questions and comments from the Board.

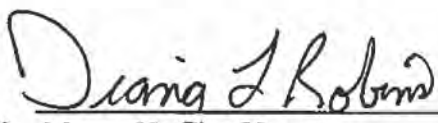
BOARD REPORTS:

Comments from the Board included the DOLA Main Street Program, highway signs to advertise Town Parks and input on the Elizabeth Auto parking lot repair.

MEETING MINUTES:

ADJOURNMENT:

Trustee White moved to adjourn the regular meeting at 9:01 PM. Trustee Kuna seconded the Motion. There were no objections. The meeting was adjourned.

FOR  -MAYOR
Mayor H. Clay Hurst PRO
TEM


Town Clerk Judy A. Trent

ORDINANCE 13-12

AN ORDINANCE APPROVING THE SALE OF TOWN-OWNED PROPERTY LOCATED AT 228 S. BANNER STREET

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF ELIZABETH, COLORADO, THAT:

Section 1. The Board of Trustees hereby approves the Agreement to Buy and Sell Real Estate attached hereto as Exhibit A, and incorporated herein by this reference, authorizing the sale of the Town-owned property located at 228 Banner Street, and authorizes the Mayor to execute any necessary documents regarding said sale.

Section 2. The Board of Trustees further finds pursuant to C.R.S. § 31-15-713(1)(a) that the property at 228 Banner Street is no longer being used or held for a governmental purpose, and thus the Town is authorized to sell the property pursuant to C.R.S. § 31-15-713(1)(b) "upon such terms and conditions as the governing body may determine."

Section 3. Severability. If any section, paragraph clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or enforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 4. The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. This Ordinance shall become effective thirty (30) days after publication.

Read and approved at a meeting of the Board of Trustees of the Town of Elizabeth, Colorado, this 25th day of JUNE, 2013.

Passed by a vote of 4 for and 0 against and ordered published

[Signature]
H. Clay Hurst, Mayor



[Signature]
Judy Trent, Town Clerk

AGREEMENT TO BUY AND SELL REAL ESTATE

This Agreement to Buy and Sell Real Estate ("Agreement") is made and entered into effective as of June 25th, 2013, by and between the Town of Elizabeth, a Colorado municipal corporation (hereinafter referred to as "Seller"), and the American Legion [formal name of entity] (hereinafter referred to as "Buyer").

Article 1

Agreement to Sell and Purchase Property

Seller agrees to sell and convey to Buyer and Buyer agrees to purchase from Seller certain real property more particularly described as Lots 16 & 17, Block 5, Elizabeth Amended, Town of Elizabeth, Elbert County, State of Colorado, also known as 228 South Banner Street, Elizabeth, Colorado (the "Property"). The Seller shall convey any and all interest it has in the Property by Special Warranty Deed. Such conveyance and the Deed shall specify that the conveyance shall be for so long as the Property is utilized for public and/or U.S. Armed Forces veteran use for a ten (10) year time period. The ten (10) year time period will commence the day the Deed is made effective and run consecutively from that date. Through this conveyance, the Town and The American Legion intend to create a fee simple determinable for a time period of ten (10) years, whereby the Town will have a determinable interest and the consequent possibility of reverter for the ten (10) year time period. Thus, if the American Legion uses the Property in a manner that does not serve public and/or U.S. Armed Forces veterans during the ten (10) year time period, the Property will automatically revert back to the Town. After the ten (10) year time period has ended, the fee simple determinable and the Town's possibility of reverter will lapse and the American Legion will hold the Property in fee simple absolute.

Article 2

Purchase Price

(a) The parties agree that the conveyance of the Property shall be at no cost to Buyer, but subject to the provisions and additional consideration set forth in subsection (b) of this Article 2 below (the "Purchase Price"), delivered to Seller at Closing and upon delivery of the deed document at Closing, and subject to all terms and conditions set forth in this Agreement.

(b) Additional Consideration. Buyer shall retain ownership of the Property and use the building located on the Property for the purpose of providing services to the public and/or U.S. Armed Forces veterans for a period of time of no less than ten (10) years from the date of Closing. In the event Buyer ceases to provide such services to the public and/or U.S. Armed Forces veterans within such ten (10) year period, ownership of the Property shall automatically revert to the Town in accordance with Article 1 of this Agreement.

Article 3
Inclusions and Exclusions

3.1 The Purchase Price includes the following items (the "Inclusions"):

(a) Fixtures. If attached to the Property on the date of this Agreement, lighting, heating, plumbing, ventilating and air conditioning fixtures, inside telephone wiring and connecting blocks/jacks, plants, mirrors, floor coverings, intercom systems, sprinkler systems and controls; and

(b) Other Inclusions. If on the Property whether attached or not on the date of this Agreement: storm windows, storm doors, window and porch shades, awnings, blinds, screens, window coverings, curtain rods, drapery rods, storage sheds, smoke/fire detectors, kitchen cooking equipment, and all keys.

3.2 The Inclusions are to be conveyed at Closing free and clear of all taxes, liens and encumbrances. Conveyance shall be by bill of sale or other applicable legal instrument.

3.3 Exclusions. No attached fixtures are excluded from this sale.

3.4 Condition of, and Damage to Property and Inclusions.

(a) Except as otherwise provided in this Agreement, the Property, Inclusions or both shall be delivered in the condition existing as of the date of this Agreement, ordinary wear and tear excepted.

(b) Walk-Through; Verification of Condition. Buyer upon reasonable notice, shall have the right to walk through the Property prior to Closing to verify that the physical condition of the Property and Inclusions comply with this Agreement.

Article 4
Seller's Warranties; Merchantability of Title; Objections to Title

Seller represents and warrants as of the date hereof and as of Closing that the following are true and correct:

(a) Seller represents to Buyer that at Closing Seller will have and will convey to Buyer good, merchantable and insurable title to the Property, including fee simple title to the Property, subject only to any burdens, easements, rights-of-way, agreements, reservations, restrictions and encumbrances described in the title commitment approved by Buyer as hereinafter provided (the "Permitted Exceptions"), and attached hereto as **Exhibit A** and incorporated herein by this reference.

(b) Seller represents and covenants to the Buyer that it comprises all of the parties who have a fee interest in said Property and that to the best of Seller's knowledge, there are no other interested parties in said Property.

(c) If the title for any reason is not merchantable in Seller, Buyer shall give immediate notice thereof to Seller, and Seller shall make a reasonable effort to correct any defects objectionable to Buyer prior to the Closing date.

(d) If Seller is unable or unwilling to correct such defects on or before the Closing date, this Agreement, at Buyer's option, may be declared void and of no force or effect. In the event of such termination, the parties shall have no further rights or obligations hereunder.

(e) The Seller acknowledges that the Purchase Price is full and just compensation for all of its interests, the interests of all lienors, deed of trust holders and beneficiaries, mortgagees, lessees (whether or not the lease is recorded), and any and all other legal or equitable interests in the Property that exist at the time of the Closing.

(f) No Conflicts. Neither the execution of this Agreement nor the consummation of the transaction provided for herein constitutes, or will result in, any breach of the terms, conditions, or constitute a default under, any mortgage, deed of trust, note, loan agreement, lien, lease, license, instrument, or other agreement to which Seller is a party or to which the Property is subject to Seller's knowledge after due inquiry.

(g) No Litigation. There is no pending or threatened litigation, proceeding, or investigation by any governmental authority or any other person or entity known to Seller against or otherwise affecting the Property. Seller does not know of any grounds for any such litigation, proceeding, or investigation.

(h) Soils. Seller has no knowledge of any patent or latent defects, soil deficiencies, or subsurface anomalies existing on the Property.

(i) Leases. Seller has notified Buyer of all leases, tenancies or rental agreements relating to the Property, or to any part thereof.

(j) Third Party Improvements. Seller has notified Buyer of all improvements, real or personal, on the Property not owned by the Seller and Seller hereby warrants to Buyer that it is the lawful owner of all other improvements located in or on the Property and is entitled to compensation for same.

(k) Easements. Seller has notified Buyer of all easements, rights-of-way or claims of possession not shown by record, whether by grant, prescription, adverse possession or otherwise, as to any part of the Property.

(l) No Landfill. To the best of Seller's knowledge, no part of the Property has ever been used as a landfill, and no materials have ever been stored or deposited upon the Property which would, under any applicable governmental law or regulation, require that the Property be treated or

materials removed from the Property prior to the use of the Property, for any purpose which would be permitted by law but for the existence of said materials on the Property.

(m) No Pollution. To the best of Seller's knowledge and belief:

(1) The Property is not contaminated with any hazardous substance.

(2) Seller has not caused and will not cause, and to the best of Seller's knowledge, after diligent investigation and inquiry, there never has occurred, the release of any hazardous substance on the Property.

(3) The Property is not subject to any federal, state or local "superfund" lien, proceedings, claim, liability or action, or the threat or likelihood thereof, for the cleanup, removal, or remediation of any such hazardous substance from the Property or from any other real property owned or controlled by Seller or in which Seller has any interest, legal or equitable.

(4) There is no underground storage tank on the Property.

(5) By acquiring the Property, Buyer will not incur or be subject to any "superfund" liability for the cleanup, removal or remediation of any hazardous substance from the real estate or any liability, cost, or expense for the removal of any asbestos or underground storage tank from the Property.

(The terms "hazardous substance," "release," and "removal," as used herein, shall have the same meaning and definition as set forth in paragraphs (14), (22) and (23), respectively, of Title 42 U.S.C. Section 9601; provided, however, that the term "hazardous substance," as used herein, also shall include "hazardous waste," as defined in paragraph (5) of 42 U.S.C. Section 6903 and "petroleum," as defined in paragraph (8) of 42 U.S.C. 6991. The term "superfund," as used herein, means the Comprehensive Environmental Response, Compensation and Liability Act, as amended, Title 42 U.S.C. Section 9601, *et seq.*, as amended, and any similar state statute or local ordinance applicable to the Property, and all rules and regulations promulgated, administered and enforced by any governmental agency or authority pursuant thereto. The term "underground storage tank," as used herein, shall have the same meaning and definitions as set forth in paragraph (1) of 42 U.S.C. Section 6991. Seller agrees to cooperate with the Buyer in completing an environmental audit, if one is conducted. Should any environmental audit reveal the presence of hazardous materials on the Property, then the Buyer has the express option of terminating this Agreement.)

(n) In order to provide the Buyer with information to protect the Buyer and its contractors and agents, the Seller agrees to provide any information whatsoever that it may have with regard to environmental contamination and will answer environmental inventory questions, to the best of the Seller's knowledge, if requested by the Buyer.

Article 5
Affirmative Covenants of Seller

During the term of this Agreement, Seller shall not modify the encumbrances or execute any agreement, lease, or instrument affecting the Property or title thereto and/or encumber, rezone, plat, or change the use of the Property without the prior written approval of Buyer first having been obtained.

Article 6
Closing

6.1 Date of Closing. The settlement of this Agreement ("Closing") shall take place August 08, 2013. In the event that Closing does not occur on this date and the Closing date is not extended by mutual written agreement of the parties hereto, then this Agreement shall automatically terminate.

6.2 Obligations. At the Closing, the following shall occur, each being a condition precedent to the others and all being considered as occurring simultaneously:

(a) Seller shall deliver to Buyer the following documents:

(1) A good and sufficient Special Warranty Deed, subject to the provisions set forth in Article 1 of this Agreement, conveying merchantable title to the Property, executed and acknowledged as required by law, subject to those Permitted Exceptions attached hereto as Exhibit A.

(b) The Title Company shall deliver, or agree to deliver to Buyer within thirty (30) business days after Closing, the Title Policy at Buyer's expense.

(c) The parties shall further execute Buyer's and Seller's settlement sheets and such other agreements and documents as may be required to carry out the intent of this Agreement. The parties shall each pay one-half of the closing costs.

6.3 Adjustments. The following are to be apportioned as of the date of Closing: none

6.4 Possession. Buyer shall be entitled to possession of the Property upon Closing, free and clear of all leases and tenancies.

Article 7
Buyer's Contingencies

Notwithstanding any other provision contained in this Agreement, Buyer's obligation to proceed with Closing shall be contingent upon the following conditions being fulfilled or waived in writing by Buyer:

(a) Seller shall obtain and deliver to Buyer at Buyer's expense, within ten (10) days of the effective date of this Agreement, a current commitment ("Title Commitment") from the Title Company owner's title insurance policy ("Title Policy"), which premium therefor Buyer shall pay, insuring good and marketable title in fee simple to the Property in Buyer, in the amount of Two Hundred Thousand Dollars (\$200,000), free of all liens, leases, encumbrances, and reservations, except for Permitted Exceptions. The standard printed exceptions shall be deleted at Buyer's expense. The Title Commitment shall be accompanied by copies of all instruments and documents referred to therein as creating exceptions to title and any unrecorded leases or tenancies affecting the Property.

(b) Buyer shall have until fifteen (15) calendar days after the effective date hereof ("Title Due Diligence Date") to review and approve or disapprove the title to the Property by reason of any items listed in the Title Commitment as exceptions to title and to notify Seller in writing ("Title Notice") as to any such defects in title ("Title Defects").

(c) From the date of Seller's Title Notice until Closing, Seller may either cure the Title Defects or notify Buyer in writing which Title Defects, if any, (i) Seller is unable to cure at or before Closing and (ii) Seller elects not to cure at or before Closing.

(d) If Seller is unable to cure or elects not to cure any Title Defects at or before Closing, Buyer may, at its option, (i) terminate this Agreement pursuant to Article 8, or (ii) waive such defects in writing.

(e) Seller shall cause the Title Commitment to be updated three (3) days before Closing (which updated commitment is referred to as the "Updated Commitment"). The Updated Commitment shall not show any liens, leases, encumbrances, or reservations not shown on the Title Commitment. In the event any of same are shown on the Updated Commitment, same shall be deemed Title Defects, and Buyer may, at its option, exercise the remedies listed in Article 7.1(d). All Title Defects that are not objected to by Buyer pursuant to this Article 7.1 are called herein "Permitted Exceptions."

7.2 Inspection of Property.

(a) From the effective date hereof until July 24, 2013 (the "Due Diligence Date"), Buyer shall have the right, at its expense, during ordinary business hours, to have an engineer or other independent inspector of Buyer's choice inspect the Property ("Inspection"). Any disturbance to the Property caused by the inspection shall be promptly remedied or repaired at the expense of Buyer.

(b) Buyer shall have until the Due Diligence Date to review and approve or disapprove of the results of the Inspection and to notify Seller in writing ("Inspection Notice") as to any conditions identified by the Inspection to be unsatisfactory to Buyer in Buyer's sole discretion ("Inspection Condition"). Any Inspection Condition identified in the

Inspection Notice shall be deemed a Title Defect, and the provisions of Article 7.1(c) and (d) shall apply.

(c) Seller shall notify Buyer of any conditions or events that would have materially changed the Inspection results had the Inspection taken place after the Due Diligence Date, and Buyer's obligation to close hereunder shall remain subject to Buyer's approval or waiver of any such conditions or events.

7.3 Other Documents. Seller shall within twenty (20) days after the effective date hereof deliver to Buyer, at Seller's expense, a copy or an original of every agreement, lease, contract, instrument, document, report, engineering or technical data, model, map, photograph, or other such documents which are in the possession of Seller on, or subsequent to, the date of this Agreement and which are in respect of or are related to the Property. Buyer shall deliver to Seller any working documents prepared by or on behalf of Buyer in the course of due diligence within twenty (20) days after the termination of this Agreement.

Article 8 Time of Essence and Remedies

Time is of the essence hereof. There shall be the following remedies:

(a) If Buyer is in Default:

(1) The Town may treat this Agreement as void and of no further force or effect.

(b) If Seller is in Default:

(1) Buyer may elect to treat this contract as canceled. Under no circumstances shall Buyer have a right to seek a claim for damages against Seller for breach of this Agreement.

(c) Termination Without Default. This Agreement may be terminated by Buyer or Seller for any reason within the Due Diligence Date.

Article 9 Termination

In the event this contract is terminated, all payments and things of value received hereunder shall be returned and the parties shall be relieved of all obligations hereunder, unless otherwise specifically set forth herein.

Article 10

Risk of Loss

In the event of damage by fire or other casualty on the Property prior to the Closing, this Agreement shall remain in full force and effect, and in such event Seller shall assign to Buyer any and all claims or proceeds under any then existing fire or other casualty insurance policies covering the Property, and Buyer shall take title with the assignment of such claims or proceeds and subject to such destruction.

Article 11 Miscellaneous Provisions

11.1 Captions. The captions in this Agreement are inserted only for the purpose of convenience and in no way define or prescribe the scope of this Agreement.

11.2 Inurement. This Agreement shall be binding upon and inure to the benefit of Buyer and Seller and their respective heirs, personal representatives, successors and assigns, as the case may be.

11.3 Assignability. The terms and provisions of this Agreement shall be binding upon and inure to the benefit of the parties and their respective heirs, personal representatives, successors and assigns. The parties hereto agree that, except for such of the terms, conditions, covenants and agreements hereof which are, by their very nature, fully and completely performed upon Closing, all of the terms, conditions, representations, warranties, covenants and agreements herein set forth and contained shall survive the Closing and shall continue to be binding upon the parties and their above-named successors.

11.4 Waiver of Lead Based Paint. Buyer hereby waives any objection to Lead Based Paint being found in any of the building or improvements located on the Property.

11.5 Brokers. Each party represents that no broker participated in this transaction or will participate in this transaction, and each party specifically warrants that no claims for commissions are due or will be due to any person in any such capacity.

11.6 Pronouns. The pronouns of any gender shall include the other gender, and either the singular or the plural shall include the other.

11.7 No Amendments. No amendment or modification of this Agreement shall be valid or binding unless in writing and executed by the parties hereto in the same manner as the execution of this Agreement.

11.8 Severability. If any clause or provision of this Agreement is illegal, invalid, or unenforceable under present or future laws effective during the term of this Agreement, then and in that event, it is the intention of the parties hereto that the remainder of this Agreement shall not be affected thereby.

11.9 Notices. All notices herein required shall be in writing and shall be served at the addresses appearing below, or such other address as a party may designate in writing. The mailing of a notice by registered or certified mail, return receipt requested, shall be sufficient service. Notices shall be deemed to have been given when mailed as provided herein, or upon personal delivery to any one of the attorneys of any of the parties listed hereinbelow. Notices may also be sent via facsimile or email, provided that follow-up copies are also sent via regular US mail.

If to Buyer:

American Legion Post 82
P.O. Box 865
Elizabeth, CO 80107

With a Copy to:

Ric Morgan, Esq.
Ric N. Morgan, LLC
Box 131
Elbert, CO 80106
Phone: (303) 520-6088
Fax: (303) 648-8883
Email: morgan@hayday.org

If to Seller:

Town of Elizabeth
Attn:
P.O. Box 159
Elizabeth, Colorado 80107-0159
Telephone: (303) 646-4166

With a copy to:

Corey Y. Hoffmann, Esq.
Hayes, Phillips, Hoffmann & Carberry, P.C.
1530 16th Street, Suite 200
Denver, Colorado 80202
Telephone: (303) 825-6444

11.10 Governing Law. This Agreement is made in and shall be governed by and interpreted in accordance with the laws of the State of Colorado, without giving regard to conflicts of laws principles.

11.11 Counterparts. This Agreement shall not be effective unless and until it is signed by Seller and a signed copy returned to Buyer. This Agreement may be executed in counterparts, each of which taken together shall be deemed one instrument.

11.12 Entire Agreement. This Agreement constitutes the entire understanding, contract, and agreement between the parties as to the subject matters herein set forth, and this Agreement supersedes all prior written or oral understandings, agreements, and commitments, formal or informal, relative thereto between all the parties hereto. No change, modification, alteration, or amendment to this Agreement shall be binding upon the parties except as specifically expressed in writing, making reference to this Agreement and signed by all of the parties hereto agreeing to be bound thereby.

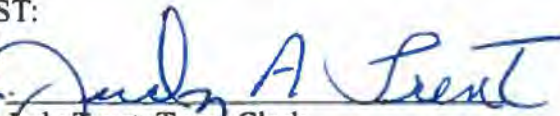
IN WITNESS WHEREOF, the parties hereto have executed this Agreement to Buy and Sell Real Estate the date and year first above written.

SELLER: TOWN OF ELIZABETH

By:


H. Clay Hurst, Mayor

ATTEST:


Judy Trent, Town Clerk



BUYER: AMERICAN LEGION POST 82

By:


Kathi Bartik, Post Commander

ATTEST:


Greg Sukamp, Post Adjutant



TOWN OF ELIZABETH

PATRICK G. DAVIDSON, TOWN ADMINISTRATOR

TO: Honorable Mayor, Mayor Pro Tem, and Board of Trustees
FROM: Patrick Davidson, Town Administrator
DATED: March 6, 2024
SUBJECT: Ordinance Amending Code to Repeal Prior Impact Fee

BACKGROUND

The Town of Elizabeth retained the consulting firm of BBC Research and Consulting to complete an Impact Fee Study for the Town of Elizabeth. The study analyzed and assessed future growth and development within the Town, and calculated the appropriate fees needed to accommodate that growth and development. The Town, by Ordinance, adopted the fees proposed in the BBC Research and Consulting's study.

ANALYSIS

With the adoption of the New Development Impact Fee Ordinance, the Town should repeal the per square foot impact fee ordinance previously established in Article II, Chapter 15, of the Elizabeth Municipal Code. As such, this Ordinance is largely a housekeeping matter to maintain consistency within the Town Code.

STAFF RECOMMENDATION

Staff recommends the repeal of Article II, Chapter 15 of the Elizabeth Town Code in its entirety.

BUDGET CONSIDERATION

There are no budget considerations.

ATTACHMENT(S)

Ordinance 24-01 - An Ordinance of the Town of Elizabeth, Colorado Amending the Elizabeth Municipal Code to Repeal Article II of Chapter 15 Deleting the Town's Per Square Foot of Floor Area Impact Fee.

ORDINANCE 24-01

**AN ORDINANCE OF THE TOWN OF ELIZABETH, COLORADO,
AMENDING THE ELIZABETH MUNICIPAL CODE TO REPEAL
ARTICLE II OF CHAPTER 15 DELETING THE TOWN'S PER SQUARE
FOOT OF FLOOR AREA IMPACT FEE**

WHEREAS, pursuant to the authority granted in C.R.S. § 29-20-101, *et seq.*, the Town of Elizabeth adopted a new Article VIII to Chapter 4 of the Town of Elizabeth Municipal Code adopting development impact fees based on a duly prepared Impact Fee Study dated August 28, 2023, conducted by BBC Research and Consulting (“BBC”) which analyzed and assessed growth and development projections to determine the demand for capital facilities and improvements anticipated to be placed upon the Town infrastructure to accommodate new growth in the Town (the “New Development Impact Fee Ordinance”);

WHEREAS, based on the adoption of the New Development Impact Fee Ordinance, the Town desires to repeal its per square foot of floor area impact fee ordinance that predated the adoption of C.R.S. § 29-20-101, *et seq.*

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF ELIZABETH, COLORADO, THAT:

Section 1. The Town of Elizabeth Municipal Code is amended by repealing Article II of Chapter 15 of the Elizabeth Municipal Code in its entirety.

Section 2. Severability. If any section, paragraph clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or enforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 3. The Board of Trustees hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. This Ordinance shall become effective thirty (30) days after publication.

Read and approved at a meeting of the Board of Trustees of the Town of Elizabeth, Colorado, this 12 day of March 2024.

Passed by a vote of _____ for and _____ against and ordered published.

Tammy Payne, Mayor

ATTEST

Michelle M. Oeser, Town Clerk



TOWN OF ELIZABETH

PATRICK G. DAVIDSON, TOWN ADMINISTRATOR

TO: Honorable Mayor, Mayor Pro Tem, and Board of Trustees
FROM: Patrick Davidson, Town Administrator
DATED: March 4, 2024
SUBJECT: Resolution Regarding “Non-Sanctuary Status” for Elizabeth

BACKGROUND

Over the past several weeks, the Town Trustees and Staff have been contacted with regard to the sanctuary / non-sanctuary status of the Town of Elizabeth. While such status is a “legal fiction”, certain municipalities have taken affirmative steps to limit the interaction with the Federal government [particularly Immigration and Customs Enforcement] in a host of circumstances. Those include cooperation among law enforcement, failure to track undocumented / illegal immigrants, and related concerns.

Nearby communities, such as Denver, have made a conscious decision to advertise its “Sanctuary City” status, and have seen nearly 40,000 undocumented / illegal immigrants join that community. As a result, Denver has had unprecedented demands for housing, health care, and education that is quickly calling into question its ability to provide basic services to its residents.

As the burdens have become greater upon Denver, Denver has in turn sought to export these concerns and burdens to other communities in the Denver-Metro area. Many smaller municipalities in the State are now seeking to establish “non-sanctuary” status as a way of making broad policy and political statements both against other municipalities, but also against members of Colorado’s State Government.

The Elizabeth Board of Trustees have asked staff to provide a basic resolution in support of “non-sanctuary” status for further review and comment.

ANALYSIS

The proposed resolution provides similar language to that proposed by other municipalities and counties attempting to balance the needs for legal immigration versus the broad influx of unknown and undocumented migrants from countries all over the world.

STAFF RECOMMENDATION

The proposed Resolution involves specific policy considerations and political statements, and therefore Staff takes no position other than to support the Board of Trustees.

BUDGET CONSIDERATION

The Resolution’s passage has no budget ramifications.

ATTACHMENT(S)

A Resolution 24-12 Declaring the Town of Elizabeth as a Non-Sanctuary Town

Town of Monument – Resolution 11-2024 – Declaring Status as Non-Sanctuary Town

Town of Rangely – Resolution 2024-01 – Protecting the Security and Quality of Life in Rangely

City of Colorado Springs – Resolution _-24 – Protecting the Security and Quality of Life

Rio Grande County – Resolution 2024-__ - Opposing Support for Illegal Immigration

RESOLUTION 24R12

A RESOLUTION DECLARING THE TOWN OF ELIZABETH AS A NON-SANCTUARY TOWN AND PROTECTING THE SECURITY AND QUALITY OF LIFE OF THE CITIZENS OF THE TOWN OF ELIZABETH

WHEREAS, the Board of Trustees of the Town of Elizabeth (“Board”) firmly believes that any person immigrating to the United States should do so in a legal manner and by following all applicable laws and regulations; and

WHEREAS, the Board is committed to the security of the United States, its borders, and upholding the laws of the State of Colorado and the principles of the United States Constitution;

WHEREAS, municipalities in Colorado have passed ordinances effectively choosing to ignore State and Federal Laws regarding immigration to the United States; have chosen to prohibit municipal employees from assisting in Federal immigration enforcement; welcomed undocumented persons and/or illegal immigrants to migrate to their municipalities; and have otherwise created self-proclaimed “Sanctuary Cities”; and

WHEREAS, the Board believes that the citizens of these Colorado Sanctuary Cities are now being negatively impacted by substantial budget shortfalls, increased demands for housing, education, public healthcare, public safety, as well as an increase in crime and impacts to their criminal justice system; and

WHEREAS, Colorado Sanctuary Cities are now seeking relief from the continued and increasing number of undocumented persons and/or illegal immigrants as their own resources are being overwhelmed; and

WHEREAS, Colorado Sanctuary Cities are seeking to force neighboring communities, cities, counties and towns to aid with their policy decisions; and

WHEREAS, the Town of Elizabeth (“Town”) lacks the funding, housing, employment opportunities, healthcare, emergency services, or infrastructure to assist undocumented persons and/or illegal immigrants and further lacks the resolve to assist Colorado Sanctuary Cities in their own misguided policy decisions; and

WHEREAS, the Board finds it necessary to state that it is a non-sanctuary town and supports those State and local governments that who are likewise impacted by the surge of undocumented persons and/or illegal immigrants entering their communities.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF ELIZABETH, COLORADO AS FOLLOWS:

SECTION 1. The Town supports the citizens of Elizabeth and those otherwise legally and lawfully within the State of Colorado and the Unites States; and

SECTION 2. The Town supports and upholds the rights of those legally and lawfully in our communities and who pay taxes to support the services provided within the Town; and

SECTION 3. The Town cannot and does not support the transportation of migrants entering the United States illegally as it compromises the safety, well-being and resources of the Town of Elizabeth and its residents;

SECTION 4. The Town urges its residents to support and uphold the principals of legal immigration, and respect for the laws, regulations, and processes in place; and

SECTION 5. The Town hereby declares itself to be a “non-sanctuary” Town.

PASSED, APPROVED, and ADOPTED this 12th day of March 2024, by the Board of Trustees of the Town of Elizabeth, Colorado, on first and final reading, by a vote of _____ for and _____ against.

Tammy Payne, Mayor

ATTEST:

Michelle M. Oeser, Town Clerk

TOWN OF MONUMENT

RESOLUTION NO. 11- 2024

**A RESOLUTION REGARDING MIGRANT RESPONSE AND DECLARING
STATUS AS A NON-SANCTUARY TOWN**

WHEREAS, the Town of Monument (“Town”) is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Town’s Home Rule Charter approved by the electors on November 8, 2022 (“Charter”); and

WHEREAS, a “Sanctuary Town” is a jurisdiction that limits cooperation with federal immigration authorities, limits or fails to provide information about immigration status and limits the length of immigration detainers; and

WHEREAS, the Town believes in and is committed to securing the border, enforcing immigration laws to protect the community, and upholding the laws of the State of Colorado and the principles of the United States Constitution; and

WHEREAS, the citizens of the Town have expressed concern over the transport of migrants entering the country illegally into the Town’s jurisdictional limits, which may compromise the safety, well-being, and resources of Town residents.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MONUMENT, COLORADO THAT:

Section 1. Incorporation. The recitals set forth above are incorporated and resolved as if set forth in this section in full.

Section 2. Statements Regarding Migrant Response. The Town hereby makes the following statements regarding migrant response:

- (i) The transport of migrants entering the country illegally into the Town may compromise the safety, well-being, and resources of its residents; and
- (ii) The Town calls upon the President of the United States to take immediate and effective action to secure the border and enforce immigration laws to address the concerns of the community; and
- (iii) The Town recognizes the importance of legal immigration and welcomes individuals

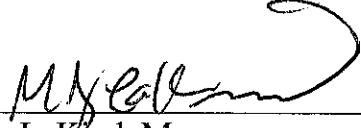
to apply through the legal process; and

- (iv) The Town encourages open dialogue and collaboration with state and federal authorities to address immigration concerns and work towards solutions that align with the well-being and safety of the community; and
- (v) The Town urges its residents to support and uphold the principles of legal immigration, respecting the laws and processes in place; and
- (vi) The Town hereby declares itself a “non-sanctuary” town.

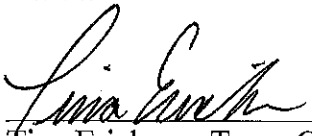
Section 3. Effective Date. This Resolution shall become effective and be in full force and effect immediately upon approval.

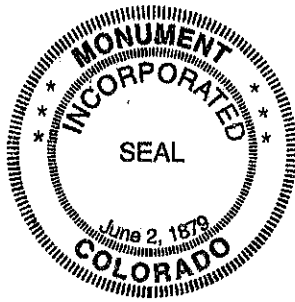
PASSED AND RESOLVED by the Town Council of the Town of Monument, El Paso County, Colorado, this 20th day of February, 2024 by a vote of 7 for and 0 against.

TOWN OF MONUMENT, COLORADO

By: 
Mitch LaKind, Mayor

Attest:


Tina Erickson, Town Clerk



Town of Rangely
Resolution 2024 –01

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF RANGELY
PROTECTING THE SECURITY AND QUALITY OF LIFE OF THE CITIZENS OF THE
TOWN OF RANGELY**

WHEREAS, a “Sanctuary City” is a jurisdiction designation that limits cooperation with federal immigration authorities, fails to provide information about immigration status and limits the length of immigration detainers; and

WHEREAS, the federal government continues to fail to secure our borders resulting in millions of illegal aliens entering the United States who put catastrophic stress on the resources and citizens of this country; and

WHEREAS, in the past few years many cities in Colorado and around the country have passed an ordinance effectively making those cities a Sanctuary City by prohibiting city employees from collecting information on immigration or citizenship status, prohibiting the sharing of any other information about individuals for the purposes of federal immigration enforcement, and prohibiting the use of city resources for immigration enforcement; and

WHEREAS, those who enter the country illegally create the greatest burden on those who have entered legally, often competing for the same jobs, services and opportunities; and

WHEREAS, those who enter the country illegally pose a significant public health risk to a community when there is an increase in crime, communicable disease, and demand on public infrastructure such as roads, services, health care, public safety, and the criminal justice system; and

WHEREAS, the Town of Rangely does not have the resources or ability to safely manage an influx of illegal immigrants; and

WHEREAS, the Town of Rangely supports legal immigration into the United States; and

WHEREAS, The Town of Rangely wishes to express our appreciation and solidarity with the State and Local Governments who are dealing with chaotic surge of illegal immigrants entering our nation.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE COUNCIL OF THE TOWN OF RANGELY, COLORADO, THAT:

The Town of Rangely supports citizens of Rangely, Colorado, and the United States of America; and

The Town of Rangely supports and upholds the rights of those legally in our communities and currently paying taxes to support the services we provide to our community; and

The Town of Rangely recognizes this humanitarian plight and supports legal immigration through the proper channels of government; and

The Town of Rangely expressly affirms that the Town is not a sanctuary jurisdiction, and calls on the cities and counties in Colorado to publicly do the same; and

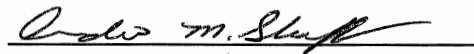
The Town of Rangely will not spend taxpayer funds on services related to the support of illegal immigrants in its jurisdiction; and

The Town of Rangely calls on the Federal Government to perform its constitutional duty to secure the borders of the United States; and


The Town of Rangely supports the Rangely Police Department and Rio Blanco County Sheriff's Office to uphold the law, federal immigration policy, and to protect and preserve public safety in our county and community.

PASSED AND RESOLVED by the Board of Trustees of the Town of Rangely, Rio Blanco County, Colorado, this 27th day of February 2024, by a vote of 6 for and 0 against.

TOWN OF RANGELY


Andrew Shaffer, Mayor

ATTEST:


Marybel Cox, Town Clerk

RESOLUTION NO. ____-24

A RESOLUTION PROTECTING THE SECURITY AND QUALITY OF LIFE OF THE
CITIZENS OF COLORADO SPRINGS

WHEREAS, the City of Colorado Springs is not, and will not, become a Sanctuary City; and

WHEREAS, Colorado Springs consistently ranks as one of the best places to live or vacation in the United States of America; and

WHEREAS, the safety and quality of life in Colorado Springs is beloved by our law-abiding citizens; and

WHEREAS, the City of Colorado Springs is compassionate and kind; and

WHEREAS, the City Council of Colorado Springs has observed the severe negative impacts on other American cities by their self-designation as “sanctuary cities” and the subsequent arrival of thousands of immigrants; and

WHEREAS, we will work with the City Administration, Pikes Peak Regional Office of Emergency Management, and El Paso County to be prepared for all contingencies; and

WHEREAS, the Federal Government continues to fail to secure our southern border, resulting in millions of immigrants entering our country and putting catastrophic stress on services such as hospitals, schools, and housing in “sanctuary cities.”

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

Section 1. The City Council affirms remaining a Non-Sanctuary City and asserts it will not spend taxpayer dollars on services related to this crisis. We call on the Federal Government to perform its constitutional duty and secure our nation’s borders. We want to express our appreciation and solidarity with the State and Local Governments who are dealing with chaotic surge of immigrants entering our nation.

Dated at Colorado Springs, Colorado this 13th day of February, 2024.

ATTEST: Council President

Sarah B. Johnson, City Clerk

RESOLUTION NO. 2024-

A RESOLUTION FOR THE RIO GRANDE COUNTY BOARD OF COUNTY COMMISSIONERS, RIO GRANDE COUNTY, COLORADO, OPPOSING SUPPORT FOR ILLEGAL IMMIGRATION AND UNDOCUMENTED PERSONS

WHEREAS, The Rio Grande County Board of County Commissioners ("The Board") firmly believes any person immigrating to the United States should do so in a legal manner, following all applicable laws; and

WHEREAS, the present surge of undocumented persons and/or illegal immigrants on the Southwest Border is negatively impacting numerous communities across the country; and

WHEREAS, the continued and increasing amount of undocumented persons and/or illegal immigrants arriving by bus load into Denver has caused the City of Denver to declare an emergency on Dec 15th, 2023 as their resources were overwhelmed; and

WHEREAS, the saturation of the urban Colorado resources to support undocumented persons and/or illegal immigrants has already lead to some dispersion into rural areas of Colorado and creates the possibility of groups arriving in the San Luis Valley and Rio Grande County; and

WHEREAS, Rio Grande County lacks the infrastructure and other resources necessary to accommodate any amount of undocumented persons and/or illegal immigrants including sheltering, social services, public health, and public safety;

THEREFORE, BE IT RESOLVED, THE RIO GRANDE COUNTY BOARD OF COUNTY COMMISSIONERS OF RIO GRANDE COUNTY, COLORADO declares that Rio Grande County is NOT a sanctuary county and will not open shelters or provide services to undocumented persons and/or illegal immigrants that may arrive in the San Luis Valley and in Rio Grande County. Rio Grande County will continue to place the needs of our local citizens first above requests for emergency or long-term assistance from non-citizens. The Rio Grande County Board of County Commissioners calls upon the United States Senate and Congress to immediately restore the rule of law along the Southwest Border by enforcing existing laws and rapidly creating a system to allow reasonable vetting of migrants who may then enter the United States legally and become productive members of this country.

THE FOREGOING Resolution was offered by Commissioner Glover, seconded by Commissioner Deacon, and passed by the following votes by the Board of County Commissioners at a meeting of said Board on the 17th day of January, 2024.

VOTES:

Commissioner Deacon
Commissioner Glover
Commissioner Ratzlaff

Yes
 Yes
 Yes

No
 No
 No

BOARD OF COUNTY COMMISSIONERS


Tyler Ratzlaff, Chair

ATTEST:


Clerk of the Board



TO: Honorable Mayor and Board of Trustees
FROM: Patrick Davidson and Michelle Oeser Town Clerk
DATE: March 12, 2024
SUBJECT: Energy and Mineral Impact Assistance Fund Grant, Tier 1

SUMMARY

The Department of Local Affairs is accepting applications for their Energy and Mineral Impact Assistance Fund Grant, Tier 1. The grant application period starts on March 1, 2024, and will close on April 1, 2024. Staff have reached out to numerous agencies, including businesses, school district, County agencies, Eastern Central Council of Governments, Fire Foundation, Fire Department, Town Boards, and Commissions. We are very happy with the responses we received. Staff are also requesting a letter of support from the Board that the Mayor will sign to include in our application.

Funds specifically for the Community and Senior Activity Center have been set aside and approved in the 2024 budget. This grant is a 50/50 match for up to \$200,000.00. Staff will be applying for and requesting the full amount to match. This amount will compensate for half the costs related to the engineering of the Community and Senior Activity Center plans.

No funds will be spent until an approval of the grant application is received.

STAFF RECOMMENDATIONS

Staff is requesting the Board of Trustees approval as a formal motion to apply for the Department of Local Affairs is accepting applications for their Energy and Mineral Impact Assistance Fund Grant, Tier 1 to pursue funds for the next step in the Community and Senior Activity Center. Staff also requests a letter of support from the Board of Trustees to include with the grant application.

ATTACHMENTS(S)

Resolution 24R13

Letters of support

RESOLUTION 24R13

A RESOLUTION AUTHORIZING STAFF TO APPLY FOR A GRANT OFFERED BY THE COLORADO DEPARTMENT OF LOCAL AFFAIRS COMMONLY KNOWN AS THE ENERGY AND MINERAL IMPACT ASSISTANCE FUND (EIAF) GRANT

Section 1. The State of Colorado, through its Department of Local Affairs, makes grant funds available for the planning, design, construction, maintenance of public facilities, and for the provision of public services by political subdivisions.

Section 2. The Town of Elizabeth, by and through the Board of Trustees, has instructed staff to seek grant funds in which to offset some of the expenses associated with the engineering and design of the Community and Senior Activity Center plans.

Section 3. The State of Colorado has funding available for up to two hundred thousand dollars (\$200,000.00) available to offset some of the expenses associated with the engineering associated with the Community and Senior Activity Center.

Section 4. The Financial Policies for the Town of Elizabeth, as updated in 2022, requires that all grant opportunities which could require grant match funding be authorized in advance by the Board of Trustees.

Section 5. Town Staff seeks to make application for the Energy and Mineral Impact Assistance Fund Grant, Tier 1, in the amount of two hundred thousand dollars (\$200,000.00), with a corresponding fifty percent (50%) match to be made by the Town of Elizabeth upon the successful award of the grant.

Section 6. During the 2024 budget process, the Board of Trustees allocated and authorized the expenditure of up to two hundred thousand dollars (\$200,000.00) from the Capital Improvement Fund to meet the fifty percent (50%) match discussed above.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF ELIZABETH, COLORADO AS FOLLOWS:

1. Staff is authorized to apply for the Energy and Mineral Impact Assistance Fund Grant, Tier 1, in an amount not to exceed two hundred thousand dollars (\$200,000.00), and to submit any and all documents necessary to attempt to secure the grant.

2. Upon the successful award of the grant to the Town of Elizabeth, Staff is authorized to expend the requisite fifty percent (50%) local match in an amount not to exceed two hundred thousand dollars (\$200,000.00).

3. Elizabeth Mayor Payne is authorized to execute any and all documents necessary, including letters of support and grant applications, in order to attempt to secure the grant.

PASSED, APPROVED, and ADOPTED this 12th day of March 2024, by the Board of Trustees of the Town of Elizabeth, Colorado, on first and final reading, by a vote of _____ for and _____ against.

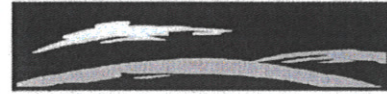
Tammy Payne, Mayor

ATTEST:

Michelle M. Oeser, Town Clerk

EAST CENTRAL COUNCIL OF LOCAL GOVERNMENTS

COLORADO'S CENTRAL PLAINS



Box 28 · Stratton, Colorado 80836 · 719-348-5562 · (FAX) 719-348-5887 · www.eccog.com

February 23, 2024

Town of Elizabeth

Re: Dept of Local Affairs Grant Application

Dear Reviewers:

The East Central Council of Governments Board of Directors and I strongly support the application from the Town of Elizabeth to help design and construct the new senior center. This community has worked diligently to bring this project to the residents who need this facility.

As part of our work to help the aging population age in place, we provide public transit and free senior meals in Elizabeth. Currently, the meals are prepared in Elbert and transported to Elizabeth to the VFW Hall to be served congregate style or delivered to homes for shut-in residents. Having this facility as a gathering place for the seniors to partake in wholesome meals in a social environment is imperative to the town and county. Providing healthy meals and encouraging social time keeps elderly people vibrant and healthy, which eases the burden of caregiving from family and friends. Senior centers bring generations together for meals and entertainment potentially increasing longevity and mental wellbeing of seniors which may ease the financial burdens on family and decrease the need for caregiving in some cases.

Through the generous support of DOLA and other funders, this project will bring new excitement to the growing town with an aging population. ECCOG believes an investment from DOLA is an investment in the future of rural Elizabeth and its residents and businesses. This project will allow us to expand our services and their reach to more Coloradoans in Elbert County.

The design and engineering costs of the Elizabeth Senior Center exceed the capacity of the town's resources. Thank you for your thoughtful consideration of this application for support to help improve the rural region of Colorado with an awarded grant. The Elizabeth senior citizens thank you as does our ECCOG staff.

Sincerely,



Candace Payne
ECCOG Executive Director



Elizabeth Fire Protection District

P.O. Box 441
146 North Elbert Street.
Elizabeth, Colorado, 80107

Phone: 303-646-3800
Fax: 303-688-6994
Email: tjs@elizabethfire.org

Fire Chief TJ Steck

February 23, 2024

Colorado Department of Local Affairs (DOLA)
1313 Sherman Street, Suite #518
Denver, CO 80203

Re: Letter of Support for the Town of Elizabeth

To Whom It May Concern:

This letter of support is being sent on behalf of the Town of Elizabeth in its application for a grant for architectural and engineering support for the design of its Community and Senior Activity Center. There are numerous reasons why the Town of Elizabeth, as well as Elbert County need such a facility.

This project takes into consideration the needs of both a growing and aging community. The process initially was undertaken as a way of reaching out to senior citizens in an attempt to secure a regular and consistent meeting place, as well as a location in which to prepare nutritious lunches for the area's senior citizen population.

There has been incredible growth in the community, and with it the need and desire to have additional indoor meeting facilities for both the seniors in the County as well as various community organizations. There are no facilities capable of supporting larger meetings [meetings of over 50 persons] without reliance on school gymnasiums or the County Fairgrounds. Unfortunately, scheduling of school events often takes priority and leaves little room or time for other organizations to meet.

As the process developed, it also became clear that this facility would serve well in meeting the health care needs of the community, particularly in considering Telehealth and other on-line medical contacts. In so keeping, strong interest has been secured from Elbert County Public Health and others interested in the ability to secure confidential, high-speed consultations, via a dedicated site within the facility.

Lastly, in an attempt to address as many community concerns as possible, it should be noted that there is not an emergency shelter facility in Elbert County. In a recent study of likely emergency scenarios for Elbert County, wildfires, tornados, and major winter storm events were all identified as not only possible, but likely in the area. Having a safe facility, which contains a commercial kitchen, restrooms, and the ability to shelter individuals both during and after these storm events meets not only the needs of the community, but also the goals and expectations of residents.

Thank you for the opportunity to provide this letter of recommendation regarding the Town of Elizabeth, and for taking this matter into consideration. Should you have any questions, please do not hesitate to contact me.

Regards,

TJ Steck
Fire Chief

Planning Commission
Town of Elizabeth
PO Box 159 - 151 S. Banner Street
Elizabeth, CO 80107

February 23, 2024

The Colorado Division of Local Affairs (DOLA)
Local Government Funding Program
1313 Sherman Street
Suite 521
Denver, CO 80203

RE: Town of Elizabeth Grant Application – Community and Senior Center

To Whom it May Concern:

I am writing to indicate my support for the Town of Elizabeth DOLA grant application to fund 50% of the cost of architecture design and engineering of a community and senior center. The Town is in great need of this funding to take steps to secure an indoor gathering facility for our elderly and the community at large. Outside of the Town Hall, Elizabeth has very limited public space for community programs and events. Residents of all ages often must travel long distances to either Castle Rock, Colorado or Parker, Colorado to access services, programs, and social/civic opportunities. Elizabeth is experiencing much growth, and this project would be instrumental in aiding Elizabeth to grow in a way that fosters strong, inclusive social connections, and prevents isolation of residents.

Elizabeth is the largest town in Elbert County with an estimated 2024 population of 2,837. Elizabeth is currently growing at a rate of 10.78% annually and its population increased by 65.23% since the most recent census, which recorded a population of 1,717 in 2020. An estimated 26% of the population is aged 60 and older. With this growth the need for community services and programs is increasing, especially for the elderly. According to the Elbert County 2022 Health Assessment report, Elbert County's elderly population is slightly older than the State of Colorado with 52% of the population being 45 years or older in Elbert County and only 38% older than 45 in Colorado. The report also highlights that over half of survey respondents (57%) reported having someone over the age of 65 living in their home; either were seniors themselves or living with seniors. Under Interview Findings in the assessment, it states that meeting the health needs of people aged 55 and older in Elbert County is especially challenging since the COVID-19 pandemic because these older residences health has been negatively impacted more than most which may limit their mobility and create special needs. It goes on to state: *"Opportunities that allow older adults to recreate, worship, remain independent, active, and engaged are limited in much of Elbert County."* The result is residents go without services or must travel long distances consuming the better part of a day for one activity. The general population experiences similar challenges, but it is exasperated with the elderly. Many of these needs could be easily addressed with the creation of an Elizabeth Community and Senior Center. I am more than confident a new facility would be readily used for multiple purposes for residents of all age groups.

I appreciate DOLA's consideration to fund this project. I understand the Town has funds in the budget to match the grant. I am excited to see this project move forward and see its positive impacts on strengthening social connections in our growing community, fostering volunteerism with new local programs and services, and addressing the special needs of our seniors.

Thank you for your time and consideration.

Very respectfully,



Cynthia Thye
Planning Commissioner



Elizabeth Park and Recreation District – PO Box 434, Elizabeth, CO – 80107
303.646.3599 info@elizabethpr.com

www.elizabethpr.com

Date: 2-22-2024

To: Colorado Department of Local Affairs

From: Elizabeth Park and Recreation District Board of Directors

Dear DOLA Grant Review Committee,

I am eager to submit this letter of support for the Town of Elizabeth's proposed development of a Community / Senior Center within the community. Such a facility would be of enormous benefit to our rural community and provide much needed space and programming for our aging senior population. As in most rural communities, our seniors do not currently have such a facility to promote social interaction and pursue improved physical, cognitive, and emotional health. The facility will also provide much needed meeting and event space within the community and allow for dynamic collaborations between service providers to further enhance the lives of our residents. We truly look forward to the addition of a community / senior center facility in Elizabeth and are fully on board with supporting the effort in any way that we are able.

Thank you for this opportunity to express our support of this important project in our community and for your consideration to provide funding.

Sincerely,

A handwritten signature in black ink, appearing to read "Kelly Moffatt", with a long, sweeping flourish extending to the right.

Kelly Moffatt, President

SUPERINTENDENT'S OFFICE

February 26, 2024

Ladies and Gentlemen:

I am writing in support of the efforts of the Town of Elizabeth in achieving grant funding toward achieving their **Community and Senior Center** engineering phase. This is a critical project for the Town and the surrounding community. Since coming to Elizabeth, I have come to know our community as one with great pride and community spirit. Sitting just outside the metro area, our community has an aging community who deserve services that currently are lacking in our community.

The Town has worked with the Department of Local Affairs and the University of Colorado – Denver's University Technical Assistance Program over the past year in exploring possible facility designs. As a school district, we too have had the pleasure of interactions with these teams. After collecting community feedback and finding strong community support for this **Community and Senior Center** project, it is now ready to proceed on to the engineering phase and has secured some local funding to contribute to the project.

The town also has held many meetings over the past year allowing citizens to provide feedback on plans and efforts to provide such a facility in the future, as well as past efforts to provide services in other locations around our community. While the community has a long history of providing services through rental of short term and long-term space, the community has lacked consistent space where it could provide on-going programs to meet the needs of its citizens.

We are excited at the effort of the Town of Elizabeth to seek to secure a **Community and Senior Center** in the future. I strongly encourage any support that can be provided the town on its effort to secure funding for this most important project for our citizens here in Elizabeth and the surrounding community of Elbert County. Please don't hesitate to reach out should I be able to provide any additional information.

Sincerely,



Dan Snowberger
Superintendent

Our Seniors Were There

They helped at the pancake breakfast
Showed the kids what it means to serve.
They were there to pick up the pieces,
When a family needed their nerve

They were there to demonstrate morals
When right and wrong were a blur
They stood by right with such courage
Through a life they had to endure.

They collected food for the Foodbank.
They donated time at the school
They gave a ride to a neighbor
But didn't charge them for fuel.

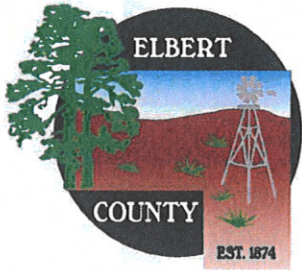
They were there with knowledge of living
When a community needed a smile
They were there with unbending friendship
If only to talk for awhile

They picked up the trash in the playground
They did it without being told
They did it because of their mindset
Their community precious as gold

They could have easily forgotten
But they didn't, they stayed in the game
They treated each human as decent
Let's not forget them the same.

Please help us honor our seniors
With purpose, with hope, and with glee
To believe good times are still coming
And they still have someplace to be.

An Elizabeth Business Owner



ELBERT COUNTY PUBLIC HEALTH
Dwayne Smith, Director
75 Ute Avenue
P.O. Box 201
Kiowa, CO 80117
(720) 595-3620
publichealth@elbertcounty-co.gov



Public Health
Prevent. Promote. Protect.

February 26, 2024

Colorado Department of Local Affairs
1313 Sherman Street, Suite #518
Denver, CO, 80203

Dear DOLA,

I am writing on behalf of Elbert County Public Health to express my enthusiastic support for a funding request to the Department of Local Affairs to support a Senior Center in the Town of Elizabeth.

Our county population is slightly older than the state average, with 52% of residents being 45 years or older, as compared to only 38% of the state's residents aged 45 or older. As the most populous county in Colorado without a hospital, a significant proportion of our older adults must travel outside the county for access to healthcare, recreation, and opportunities to engage with their social networks. A local senior center will allow residents a more convenient and accessible resource that can improve the quality of aging for older adults in our rural community, especially for residents choosing to age in place.

In a 2022 community health assessment completed by Elbert County Public Health, residents identified the following three priorities: access to care, behavioral health, and healthy aging. Each of these priorities has potential opportunities for integration within a local senior center. If desired by the Town of Elizabeth, Elbert County Public Health would welcome the opportunity to provide senior-focused health promotion and acute care programs and services. Additionally, I believe a Senior Center will not only benefit Elizabeth residents, but older residents across Elbert County who desire to connect with others.

For these reasons, I hope you consider the Town of Elizabeth Senior Center as a priority for funding. I welcome the opportunity to share additional thoughts on the myriad benefits the proposed center can have on our community. Thank you for your consideration of this support.

Sincerely,

Dwayne Smith, MEd, MCHES®
Director, Elbert County Public Health

To;DOLA

REGARD: Senior community center

I am on the Historical Society Advisory Board and I think it would help the older generation to have a community .

Our town would really benefit having a community center for the senior population to come together and interact and spend time with others within senior that would otherwise spend there spend their time isolated

Sincerely,

Jacqueline Hansen-Hallett

February 20, 2024

RE: Letter Of Recommendation / Town of Elizabeth – Senior Activity Center Project

RECEIVED
FEB 26 2024
Town of Elizabeth

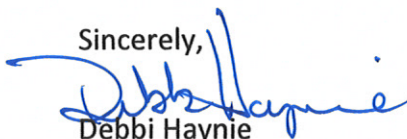
To Whom It May Concern,

On behalf of the **Castle Rock Senior Activity Center, Colorado**, my name is **Debbi Haynie**, **Executive Director of CRSAC** and reach you with a **Letter of Recommendation** toward the **Town of Elizabeth**. We have partnered in senior resource events with the **Town of Elizabeth** in past years and find them to be stable, strategic planners, committed and most concerned for the healthy living and aging of their residents. Regarding their endeavors toward building a community **Senior Activity Center**, I fully support this vision and believe the impact would be tremendous reaching many in Town and throughout **Elbert County**. A **Senior Center** in this area could become a hub of activity as it promises to provide a healthy place to belong, connect, grow and age-well; truly the impact would be life-changing and life-giving not only for their seniors, but for their families as well.

Older adult populations are rising throughout our surrounding counties, so the need for a **Senior Center** with friends, connections, activities and services is imperative as socialization, interaction, activity and connection are key to healthy aging; in fact, the **Surgeon General** has declared social isolation as an epidemic among older adults. Current statistics show that **Elizabeth's** population has **increased by 65.23%** in the past several years; which brings their population to 2,837 persons, of which, 50% are adults (many of senior age).

I believe as the **Town of Elizabeth** envisions a **Senior Activity Center** in their area, the potential is far-reaching as it would act as an anchor in the community for years to come. I highly recommend them as a stable and committed organization worthy of your financial support and consideration. Your help would make a tremendous difference in the ability for the aging community to connect with their home town as well as with one another, changing and extending the quality of their aging lives. If you have any concerns or require a discussion by phone, please feel free to reach me during regular business hours. Thank you for your attention and consideration on this important project.

Sincerely,



Debbi Haynie
Executive Director

27 February 2024

Colorado Department of Local Affairs (DOLA)
1313 Sherman Street, Suite #518
Denver, CO 80203

Regarding: Town of Elizabeth: Senior and Community Activity Center

To Whom it May Concern:

I wanted to take a moment of your time to lend my supportive voice to your consideration of the Senior Activity Center in the Town of Elizabeth. Over the last year or more the student employees of the University Technical Assistance Program at CU Denver have worked with the town and its citizenry to craft a project specifically suited to the needs and wants of the town. The process was intended to be inclusive and creative and over the course of several meetings, we got feedback from countless residents who brought passion and deep concern for the project. As an architect and supervisor of the young designers commissioned to assist the town, it was fantastic to see the project evolve into something that was at once appropriate for the programmed use, and also customized for the specific population. It is a great reflection on the town's staff, (Michelle Oeser, Town Clerk, and Patrick Davidson, Town Manager), who shepherded the project forward, taking great care to make the residents feel heard and involved in the process that led to the final design. Though no project ever pleases everyone, I would say that in my experience with community engagement, this ranks at or near the top in terms of participation and the outcome was truly a shared vision -- I daresay anyone in the town will look upon the facility when built and feel great pride in ownership of final result.

The community shared with us a great many details that have come together in the final design...from a telehealth area to benefit an aging community in a somewhat underserved area, to a commercial grade kitchen capable of serving those at the center as well as elders throughout the county in need to assistance with a nutritious lunch. Of course, a primary focus on any such place would be the social component, and there are multiple spaces and opportunities to gather in small and large group...to mingle, play games, watch movies and of course break bread. Along with combatting loneliness, there will be space available to those wanting to get some exercise, both inside and outside. And along the way we got into details such as restroom locations, a place to store wheelchairs, and the need to secure game rooms lest a partially completed puzzle be disturbed before the task is done! This will benefit the young designers in their work as they become professional architects and landscape architects.

Through community participation, it was also learned that there was a great need for a meeting/assembly space for first responders, and for emergency shelters in the event of evacuations in the surrounding area. Such spaces are also ideal for the community regardless of age, and so the town can look forward to movies, lectures, as well as receptions and special events for all who call Elizabeth and Elbert County home.

It was our great pleasure to work on this project with the Town of Elizabeth and we are excited to see it move forward. We appreciate the contributions of all who participated in the process, and I am happy to call them our "friends in Elizabeth". I look forward to seeing them, as well as all of you at the ribbon cutting.

All the best,



Jeffrey Wood

Architect/Technical Supervisor
University Technical Assistance Program

UNIVERSITY TECHNICAL ASSISTANCE PROGRAM

COLLEGE OF ARCHITECTURE AND PLANNING



University of Colorado
Denver



COLORADO
Department of Local Affairs

February 27th, 2024

To whom it may concern,

I am Bill Mock, the Elizabeth Senior Services Coordinator for the East Central Council of Government's (ECCOG) Project SMILE Nutrition Program. SMILE stands for Shared Moments In Living and Eating, and this project hopes to do just that; bring seniors together to share moments in their daily lives with others and get a great-tasting, nutritious, home-cooked meal. Meals are free to seniors who are at least 60 or older, but a suggested donation of \$3.00 per meal is encouraged. For individuals who are not 60 or older, there is a required guest meal fee of \$12.25. Currently in Elizabeth, two congregate noon meals are provided weekly (Wednesdays and Fridays) at the American Legion Post 82 Hall located at 228 South Banner Street.

In addition to the meal, older adults in Elizabeth come to socialize and/or engage in card games prior to, during, and after meals. The older adults have use of the Legion Hall on Wednesdays and Fridays from 10:00 a.m. until 2 p.m. The Legion Hall has a very limited kitchen (only microwave), a refrigerator for our use, and very limited storage. Some older adults at the meals have commented that there are only a few places to socialize a few hours or more during the rest of the week. The other option for the older adults is to visit a generous individual's home and socialize there. Some seniors enjoy working jigsaw puzzles, but we cannot leave unsolved puzzles out on tables in between meal sessions. We have no senior center in Elizabeth at this time.

Other communities under the S.M.I.L.E. program have a local senior center or nutrition site for their local older adults to use for the meal program or to congregate and socialize together. Having a facility, like the proposed community and senior center, with adequate space for an anticipated expanded congregate senior's meal program, a commercial kitchen for the potential to expand to home-delivered meals to area senior shut-ins, and sufficient rooms for socializing, card games, jigsaw puzzles and meetings throughout the week, would be a major benefit for all of the Elizabeth area. This facility would provide a convenient and comfortable place for seniors and the entire community to come and relax and even engage in a self-paced exercise walk along the paved trail around the facility.

I hereby provide my support in favor of this proposed community building in Elizabeth that will benefit not only the older adults of Elizabeth, but also those of all ages who want to come together, socialize, eat good food, and grow connections with one another.

Thank you.

Bill Mock
ECCOG
Elizabeth Senior Services Coordinator

Wednesday, February 28, 2024

Colorado Department of Local Affairs (DOLA)

1313 Sherman Street, Suite #518

Denver, CO 80203

Re: Letter of Support for the Town of Elizabeth

To Whom It May Concerns:

The Elizabeth Firefighters Community Foundation is sending this letter in support of the Town of Elizabeth and its application for a grant for architectural and engineering support for the design of its Community and Senior Activity Center. This center would fill a need not only in Elizabeth, but within Elbert County and the surrounding areas.

This facility would serve as a thriving community hub for our youth, families, senior citizens, civic organizations, first responders, parks and recreation departments, and small businesses. Our community currently has a gap in meeting space and this center would help fill that need. This center would also provide a safe space for our seniors and youth within the community.

The mission of our foundation is to cast a hand in time of need and to provide resources to our community and other organizations. This facility would allow our foundation to partner with different agencies to provide these resources and services to our community members. This space would allow educational opportunities, along with community outreach and support.

This project would also address the need for an emergency shelter facility within Elbert County. In a recent study of likely emergency scenarios, wildfires, tornados, and major winter storm events were all identified as not only possible, but likely in the area. Having a safe facility, which contains a commercial kitchen, restrooms, and the ability to shelter individuals both during and after these storm events meets not only the needs of the community, but also the goals and expectations of residents.

The foundation appreciates the opportunity to provide this letter in support of the Town of Elizabeth and their vision of creating a community space for all ages. Should you have any questions, please do not hesitate to contact the foundation.

Sincerely,

Rusty Booth

Rusty Booth - President

Elizabeth Firefighters Community Foundation



Connections for Families
PO Box 1972, Elizabeth CO 80107
303.204.9232 direct line
720.368.5221 fax
www.connections4families.org

Dear Sir/Madam,

I am writing to express my strong support for the Town of Elizabeth Senior and Community Center Project Proposal. As a member of the community and a representative of Connection for Families, I am convinced that this project is vital for the well-being of our senior population and community members.

The center will serve as a vital hub for our community and local seniors, providing essential services, social interaction, and a sense of community. The building will directly benefit our community members by offering a safe, welcoming, and functional space for activities, meals, and socialization.

I urge the Committee to consider the Town of Elizabeth Senior and Community Center Project Proposal favorably. This investment will strengthen our community and improve the quality of life for our seniors.

Thank you for your attention to this matter. Please feel free to contact me if you have any further questions or need additional information.

With Kind Regards,

PattyAnn Fontenot
Program Coordinator



Don Means., FSCP, LUTCF
Insurance and Financial Services Agent
Means Agency, Inc
Po Box 1947, 166 S Main St
Elizabeth, CO 80107
Office 303-646-9701
Cell 303-475-3920
dmeans@farmersagent.com

Wednesday, February 28, 2024

Colorado Department of Local Affairs (DOLA)
1313 Sherman Street, Suite #518
Denver, CO 80203

Re: Letter of Support for the Town of Elizabeth

To Whom It May Concerns:

This letter is in support of the Town of Elizabeth and its application for a grant for architectural and engineering support for the design of its Community and Senior Activity Center. There is a large need in the Town of Elizabeth and within Elbert County for a facility of this nature.

This project takes into consideration the needs of both a growing and aging community. There are no facilities in the area that can support larger meetings without relying on the school gymnasiums or the County Fairgrounds. Unfortunately, many times there is a scheduling conflict. This new facility would allow an additional space for these organizations to meet and for additional community outreach. It would also provide a safe space for our Seniors to congregate, meet the healthcare needs they may be seeking out, and receive prepared nutritious lunches.

The Elizabeth and Elbert County community need a gathering place to build social and business relationships. This facility would give the community a place to socialize, learn, and access key services that may be needed within the community. It would also create a space for the younger generation to come together to make new friends, learn new skills, and give back to their community through volunteering.

Overall, we believe this facility would fill a need to all those within our community. Thank you for the opportunity to provide this letter of recommendation regarding the Town of Elizabeth's project for a Community and Senior Activity Center. Should there be any questions please feel free to contact our agency at 303-646-9701.

Sincerely,

Handwritten signatures of Don Means and Megan Vasquez in blue ink.

Don Means
Owner

Megan Vasquez
Owner

Carrie Wedel
30115 Chisholm Trail
Elizabeth, CO 80107
2/22/2024

Department of Local Affairs (DOLA)

To whom it may concern,

I am writing to express my full support for the grant application submitted by the Town of Elizabeth for the construction of a senior center. As a member of the community and Elizabeth Main Street BOD, I strongly believe that this project will significantly benefit the seniors in our town and enhance the overall well-being of our community.

The establishment of a senior center is crucial for addressing the needs of our aging population. With the number of seniors in our community increasing, there is a growing need for a dedicated space where they can socialize, access essential services, and participate in activities that promote physical and mental health. A senior center will provide a welcoming environment where seniors can connect with their peers, access resources, and engage in meaningful activities tailored to their interests and needs.

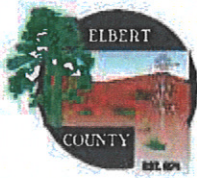
Moreover, a senior center will serve as a hub for promoting social inclusion and combating loneliness among seniors. It will also serve as a central location where the community can contribute their time and talents to interact with and serve this valuable group of citizens.

The Town of Elizabeth has demonstrated a strong commitment to enhancing the quality of life for all residents, and I have full confidence in their ability to successfully manage and implement this project. I urge you to consider their grant application favorably and provide the necessary support to make the construction of the senior center a reality.

Sincerely,

Carrie Wedel

Carrie Wedel
Elizabeth Main Street Board Member
Community Relations Specialist - CORE Electric Cooperative



Office of Emergency Management

751 Ute Ave. – P.O. Box 486 - Kiowa, CO 80117
Email: OEM@ElbertCounty-CO.Gov



February 28, 2024

DOLA

Re: Grant Funding (Elizabeth Community Senior Center)

To whom it may concern,

The Elbert County Office of Emergency Management (OEM) is aware the Town of Elizabeth, CO has been working with the Department of Local Affairs (DOLA) and the University of Colorado-Denver on the development of a Senior Community Center. Our understanding is that the facility's intent will serve a number of meaningful community needs to the senior population and the community at-large. We are aware this project is still under development and being collaborated on to address a variety of potential services and functionality for the surrounding population.

Although this facility will provide a number of daily benefits to Elizabeth, OEM views this project as an opportunity to also support the community's preparedness. The Town and community at-large would greatly benefit from an intentionally designed project that supports sheltering and severe weather protection. Several Hazard Identification and Risk Assessments (HIRA) were completed over the past two years for the County to address hazard mitigation and capability assessments. Among the hazards identified, severe winter storms and severe thunderstorms including hail and tornadic vulnerability were acknowledged as being a high risk in the area. The development of a new community center that considers these hazards and provides some improved capability for safety would be highly beneficial to the community.

The Office of Emergency Management looks forward to collaborating with the Town of Elizabeth on this project to support all of its benefits to the community. Please feel free to reach out to our office if you have any questions on the related assessments or how we aim to support the development of this project.

Sincerely,

Shane Pynes

Director

Elbert County Office of Emergency Management



COUNTY OF ELBERT

PO Box 7, 215 Comanche St, Kiowa, CO, 80117,

Chris Richardson, Commissioner District 1

Dallas Schroeder, Commissioner District 2

Grant Thayer, Commissioner District 3

March 5, 2024

Dear Grant Review Committee,

We wish to express our enthusiastic support for the Town of Elizabeth, Colorado's submission for grant funding in support of engineering and design for a new Senior Center. As the Board of County Commissioners for Elbert County, we have had the opportunity to witness firsthand the pressing need for such a facility in the growing community of Elizabeth.

Elizabeth, located in the western end of the county, is experiencing significant demographic shifts, with a population that is ten years older than the Colorado average. This demographic trend underscores the urgent necessity for accessible and tailored services to meet the needs of our senior citizens.

A new Senior Center in Elizabeth would not only serve as a hub for social interaction and recreational activities but also provide vital support services and resources for our aging population. This facility would offer a wide range of programs and initiatives, including health and wellness workshops, educational seminars, cultural events, and recreational activities, all designed to promote active aging and enhance the overall quality of life for our seniors.

Moreover, investing in the engineering and design phase of this project is crucial to ensuring the successful realization of the Senior Center. By securing grant funding for this initial phase, the Town of Elizabeth can lay the groundwork for a state-of-the-art facility that meets the unique needs and preferences of our senior residents while also adhering to the highest standards of sustainability, accessibility, and functionality.

We are confident that the proposed Senior Center will not only address the immediate needs of our aging population but also contribute to the long-term vitality and resilience of our community. Therefore, we wholeheartedly endorse the Town of Elizabeth's grant application and urge you to consider it favorably.

Thank you for your attention to this matter, and please do not hesitate to reach out if you require any further information or assistance.

Sincerely,

Chris Richardson
Commissioner, Dist. 1

Dallas Schroeder
Commissioner, Dist. 2

Grant Thayer
Commissioner, Dist. 3



March 12, 2024

Town Clerk – Michelle Oeser

- Michelle will have grant training the week of March 18th.
- Harmony has attended CIRSA's Interpersonal Skills, which is leadership training.
- Allison has transferred all business license information into the Town's Laserfiche retention program.
- The Town's passport services have been up and running for a year. The Colorado Passport Customer Service Manager for our division is coming for a check-in later this month. This is a support and follow-up visit to see how things are going and if we need anything.
- The Clerk and Finance Staff had team building night at the Art Makery. Nancy offers many different class options. We recommend trying out this local business.
- The Clerk Staff are all working closely with their Colorado Municipal Clerks Association 2024 committee groups.
- Hannah is working closely with the Town Auditor to get them all the information they require. Hannah will meet with the auditor March 18th to go over submitted documents.



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024



ELIZABETH POLICE DEPARTMENT'S MISSION STATEMENT:

“To provide a leadership role in creating an atmosphere of safety and community pride in the Town of Elizabeth by providing quality law enforcement services which utilize innovative approaches to address community needs.”

The following is an informational breakdown of EPD police activity from **02/18/2024 at 12:01 a.m. to 03/02/2024 at 11:59 p.m.** This information is compiled from our Records Management System (RMS), identified as New World (NW), as well as Douglas County Regional Dispatch (DCRD) records.

All suspects/defendants are presumed innocent until proven guilty in a Court of Law.

▪ PO Box 1527, 425 S Main Street ▪ Elizabeth, Colorado 80107 ▪ (303) 646-4664 ▪ Fax: (303) 646-0676 ▪
www.townofelizabeth.org



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

Total Calls for Service:

214

Traffic Stops:

Total Stops:	Penalty Assessments:	Written Warnings:	Verbal Warnings:	Assists to Other Agencies
35	4	27	1	3

Parking Violations:

Total Parking Violations:	Parking Citations:	Parking Written Warnings:	Parking Verbal Warnings:
4	0	3	1

Other Calls for Service:

Call Type:	Number of Calls:
911 Rapid SOS	1
Alarm-Business Burglary	4
Animal Bite	1
Animal Complaint	2
Assist to Fire Department	3
Assist to Other Agency	4
Bar Check	1
Business Check	14
Child Abuse	3
Citizen Assist	8
Citizen Contact	9
Dead Animal	1



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

Disturbance	1
Drug Offense	3
Follow Up	18
Failure to Yield	1
Harassment	2
Increased Patrol	41
Medical Assist	12
Motorist Assist	1
Municipal Ordinance Violation	3
Motor Vehicle Accident Injury	1
Motor Vehicle Accident Property Damage	3
Noise Complaint	3
Parking Complaint	4
Report Every Drunk Driver Immediately	3
Repossession	4
School Education	2
Sex Assault	1
Sex Offense	1
Suicidal Subject	1
Suspicious Circumstance	3
Suspicious Vehicle	1
Theft	5
Traffic Complaint	3
Traffic Stop	35
VIN Verify	4
Welfare Check	4
Wildlife	3



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

Open Patrol Division Criminal Investigations:

Case Number:	Call Type:	Details:
23-4886	Fraud	Investigation into alleged fraud.
23-5283	Burglary	Investigation of an alleged burglary at a property in Town
24-0073	Vehicle Trespass	Investigation into an alleged trespass of a vehicle.
24-0184	Sex Offense	Investigation of alleged sex offenses involving a juvenile.
24-0459	Assault	Investigation of an alleged assault involving a juvenile.
24-0584	Drug Offense	Investigation involving juveniles allegedly possessing drugs.
24-0645	Theft	Investigation of alleged theft at a local business.
24-0685	Death	Investigation into an unattended death that occurred in Town.
24-0700	Sex Offense	Investigation into an alleged sex offense involving juveniles.
24-0701	Drug Offense	Investigation involving juveniles allegedly possessing drugs.



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

Open Community Services Division Municipal Ordinance Violations:

Case Number:	Call Type:	Notes:
23-3106	Weed Control	Investigation into alleged weeds violation on a property in Town.
24-0496	Animal Control	Investigation into an alleged animal complaint at a property in Town.

**Please note that limited information regarding open investigations is available. This is to protect the integrity of the investigations. **

Closed Case/Incident Reports:

Case/Incident Number:	Call Type:	Details:
24-0528	Sex Assault on a Child	EPD Officers responded to a residence on report of an alleged sex assault on a child. At the conclusion of the investigation, it was determined that no crime had occurred.
24-0442	Motor Vehicle Accident	EPD responded to a two-vehicle crash. The at fault driver was identified and issued a municipal summons for a traffic offense.
23-4802	Municipal Ordinance Violation	EPD's Community Services Department closed an investigation into a property that was out of compliance with several town codes. After collaborating with the homeowner, the property is now in compliance.
24-0568	Child Abuse	EPD took a report of alleged child abuse. After preliminary investigation, it was determined the alleged offense occurred in the Elbert County Sheriff's Office's jurisdiction. The case was referred

▪ PO Box 1527, 425 S Main Street ▪ Elizabeth, Colorado 80107 ▪ (303) 646-4664 ▪ Fax: (303) 646-0676 ▪
www.townofelizabeth.org



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

		to them and the Elbert County Department of Human Services.
24-0546	Motor Vehicle Accident	EPD responded to a two-vehicle crash. The at fault driver was identified and a crash report was taken.
24-0571	Minor in Possession of Nicotine	EPD responded to a report of several juveniles who were thought to be in possession of nicotine. After investigation, there was insufficient evidence to support criminal charges.
23-4633	Sex Offense	EPD concluded a case where a juvenile suspect was allegedly in possession of child pornography. The suspect was identified. After working with the District Attorney, there was insufficient evidence to support criminal charges.
24-0588	Child Abuse	EPD took a report of an alleged child abuse. After preliminary investigation, it was determined the alleged offense occurred in the Elbert County Sheriff's Office's jurisdiction. The case was referred to them and the Elbert County Department of Human Services.
23-4744	Burglary	EPD concluded an investigation into a burglary of a business. After investigation, no suspects were able to be identified.
24-0542	Animal Complaint	EPD's Community Services Department closed an investigation into a residence that was out of compliance with several town animal control codes. After working with the homeowner, the resident is now in compliance.
24-0566	Animal Cruelty	EPD's Community Services Department closed an investigation into a residence that was out of compliance with several town animal control codes. After working with the homeowner, the resident is now in compliance.
24-0673	Theft	EPD responded to a local business on a reported theft. The suspect was quickly located and identified. The



TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

		business chose not to press charges on the suspect. Their property was recovered and returned to them.
24-0457	Fight	EPD responded to a fight at a liquor establishment in town. There were no major injuries. The primary aggressors were identified and were issued municipal summonses.
24-0568	Child Abuse	EPD took a report of an alleged child abuse. After preliminary investigation, it was determined the alleged offense occurred in the Elbert County Sheriff's Office's jurisdiction. The case was referred to them and the Elbert County Department of Human Services.
24-0619	Child Abuse	EPD took a report of an alleged child abuse. After preliminary investigation, it was determined the alleged offense occurred in the Elbert County Sheriff's Office's jurisdiction. The case was referred to them and the Elbert County Department of Human Services.
24-0688	Harassment	EPD responded to a complaint regarding a threat that was made on a school bus. At the conclusion of the investigation, it was determined that no crime had occurred.
24-0444	Assault	EPD responded to a fight that had occurred at a local school involving significant injury. The suspect was identified. At the conclusion of the investigation, the victim did not wish to press charges.
24-0687	Sex Offense	EPD responded to an anonymous tip regarding a student at a local school. The tip did not contain enough information for the case to be investigated and was therefore closed.



TOWN OF ELIZABETH POLICE DEPARTMENT

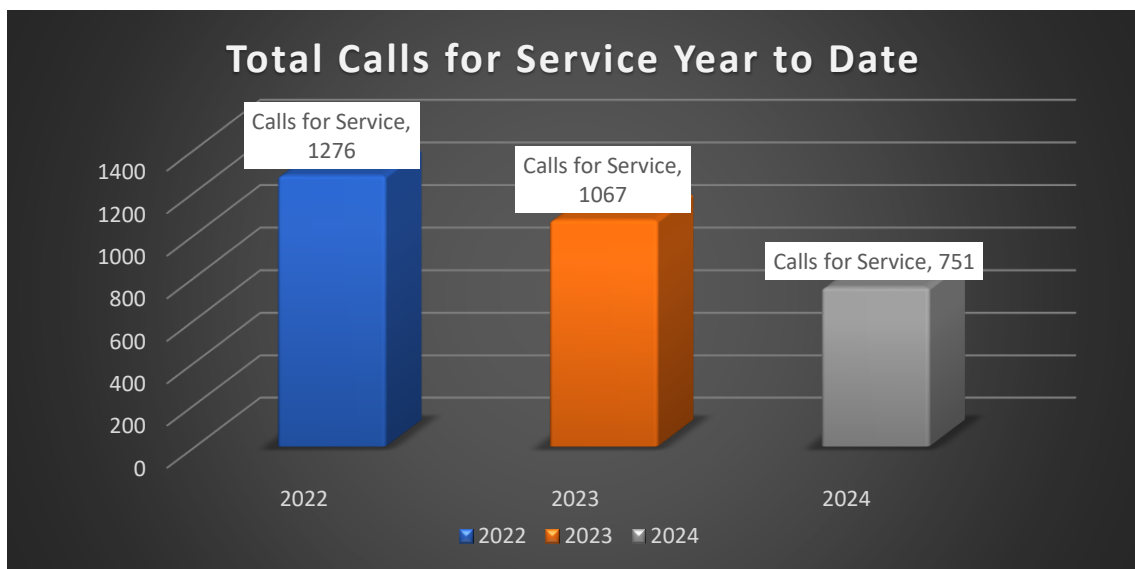
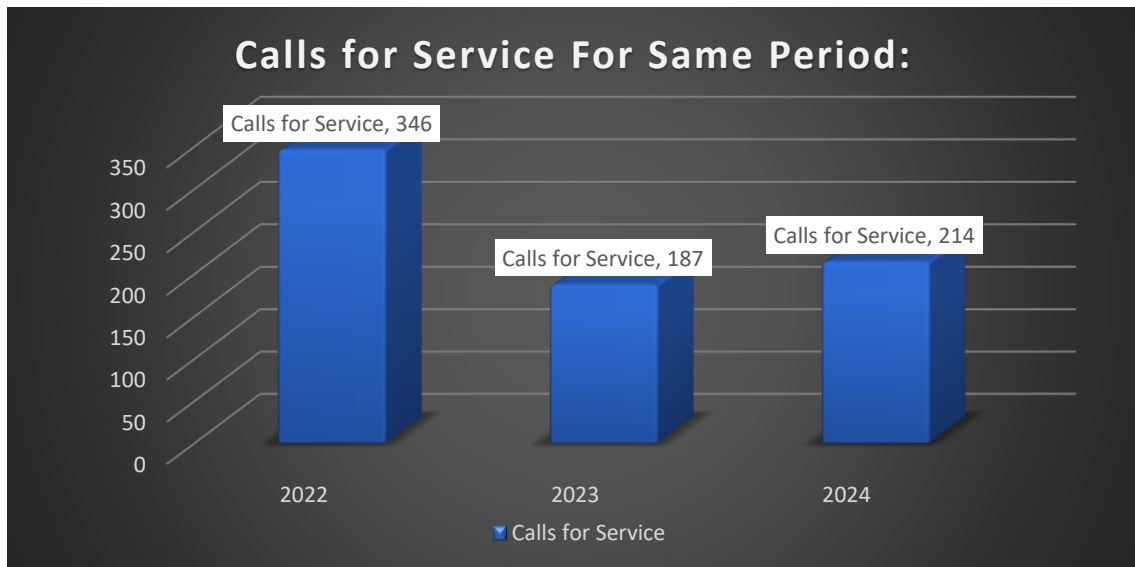
JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024

Historical Data:





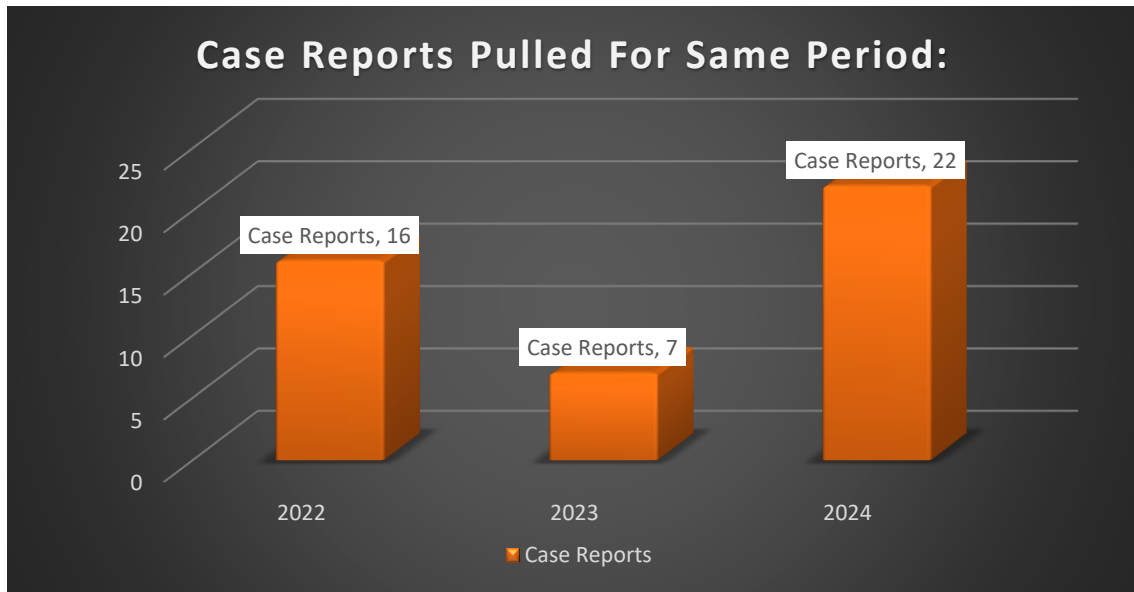
TOWN OF ELIZABETH POLICE DEPARTMENT

JEFF ENGEL, CHIEF OF POLICE

Elizabeth Police Department Activity Statistics Report

Reporting Period:

02/18/2024 to 03/02/2024





TOWN OF ELIZABETH

MICHAEL DEVOL, PUBLIC WORKS DIRECTOR

TO: Honorable Mayor, Mayor Pro-Tem and Town Board of Trustees
FROM: Mike DeVol, Public Works Director
DATE: March 12, 2024
SUBJECT: Public Works Monitoring Report

*Town Street Paving Improvements Project:

1. N/A Spring Projects will be presented at a later date.
2. PW contacted CORE Electric to have 2 street lights in town repaired. Repairs have been completed.

*Town Main St. Decorations:

1. New Winter Banners will be installed the week of January 15th.

*Town Wells, Tanks and Effluent:

1. N/A

*Town Water Line (NON) Emergency Repair:

1. 417 S Banner St. replaced curb stop and meter yoke as it was too deep to maintain meter.
2. 168 W Elm St. Water leak at meter yoke, replaced yoke, relocated meter pit into landscape area and removed from concrete driveway. Replaced curb stop and raised meter to a level for maintenance.

*Town Hall/ Repairs/ Landscaping Plan:

1. Repairs at Town Hall have been completed including handrails.

*Town Walkway Repairs:

1. PW has completed sidewalk repair at Town Hall.

*Town Street Maintenance/Striping Projects:

1. Public Works/Contractor will be repairing the Safeway entrance Asphalt for potholes due to Main Waterline Valve boxes settling. Valve boxes will be raised to correct elevations and Asphalt removed and replaced to match proper grades. Work will take place over Spring Break starting April 18, 2024 as weather allows. Sign Boards will notify travelers a week in advance to expect delays. The proper signage for access to Safeway center will be at the All-Way Stop (4 Way) at Elm St and Elizabeth St. The secondary access will be the directional access from Hwy. 86 between the Bank and Sonic.

*Town Snow Plowing and Street Sweeping:

1. Public Works has received 0 complaints about plowing and inconvenience issues. Public Works continues to inform the citizens about shoveling drive and sidewalk onto Town Streets.
2. Public Works did make contact with 1 resident and 0 Business concerning plowing private lots into town

▪ PO Box 159, 151 S. Banner Street ▪ Elizabeth, Colorado 80107 ▪ (303) 646-4166 ▪ Fax: (303) 646-9434 ▪
www.townofelizabeth.org



TOWN OF ELIZABETH

MICHAEL DEVOL, PUBLIC WORKS DIRECTOR

Streets, all parties now understand that it is not permissible per town code 11-1-20 and 11-1-30.

3. The Town Newsletter included Town Plowing Code and Snow Route "NO PARKING" information.
4. Town Trucks are fully prepared for the upcoming snow season.
5. Truck Plows and trucks have had maintenance and preparedness checks performed.
6. Salt Sand has been stockpiled for this season.
7. PW expects delivery of the New Snow Route Signage and posts to arrive within the next 2 weeks and at that time will begin installation after calling 811 Locates services, weather, and frozen ground condition's allow.

*Town New Wells at Ritoro/Gold Creek Valley:

1. The new Wells building is complete and PW is planning an Open House Grand Opening once the land Issue has been completed.
2. Landscaping will take place in the Spring (May) of 2024 due to the impending weather. PW will work with the 4 adjacent property owners for their approval of the landscape sketch to ensure that we conceal as much of the building as possible from their views.
3. The Back-up Generator is installed and tested for normal operations.

*Town Trail Project:

1. PW has scheduled a walk-through inspection with our reporting Agency Stantec Engineering for Guidance after the flooding and the loss of previously planted vegetation, bushes and trees.
2. 2023 Reporting has been sent to CDOT and other agencies. PW is awaiting a decision on course of Action(s) that will be required to fulfill our Trail obligations. (#9 below on upcoming projects).
3. Due to the flooding in 2023 it appears that PW will need to fulfill one more year of habitat remediation, With possibly a full 3 years.

*Gold Creek Lift Station Improvements:

1. Completion of project has begun warranty period and filing completion with CDPHE Permitting.

*Eligibility Surveys for Water and Wastewater Capitol projects have been completed for 2024 and accepted by Colorado Department of Public Health and Environment (CDPHE). The eligibility surveys allow for the town to be in line for any funding that may be available for future projects.

*Gold Creek Wastewater Treatment Plant (GCWWTP)

1. NO CHANGES AS OF THIS REPORT-On going Project/ The new fine screen replacement unit has been installed. The new screen has been in automated operations for two month's with no issues.
2. PW has been working on Plant maintenance by drawing down (treating in Train 1) all liquid levels of Train 2/South side of the treatment plant for inspection and repairs as necessary. The Clarifier for Train 2 has been completely emptied hosed and vacuumed out for a clean working area. The clarifier drive motor tested



out fine as well as the gear reduction box. There is wear and damage to the Drive Shear Pin and Paddle arms that distribute settled sludge to the bottom of the clarifier for removal through pumping and sent to digestors for final degradation and trucked to farm fields as fertilizer. PW should have the Clarifier back up and fully operational by the end of September dependent on parts shipping.

3. Just a quick review of the Wastewater Plant: It is designed to treat 500,000 gallons of Raw Sewage per day. Train 1 and Train 2 share that equally. Train 1 currently is treating 190,000-200,000 gallons per day while maintaining our minimal 85% reduction constituent removals (currently 93%-99% removal) that are set by CDPHE in our Permit (excellent test for me as an operator and all equipment). Currently we are operating one Train at basically 80% capacity and operating very well. This is a test never completed before as our available capacity is 500,000 gallons. When the time comes that the wastewater Plant is treating at 80% (400,000 gallon) of the Total Capacity the Town must start to show Plant Expansion Plans to CDPHE. The current WTP upgrade Budget is currently in good shape for funding.

Reference of constituent removal: Please see attached Laboratory Sampling Analysis for actual numbers while completing maintenance of one train. Note all numbers/results are shown as milligrams per liter (mg/L) this equates from metric to Standard as parts per million (ppm). Plant is 100% Biological/Bacteria (Bugs) NO CHEMICALS

Bio-chemical Oxygen Demand (BOD) minimum 85% removal (current average 99% removal)

Total Suspended Solids (TSS) minimum 85% removal (current 93%-99% removal)

Nitrogen/Ammonia (NH3) minimum 85% removal (current 99% removal)

E.Coli maximum 115 parts per million (ppm) (current <1 ppm) U.V. Light neuters bacterial for no reproduction and does not kill the bacterial which in turn means no chemicals and cost savings to the Town residents.

*Town Clean Up Day/ Paint Round-Up/Arbor Day

1. Tentatively Scheduled for May 18, 2024 and a day in the fall undetermined yet.
2. Arbor Day Proclamation in BOT Packet to be read aloud by Mayor.

*Town Public Works News

1. Public Works will be attending the Job Fair on Saturday 3-9-24 8-12am with brochures and information Regarding educational employment within Public Works.

*Town Farmers Market:

Event Park Name is Running Creek Park (RCP)

*Town Parks and Right of Way (ROW):

1. Porta-Potty will remain at Bandt Park parking area for the Winter season.



TOWN OF ELIZABETH

MICHAEL DEVOL, PUBLIC WORKS DIRECTOR

2. Bandt Park restrooms are closed for the season due to cold temps moving in.

Upcoming Projects:

1. PW has begun for 2024 the following Annual Reporting:
2. Annual Biosolids has been completed for 2023 and sent to CDPHE.
3. Regulation 85 Nutrient Monitoring/Accepted by CDPHE
4. PW has completed a round of PFAF's (radiation/radiological). Results Pending.
5. Water Augmentation and Recording
6. Water Lead and Copper sampling
7. Water Constituents Metals Sampling
8. Annual DMR (Daily Monitoring Report) Gold Creek Wastewater Plant
9. Tree City USA Application/ Accepted and approved by Tree City USA/Pending
10. Trail DOLA findings and Inspections/ Addition of Willow Cuttings Planted
11. PW has completed Highway User Tax Fund (HUTF) reporting and data processing.
12. PW is completing Lead and Copper testing per CDPHE guidelines for 2023/2024

Mail Kiosk:

1. Public Works will be installing Solar Street Lights at Mail Kiosk in various locations to aid in nighttime safety and mail collections by residents.
2. Public Works will enhance the recycled asphalt parking area at the Washington St Mail Kiosk

Mike DeVol
Town of Elizabeth
Public Works Director
GCWWTP Operations
303-913-6453
mdevol@townofelizabeth.org



TOWN OF ELIZABETH

STUDENT LIAISON



TO: Honorable Mayor and Board of Trustees
FROM: Shaye Lovato, Student Liaison
DATE: March 7th, 2024
SUBJECT: Student Liaison Report

The Seniors are having their time in the Spotlight!

- Senior sneak, senior assassinations, and more fun events and competitions are coming up.
 - Senior sneak is a day where all seniors go to have fun. Date and location are yet to be decided.
 - Senior luncheon (seniors get the day off to eat some lunch and watch a slideshow of all upcoming graduates) is on the 17th of April.
 - Senior assassinations are a competition with water guns and the last person to get sprayed wins. (If you are wearing a yellow safety jacket during any time except the Purge day, you are immune. Safe zones include classrooms and sporting events).
- In Colorado, all school districts, including Elizabeth Schools, are required to administer various tests to students: CMAS, CoAlt, PSAT, and SAT in these upcoming DAYS.
- Prom has been announced to happen April 12, 2024!
 - The theme and location for the event will be released 3/8/2024.
- Boot, Scoot and Boogie Dance!
 - Please join the fun & support our FBLA fundraiser dance as we Boot, Scoot and Boogie the night away! 10% of all profits go to the World Orphans Organization!
- NHS is staying busy with Blood Drive, Wednesday, April 10th, upcoming Induction ceremony, Food drives, tutoring assignments, a Krispy Kreme fundraiser, and more.
- Spring Parent Teacher Conferences happen March 13, 2024 from 4 to 8:30pm.



**HISTORIC ADVISORY BOARD – RECORD OF PROCEEDINGS
JANUARY 8, 2024**

CALL TO ORDER

The Regular Meeting of the Historic Advisory Board was called to order on Monday, January 8, 2024, at 4:32 PM by Chair John Quest.

ROLL CALL

Present were Chair John Quest, Vice Chair Aimee Woodall, Historian Bob Rasmussen, and Board Members Audra Kirk, Jacque Hallett, and Lynn Mitchell. Member Dennis Rodriguez was not present. There was a quorum to conduct business.

Also present were Community Development Director Zach Higgins, Planner/Project Manager Alexandra Cramer, Deputy Town Clerk Harmony Malakowski, and Community Development Administrative Assistant Dianna Hiatt.

AGENDA CHANGES

There were no changes to the agenda as presented.

UNSCHEDULED PUBLIC COMMENT

There was no unscheduled Public Comment.

CONSENT AGENDA

1. Minutes of the regular meeting of December 12, 2023
2. Minutes of the regular meeting of July 17, 2023

Motion by Vice Chair Woodall, seconded by Ms. Mitchell, to approve the Consent Agenda as presented.

The vote of those Board Members present was unanimously in favor. Motion carried.



NEW BUSINESS

3. Discussion and possible action regarding Historic Advisory Board Resolution 24-01, a Resolution Establishing a Designated Public Place for the Posting of Meeting Notices Pursuant to C.R.S. 24-6-402(2)(c)

Motion by Vice Chair Woodall, seconded by Historian Rasmussen, to approve Historic Advisory Board Resolution 24-01, a Resolution Establishing a Designated Public Place for the Posting of Meeting Notices Pursuant to C.R.S. 24-6-402(2)(c).

The vote of those Board members present was unanimously in favor. Motion carried.

4. Discussion and possible action regarding Officer Elections

Motion by Member Kirk, seconded by Member Mitchell, to appoint John Quest as Chair, Aimee Woodall as Vice Chair, and Mr. Rasmussen as Historian for 2024.

The vote of those Board members present was unanimously in favor. Motion carried.

5. Discussion regarding Website Demos

Ms. Cramer initiated meetings with company representatives from Munibit and Granicus. Discussion followed.

6. Discussion regarding the plan of action for the creation of the Historic District and update to Design Guidelines and Standards

Ms. Cramer provided a staff report. The Board provided direction to staff on next steps for the creation of the Historic District and Design Guidelines.

STAFF REPORTS

- Ms. Cramer discussed items in the provided staff report.

BOARD REPORTS

- Ms. Hallett wanted clarification on job assignments. Ms. Cramer will add the work plan to the next meeting to clarify and discuss job assignments.

ADJOURNMENT

Motion by Historian Rasmussen, seconded by Ms. Mitchell, to adjourn the meeting at 6:36 PM.

The vote of those Board Members present was unanimously in favor. Motion carried.



TOWN OF ELIZABETH

John Quest

Chair John Quest

Michelle M. Oeser

Town Clerk Michelle Oeser