



# BOARD OF COUNTY COMMISSIONERS REGULAR MEETING AGENDA

February 28, 2023 at 10:00 AM

Commissioners Meeting Room - 401 Main Street, Suite 309, Walsenburg, CO 81089

Office: 719-738-3000 ex 200 | Fax: 719-738-3996

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**9:00 AM - COMMISSIONERS MEETING WITH STAFF**

**10:00 AM - PUBLIC MEETING**

**Join via Zoom:** <https://us02web.zoom.us/j/82550511219> | **Meeting ID:** 825-5051-1219

**1. PLEDGE OF ALLEGIANCE**

**2. AGENDA APPROVAL**

**3. CONSENT AGENDA**

- a.** Meeting Minutes for February 14, 2023
- b.** Abatement 23-02 Steve & June Buchanan
- c.** Abatement 23-03 Kenneth Brown
- d.** Abatement 23-04 Kenneth Brown
- e.** Abatement 23-05 Kenneth Brown
- f.** Abatement 23-06 Elmo Suazo
- g.** Abatement 23-07 Stuart Whitmore
- h.** Abatement 23-08 DB Properties
- i.** Abatement 23-09 Rocky Ridge West LLC
- j.** Abatement 23-10 Randy Daugherty
- k.** Maria Dominguez PT to FT Deputy
- l.** Scott Hawkenson Reimbursement

**4. PUBLIC COMMENT**

**5. APPOINTMENTS**

- a.** Meeting with Tracy Gutierrez from SCEDD on Broadband
- b.** Meeting with County Treasurer on Staff Allocation

**6. LAND USE**

- [a.](#) Hummingbird Ranch Camping Temporary Assembly Permit Hearing and Decision
- [b.](#) 23-01 Plat Amendment BH2 - Houseman
- [c.](#) Joint Public Hearing for 22-59 Vacate Wetsel
- [d.](#) Joint Public Hearing for 23-06 CUP Gravel Pit Siete

**7. ACTION ITEMS**

- [a.](#) Spanish Peaks Airfield Engineering Services Agreement Amendment 2
- [b.](#) Updated Software for Gardner Water
- [c.](#) 2023 Opioid Settlement Participation Forms
- [d.](#) 2023 February Vendor Run
- [e.](#) Letter of Support for HCTB Tourism Management Grant
- [f.](#) ESRI Software Renewal
- [g.](#) EOC Printer Purchase
- [h.](#) Approval to Apply for Veterans Assistant Grant
- [i.](#) Liquor License Renewal for Cuchara Dog Bar & Grill
- [j.](#) Liquor License Renewal for Cuchara Spirits LLC

**8. STAFF REPORTS**

- a. County Administrator
- b. County Attorney

**9. CORRESPONDENCE**

- [a.](#) 4-H Barn Kitchen Remodel
- [b.](#) Optimum Roofing
- [c.](#) Invitation to Meeting on Childhood Experience Credential

**10. EXECUTIVE SESSION**

- a. For a conference with a County Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. §24-6-402(4)(b). **Water Rights (1 PM)**

**11. ADJOURNMENT**

**12. UPCOMING MEETINGS**

**COMMISSIONER'S MEETING**  
***Regular Meeting***  
**February 14, 2023**

Chairman Galusha called the meeting to order followed by the Pledge of Allegiance.

Commissioners John Galusha, Arica Andreatta and Karl Sporleder were present.

**Commissioner Andreatta called for a motion to approve the February 14, 2023 Agenda as presented.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

**Commissioner Andreatta called for a motion to approve the February 14, 2023 Consent Agenda as presented.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion:**

- a. Minutes from January 24, 2023
- b. Minutes from January 31, 2023
- c. Sick Time Donation to Blanca Morales
- d. Cameron Gonzales New Hire
- e. Douglas Martinez Termination
- f. Emilee Weniger Completion of FTO Training.
- g. Frank Martin Promotion
- h. Jacob Jenkins Resignation
- i. Jeffrey Schnedler Rehire
- j. John Johnson New Hire
- k. John Quintana Salary Revision
- l. John Quintana Resignation

- m. Samuel Carreon Salary Revision
- n. Scott Eckhardt Retirement
- o. Tyler Martin Resignation
- p. Lasado Martinez New Hire
- q. Sick Time Donation to Brittney Ciarlo

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

**10:13 A.M. Public Comment:**

1. Mr. Steve Olsen introduced himself and presented several ideas to improve Huerfano County. Mr. Steve Olsen said he would volunteer his time at the Land Use office and for specific projects around the county. Commissioner Andreatta and Chairman Galusha thanked him for his helpful suggestions.
2. Ryan Gies asked if we could switch the order of the BOCC Action Agenda so that Land Use Reports are last because they take so long. Chairman Galusha said it is possible to do that in the future.

**10:20 A.M. Appointments: None**

**10:20 A.M. Land Use:**

- a. #22-54 Plat Amendment and Vacation of Right-of-Way in Cuchara Mountain Park. Sky Tallman, County Land Use Director presented the request from Planning to approve Permit #22-54. The applicant Jonathon Hotaling spoke. Chairman Galusha said the Board is not ready to approve without more information and clarification regarding deed restrictions and easements.

**Commissioner Andreatta called for a motion to neither approve or deny but to continue the application pending the applicant provide the county with**

declaratory judgement from appropriate courts indicating deed restrictions no longer apply, and also to line out other questions.

**Motion:** Andreatta

**Second:** Sporleder

**Discussion:** Chairman Galusha wants this to move forward but needs more clarification. Carl Young and Sky Tallman will work with the applicant to clarify the issues.

**Resolved:** Motion passed by unanimous vote.

**Andreatta:** Yes

**Sporleder:** Yes

**Chairman Galusha:** Yes

- b. Compliance Review for Monte Fiore (CUP) Conditional Use Permit #17-001 and Variance #20-011. Cheri Chamberlain, Building and Code Enforcement presented the Staff Report regarding CUP #17-001 and Variance #20-011. The Staff Report is a detailed report with ten (10) attachments. Nicholas Perrino, from Monte Fiore Farm, answered some questions. Ways of moving forward to get all monies collected were discussed. Cheri Chamberlain requested to bill for all office hours that staff has put in.

**A motion was made to direct Carl Young, Administrator and Lisa Powell-DeJong, the county attorney, to draft a contract including a payment fee schedule, with monthly payments starting on March 15, 2023, and continuing for a year; at the end of which the balance of \$62,330.25 is to be paid in full. This contract would assess fees and penalties should the payments not be made; at the end of which any unpaid balance would be a lien against the property and at the end; if CUP were out of compliance then permit would be revoked.**

**Motion:** Andreatta

**Second:** Sporleder

**Discussion:** None

**Resolved:** Motion passed by unanimous vote.

**Sporleder:** Yes

**Andreatta:** Yes

**Chairman Galusha:** Yes

**11:19 A.M. Action Items:**

County Administrator Carl Young and the Board reviewed Action items.

- a. Resolution #23-08 Appointing Karl Sporleder to the Federal Mineral Lease District Board for a term expiring on December 31, 2025.

**Motion was made to approve Resolution #23-08 appointing Karl Sporleder to the Federal Mineral Lease District Board for a term expiring on December 31, 2025.**

**Motion: Andreatta**

**Second: Galusha**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- b. Resolution #23-10 Authorizing the creation of Entertainment District pursuant to C.R.S. § 44-3-301(1) and establishing application procedures for certification of promotional associations to operate common consumption areas within Entertainment Districts.

**Motion to approve Resolution #23-10 A Resolution to Authorize the Creation of Entertainment Districts pursuant to C.R.S. § 44-3-301(11) and Establish Application Procedures for Certification of Promotional Associations to Operate Common Consumption Areas Within Entertainment Districts.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- c. Resolution #23-11 Appointing Mary Jo Tesitor to the Southern Colorado Economic Development District (SCEDD) Board of Directors for a term expiring on March 1, 2025.

**Motion was made to approve Resolution #23-11 A Resolution Appointing Mary Jo Tesitor to the Southern Colorado Economic Development District Board of Directors for a Term Expiring on March 1, 2025.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Sporleder: Yes**

**Andreatta: Yes**

**Chairman Galusha: Yes**

- d. Resolution #23-12 Appointing Carlton Croft to the Southern Colorado Economic Development District (SCEDD) Board of Directors for a term expiring on March 1, 2025.

**Motion to approve Resolution #23-12 Appointing Carlton Croft to the Southern Colorado Economic Development District Board of Directors for a term expiring on March 1, 2025.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Sporleder: Yes**

**Andreatta: Yes**

**Chairman Galusha: Yes**

- e. Treasurers' Semi-Annual Report for the 2<sup>nd</sup> Half of 2022.

**Motion to approve the Treasurers' Semi-Annual Report for the 2<sup>nd</sup> half of 2022.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

f. Treasurers' 2022 Annual Report.

**Motion to approve the Treasurers' 2022 Annual Report.**

**Motion: Sporleder**

**Second: Andreatta**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

g. Sally Port Door Maintenance Agreement. Proposal from American Overhead Door, Co Springs for *annual* maintenance on two (2) rolling doors for the Huerfano County Jail. Service, adjust and lube all moving parts.

**Motion to approve the Proposal from American Overhead Door, Colorado Springs, Co for annual maintenance on two (2) rolling doors for the Huerfano County Jail, for \$850.00.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

h. Parts quote for D6 Dozer for \$4,149.04.

**Motion to approve the parts quote from Precision Hydraulics Inc. for D6 Dozer parts for \$4,149.04.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**



- i. CAT Diagnostic Software Annual Subscription from Wagner Equipment Company for \$2,225.00.

**Motion to approve the CAT Diagnostic Software Annual Subscription from Wagner Equipment Company for \$2,225.00.**

**Motion: Sporleder**

**Second: Andreatta**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- j. Cost Allocation Plan Letter of Engagement.

**Motion to approve the Cost Allocation Plans from MGT Consulting for the total fee of \$5,300.00, to be paid from Department of Human Services.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- k. Colorado Opportunity Scholarship Initiative County Scholarships.

**Motion to approve Huerfano County allocation of \$3,418.00 towards the Colorado Opportunity Scholarship Initiative (COSI) Grant funding for academic year 2023-2024, for the Adams State University Foundation and Trinidad State College Educational Foundation.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: To be reviewed annually.**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

I. Colorado Parks and Wildlife Impact Assistance Grant Application.

**Motion to approve the Colorado Parks and Wildlife Impact Assistance Grant Application for \$993.03 for road maintenance.**

**Motion: Sporleder**

**Second: Andreatta**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

m. La Veta Trails is applying for a \$20,000 Tourism Management Grant and requests a letter of support to go along with their application.

**Motion to approve the letter of support for La Veta Trails to go along with their application for a \$20,000 Tourism Management Grant from the Colorado Office of Economic Development and International Trade.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

n. Southeast Rural Philanthropy Days 2023 Sponsorship. Danelle Berg, Otero County Economic Development is requesting counties that are represented at the conference to give a donation.

**Motion to approve the \$1,000 Silver Level Sponsor donation going to the 2023 Southeast Rural Philanthropy Days.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- o. Updated quote from Gould Land Surveying for Health Department. Gould Land Surveying submitted a quote for surveying roughly 32 acres.

**Motion to approve the Gould Land Survey quote for Huerfano County parcel Nos.: 38115, 61173, 61171, 61304 for lump sum fee of between \$12,000 to \$15, 000.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

- p. TimeClock Plus Hardware/ Supplies (includes Installation hours) Proposal from (CIC) Computer Information Concepts in amount of \$15,575.00.

**Motion to approve the quote for five (5) timeclocks and installation from (CIC) Computer Information Concepts in amount of \$15,575.00.**

**Motion: Andreatta**

**Second: NONE**

**Discussion: None**

**Resolved: Motion dies for lack of Second.**

**Andreatta: Yes**

**Sporleder:**

**Chairman Galusha:**

- q. Request to authorize the application for the (EPA) Environmental Protection Agency's Solid Waste Grant. It is for the EPA Solid Waste Infrastructure for Recycling (SWIFR) Grant Program for Political Subdivisions of States and Territories. No match is required and Southern Colorado Economic Development District to complete and submit the application.

**Motion to authorize the application for the EPA Solid Waste Infrastructure for Recycling (SWIFR) Grant Program in the approximate amount of \$1,078,033.95.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**



2. A request to extend the money to LaClinica as per request from Vashti Thomas-Wachterman.

**Motion to approve to extend the money to La Clinica through the end of year 2023.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

3. Museum of Friends is requesting funds to help make the ADA elevator functional.

**No action or motion.** Carl Young was directed to look further into the elevator issues that museum of friends is having.

4. LVCD (La Veta Creative District) is asking for a \$10,000.00 a year contribution.

**Motion to approve \$5,000.00 for 2023 year towards the La Veta Creative District.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Motion passed by unanimous vote.**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

**12:09 P.M. Staff Reports:**

1. County Administrator
2. County Attorney – Need to go into Executive session

**12:13 P.M. Correspondence:**

County Administrator Carl Young and the Board reviewed Correspondence.

Lynette Jensen turned in her resignation from the county tourism board effective 2/7/2023.

**A motion was made to accept the resignation of Lynette Jensen from the county tourism board, effective immediately.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion: None**

**Resolved: Approved by unanimous vote**

**Andreatta: Yes**

**Sporleder: Yes**

**Chairman Galusha: Yes**

**12:20 P.M. Executive Session**

**Commissioner Andreatta called for a motion to go into Executive Session at 12:20 P.M.**

**Motion: Andreatta**

**Second: Sporleder**

**Discussion:**

- a. Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiators, under C.R.S. § 24-6-402(4)(e). **Expired Law Enforcement Services Contract with the City of Walsenburg**, as well as,
- b. For a conference with a County Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. § 24-6-402(4)(b). **Restructuring HR Processes.**
- c. No decisions will be made in Executive Session.

**Resolved: Motion passed by unanimous vote.**

**Sporleder: Yes**

**Andreatta: Yes**

**Chairman Galusha: Yes**

**1:21 P.M. Adjourned Executive Session:**

Chairman Galusha called to come out of Executive Session at 1:21 P.M.

**1:22 P.M. Re-convene Regular Session:**

Chairman Galusha called to re-convene to Regular Session at 1:22 P.M.

**4:00 P.M. Adjourned Regular Meeting.**

Chairman Galusha called to adjourn Regular Session at 4:00 P.M.

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Erica Vigil, County Clerk & Recorder  
Clerk to the Board of County Commissioners

**COMMISSIONERS:**

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**John Galusha, Chairman**

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**Arica Andreatta**

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**Karl Sporleder**

**FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY**

**(Section III or Section IV must be completed)**

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the board of county commissioners or the assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

	Tax Year _____			Tax Year _____		
	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____	_____	_____	_____
Corrected	_____	_____	_____	_____	_____	_____
Abate/Refund	_____	_____	_____	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

Petitioner's Signature \_\_\_\_\_ Date \_\_\_\_\_

Assessor's or Deputy Assessor's Signature \_\_\_\_\_ Date \_\_\_\_\_

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
John Galusha, Arica Andreatta, Karl Sporleder

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with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (~~being present--not present~~) and  
Name  
petitioner Steve L & June F Buchanan (~~being present--not present~~), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto  
NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

<u>2021</u>	<u>313</u>	<u>28.48</u>	<u>2022</u>	<u>313</u>	<u>28.54</u>
Year	Assessed Value	Taxes Abate/Refund	Year	Assessed Value	Taxes Abate/Refund

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil, County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County this 14th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature



PETITION FOR ABATEMENT OR REFUND OF TAXES

23-07

Item 3b.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: January 31 2023  
Month DAY Year

Petitioner's Name: Steven L & June Faye Buchanan  
Petitioner's mailing address: 117 Queen Catherine  
Ft Pierce FL 34949  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S) 348951  
PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY  
A PARCEL OF LAND LOCATED WITHIN LOT 37 SPANISH  
PEAKS FIL #1 DES AS FOLLOWS: COMMENCING AT THE  
ORIGINAL CORNER COMMON TO LOTS 36 & 37 .02AC

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year(s) 2021 and 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.

Parcel is double assessed with 11821

Petitioner's estimate of value \$ \_\_\_\_\_ (\_\_\_\_\_) and \$ \_\_\_\_\_ (\_\_\_\_\_)  
Value Year Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

\_\_\_\_\_  
Petitioner's Signature Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_  
BY \_\_\_\_\_  
Agent's Signature \* Daytime Phone Number \_\_\_\_\_  
Printed Name: \_\_\_\_\_ Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

**Section II: Assessor's Recommendation (For Assessor's Use Only)**

	Tax Year 2021			Tax Year 2022		
	Actual	Assessed	Tax	Actual	Assessed	Tax
Original	1078	313	28.48	1078	313	28.54
Corrected	0	0	0	0	0	0.00
<u>Abate/Refund</u>	1078	313	28.48	1078	313	28.54

Assessor recommends approval as outlined above

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2021 Protest? X No \_\_\_\_\_ Yes (if a protest was filed, please attach a copy of NOD.)  
Tax year: 2022 Protest? X No \_\_\_\_\_ Yes (if a protest was filed, please attach a copy of NOD.)

Assessor recommends denial for the following reason(s):

Elisha Meadows  
Assessor's or Deputy Assessor's Signature

PETITION FOR ABATEMENT OR REFUND OF TAXES

23-02

Item 3c.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Kenneth S Brown  
Petitioner's mailing address: 729 Open Sky Terrance  
Pueblo CO 81006  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
<u>429279</u>	<u>Lot 24 Yellowstone Creek Ranch</u>

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Proper documentation was filed to change property to Ag, was not changed for 2022*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

\_\_\_\_\_  
Petitioner's Signature Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

BY \_\_\_\_\_  
Agent's Signature \* Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

Section II: Assessor's Recommendation (For Assessor's Use Only)			
	Tax Year	<u>2022</u>	
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>53,629</u>	<u>3,727</u>	\$ <u>277.24</u>
Corrected	<u>632</u>	<u>183</u>	\$ <u>13.61</u>
<u>Abate/Refund</u>	<u>52,997</u>	<u>3,544</u>	\$ <u>263.63</u>

Assessor recommends approval as outlined above

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

Assessor recommends denial for the following reason(s):

Elisha Meadows  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

Item 3c.

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	Actual	Assessed	Tax
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature

\_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Kenneth S Brown (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

Year	Assessed Value	Taxes Abate/Refund
2022	3,544	263.63

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil, County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature

PETITION FOR ABATEMENT OR REFUND OF TAXES

23-011

Item 3d.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Kenneth S Brown  
Petitioner's mailing address: 729 Open Sky Terrace  
Pueblo CO 81006  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
<u>429275</u>	<u>Lot 20 Yellowstone Creek Ranch</u>

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Proper documentation was filed to change property to Ag, was not changed for 2022*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

BY \_\_\_\_\_ Daytime Phone Number \_\_\_\_\_  
Petitioner's Signature Email \_\_\_\_\_  
\_\_\_\_\_ Daytime Phone Number \_\_\_\_\_  
Agent's Signature \* Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

Section II: Assessor's Recommendation			
(For Assessor's Use Only)			
	Tax Year	<u>2022</u>	
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>52,885</u>	<u>15,337</u>	<u>\$ 1,140.80</u>
Corrected	<u>624</u>	<u>181</u>	<u>\$ 13.46</u>
Abate/Refund	<u>52,261</u>	<u>15,156</u>	<u>\$ 1,127.34</u>

Assessor recommends approval as outlined above

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

Assessor recommends denial for the following reason(s):

Elisha Meadows  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

23-04

Item 3d.

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature

\_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Kenneth S Brown (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

<u>2022</u>	<u>15,156</u>	<u>1,127.34</u>
Year	Assessed Value	Taxes Abate/Refund

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil, County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s): \_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature

PETITION FOR ABATEMENT OR REFUND OF TAXES

23-05  
Item 3e.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Kenneth S Brown  
Petitioner's mailing address: 729 Open Sky Terrance  
Pueblo CO 81006  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
<u>429271</u>	<u>Lot 16 Yellowstone Creek Ranch</u>

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Proper documentation was filed to change property to Ag, was not changed for 2022*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

\_\_\_\_\_  
Petitioner's Signature Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

BY \_\_\_\_\_  
Agent's Signature \* Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

Section II: Assessor's Recommendation (For Assessor's Use Only)			
	Tax Year	2022	
	Actual	Assessed Value	Tax
Original	<u>52,468</u>	<u>15,216</u>	<u>\$ 1,131.78</u>
Corrected	<u>618</u>	<u>179</u>	<u>\$ 13.31</u>
Abate/Refund	<u>51,850</u>	<u>15,037</u>	<u>\$ 1,118.47</u>

Assessor recommends approval as outlined above

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

Assessor recommends denial for the following reason(s):

Elisha Meadows  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

23-05

Item 3e.

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section: III** **Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
**Petitioner's Signature** \_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Assessor's or Deputy Assessor's Signature** \_\_\_\_\_  
**Date**

**Section IV:** **Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Kenneth S Brown (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto  
NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

Year	Assessed Value	Taxes Abate/Refund
2022	15,037	1,118.47

\_\_\_\_\_  
**Chairperson of the Board of County Commissioners' Signature**

I, Erica Vigil County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
**County Clerk's or Deputy County Clerk's Signature**

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V:** **Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
**Secretary's Signature** \_\_\_\_\_  
**Property Tax Administrator's Signature**

# PETITION FOR ABATEMENT OR REFUND OF TAXES

23        
Item 3f.

County Name                     HUERFANO                    

Date Received \_\_\_\_\_  
 Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date:           February                     22                     2023            
Month DAY Year

Petitioner's Name:           Elmo C Suazo            
 Petitioner's mailing address:           2825 Roundtop Dr            
          Colorado Springs                     CO                     80918            
City or Town State Zip Code

<u>          SCHEDULE OR PARCEL NUMBER(S)          </u>	<u>          PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY          </u>
<u>          429264          </u>	<u>          Lot 9 Yellowstone Creek Ranch          </u>
_____	_____
_____	_____

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Proper documentation was filed to change property to Ag, was not changed for 2022*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

_____ Petitioner's Signature	Daytime Phone Number _____ Email _____
BY _____ Agent's Signature *	Daytime Phone Number _____ Email _____

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

<b>Section II: Assessor's Recommendation</b>			
(For Assessor's Use Only)			
	Tax Year		
	2022		
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>59,157</u>	<u>17,156</u>	\$ <u>1,327.58</u>
Corrected	<u>611</u>	<u>177</u>	\$ <u>13.70</u>
<u>Abate/Refund</u>	<u>58,546</u>	<u>16,979</u>	\$ <u>1,313.88</u>

**Assessor recommends approval as outlined above**

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(i)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

**Assessor recommends denial for the following reason(s):**

                    Eloha Meadows                      
 Assessor's or Deputy Assessor's Signature



FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

Item 3f.

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section: III** **Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	Actual	Assessed	Tax
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature \_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature \_\_\_\_\_  
Date

**Section IV:** **Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Elmo C Suazo (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto  
NOW BE IT RESOLVED, That the Board (**agrees--does not agree**) with the recommendation of the assessor and the petition be (**approved--approved in part--denied**) with an abatement/refund as follows:

Year	Assessed Value	Taxes Abate/Refund
2022	16,979	1,313.88

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V:** **Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature \_\_\_\_\_  
Property Tax Administrator's Signature

# PETITION FOR ABATEMENT OR REFUND OF TAXES

23 Item 3g.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Stuart L Whitmore  
Petitioner's mailing address: 8300 Sheridan Blvd Apr 13F  
Westminister CO 80003  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
<u>1713731</u>	<u>Lot 31, Unit CC-1 Colorado Land &amp; Grazing Ranch</u>

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Proper documentation was filed to change property to Ag, was not changed for 2022*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

_____ Petitioner's Signature	Daytime Phone Number _____ Email _____
BY _____ Agent's Signature *	Daytime Phone Number _____ Email _____

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

<b>Section II: Assessor's Recommendation</b>			
(For Assessor's Use Only)			
	Tax Year	<u>2022</u>	
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>25,865</u>	<u>7,501</u>	\$ <u>580.44</u>
Corrected	<u>3,505</u>	<u>1,016</u>	\$ <u>78.62</u>
Abate/Refund	<u>22,360</u>	<u>6,485</u>	\$ <u>501.82</u>

**Assessor recommends approval as outlined above**

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

**Assessor recommends denial for the following reason(s):**

*Elisha Meadows*  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature

\_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (being present--not present) and  
Name  
petitioner Stuart L Whitmore (being present--not present), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

<u>2022</u>	<u>6,485</u>	<u>501.82</u>
Year	Assessed Value	Taxes Abate/Refund

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature

# PETITION FOR ABATEMENT OR REFUND OF TAXES

23- Item 3h.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: DB Properties LLC  
Petitioner's mailing address: 16871 E Lake Ln  
Aurora CO 80016  
City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
147246	Lot 27 Turkey Creek Ranches

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*Residential building was put on this lot, should have been lot 26, abated for 2022.*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

\_\_\_\_\_  
Petitioner's Signature Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

BY \_\_\_\_\_  
Agent's Signature \* Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

<b>Section II: Assessor's Recommendation</b>			
(For Assessor's Use Only)			
	Tax Year	<u>2022</u>	
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>46,951</u>	<u>3,363</u>	\$ <u>252.50</u>
Corrected	<u>23,842</u>	<u>1,657</u>	\$ <u>128.22</u>
Abate/Refund	<u>23,109</u>	<u>1,706</u>	\$ <u>124.28</u>

**Assessor recommends approval as outlined above**

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

**Assessor recommends denial for the following reason(s):**

*Eloha Meadows*  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

Item 3h.

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III** **Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	Actual	Assessed	Tax
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature \_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature \_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (being present--not present) and  
Name  
petitioner DB Properties LLC (being present--not present), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (~~agrees--does not agree~~) with the recommendation of the assessor and the petition be (~~approved--approved in part--denied~~) with an abatement/refund as follows:

Year	Assessed Value	Taxes Abate/Refund
<u>2022</u>	<u>1,706</u>	<u>124.28</u>

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil, County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature \_\_\_\_\_  
Property Tax Administrator's Signature

# PETITION FOR ABATEMENT OR REFUND OF TAXES

23-00

Item 3i.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Rocky Ridge West, LLC c/o Ludwig Bohler  
 Petitioner's mailing address: 2420 Larger Cross Rd  
Far Hills NJ 7931  
 City or Town State Zip Code

SCHEDULE OR PARCEL NUMBER(S)	PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY
70366	Possessory Interest in BLM land Auth# 0500556

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.)

*This lease was not renewed, should have been removed for 2022.*

Petitioner's estimate of value \$ \_\_\_\_\_ ( \_\_\_\_\_ )  
Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

_____ Petitioner's Signature	Daytime Phone Number _____ Email _____
BY _____ Agent's Signature *	Daytime Phone Number _____ Email _____

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

Section II: Assessor's Recommendation (For Assessor's Use Only)			
	Tax Year	<u>2022</u>	
	<u>Actual</u>	<u>Assessed Value</u>	<u>Tax</u>
Original	<u>14</u>	<u>4</u>	\$ <u>0.31</u>
Corrected	<u>0</u>	<u>0</u>	<u>0</u>
<u>Abate/Refund</u>	<u>14</u>	<u>4</u>	\$ <u>0.31</u>

Assessor recommends approval as outlined above

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

Assessor recommends denial for the following reason(s):

Elisha Meadows  
Assessor's or Deputy Assessor's Signature

FOR ASSESSORS AND COUNTY COMMISSIONERS USE ONLY

(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the Board of County Commissioners or the Assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The Commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

Tax Year \_\_\_\_\_

	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____
Corrected	_____	_____	_____
Abate/Refund	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature

\_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
Karl Sproleder, John Galusha, Arica Andreatta

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~Assessor~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Rocky Ridge West LLC (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (**agrees--does not agree**) with the recommendation of the assessor and the petition be (**approved--approved in part--denied**) with an abatement/refund as follows:

Year	Assessed Value	Taxes Abate/Refund
<u>2022</u>	<u>4</u>	<u>.31</u>

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature

# PETITION FOR ABATEMENT OR REFUND OF TAXES

23-10

Item 3j.

County Name HUERFANO

Date Received \_\_\_\_\_  
Use Assessor's or Commissioners Date Stamp

**Section I: Petitioner: please complete Section I only**

Date: February 22 2023  
Month DAY Year

Petitioner's Name: Randy Lee Daugherty  
Petitioner's mailing address: 29970 Clair Rd  
Pueblo CO 81006  
City or Town State Zip Code

<b>SCHEDULE OR PARCEL NUMBER(S)</b>	<b>PROPERTY ADDRESS OR LEGAL DESCRIPTION OF PROPERTY</b>
<u>336751</u>	<u>Com at Sely cor of L 1, B 32 Wlsbg Th along E Lot Ln</u>
_____	<u>in a Nwly Dir 53.46'</u>
_____	_____

Petitioner requests an abatement or refund of the appropriate taxes and states that the taxes assessed against the above property for the property tax year(s) 2021 and 2022 are incorrect for the following reasons: (Briefly describe why the taxes have been levied erroneously or illegally, whether due to erroneous valuation, irregularity in levying, clerical error, or overvaluation. Attach additional sheets if necessary.

Property is exempt, they are chartered accordingly under C.R.S 22-30.5-104(2)(a)  
Exempt as of June 30, 2021

Petitioner's estimate of value \$ \_\_\_\_\_ (\_\_\_\_\_) and \$ \_\_\_\_\_ (\_\_\_\_\_)  
Value Year Value Year

I declare, under penalty of perjury in the second degree, that this petition, together with any accompany exhibits or statements, has been prepared or examined by me, and to the best of my knowledge, information and belief, is true, correct and complete.

\_\_\_\_\_  
Petitioner's Signature Daytime Phone Number \_\_\_\_\_  
Email \_\_\_\_\_

BY \_\_\_\_\_  
Agent's Signature \* Daytime Phone Number \_\_\_\_\_

Printed Name: \_\_\_\_\_ Email \_\_\_\_\_

\*Letter of agency must be attached when petition is submitted by an agent.

If the Board of County Commissioners, pursuant to § 39-10-114(1), C.R.S., or the Property Tax Administrator, pursuant to § 39-2-116, C.R.S., denies the petition for refund or abatement of taxes in whole or in part, the Petitioner may appeal to the Board of Assessment Appeals pursuant to the provisions of § 39-2-125, C.R.S., within thirty days of the entry of any such decision, § 39-10-114.5(1), C.R.S.

Section II:		Assessor's Recommendation (For Assessor's Use Only)				
	Tax Year		2021		2022	
	Actual	Assessed	Tax	Actual	Assessed	Tax
Original	82795	24011	2167.42	82795	24011	2068.26
Corrected	40830	11841	1019.95	0	0	0.00
<u>Abate/Refund</u>	41965	12170	1147.47	82795	24011	2068.26

**Assessor recommends approval as outlined above**

If the request for abatement is based upon the grounds of overvaluation, no abatement or refund of taxes shall be made if an objection or protest to such valuation has been filed and a Notice of Determination has been mailed to the taxpayer, § 39-10-114(1)(a)(I)(D), C.R.S.

Tax year: 2021 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

Tax year: 2022 Protest?  No  Yes (if a protest was filed, please attach a copy of NOD.)

**Assessor recommends denial for the following reason(s):**

Elisha Meadows  
Assessor's or Deputy Assessor's Signature



(Section III or Section IV must be completed)

Every petition for abatement or refund filed pursuant to § 39-10-114 shall be acted upon pursuant to the provisions of this section by the board of county commissioners or the assessor, as appropriate, within six months of the date of filing such petition, §39-1-113(1.7), C.R.S.

**Section III: Written Mutual Agreement of Assessor and Petitioner**  
(Only for abatements up to \$10,000)

The commissioners of \_\_\_\_\_ County authorize the Assessor by Resolution No. \_\_\_\_\_ to review petitions for abatement or refund and to settle by written mutual agreement any such petition for abatement or refund in an amount of one thousand dollars or less per tract, parcel, or lot of land or per schedule of personal property, in accordance with \*39-1-113(1.5), C.R.S.

	Tax Year _____			Tax Year _____		
	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>	<u>Actual</u>	<u>Assessed</u>	<u>Tax</u>
Original	_____	_____	_____	_____	_____	_____
Corrected	_____	_____	_____	_____	_____	_____
Abate/Refund	_____	_____	_____	_____	_____	_____

Note: The total tax amount does not include accrued interest, penalties, and fees associated with late and/or delinquent tax payments, if applicable. Please contact the county treasurer for full payment information

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assessor's or Deputy Assessor's Signature

\_\_\_\_\_  
Date

**Section IV: Decision of the County Commissioners**  
(must be completed if Section III does not apply)

WHEREAS, The County Commissioners of Huerfano County, State of Colorado, at a duly and lawfully called regular meeting held on 02 / 28 / 2023, at which meeting there were present the following members:  
Month Day Year  
John Galusha, Arica Andreatta, Karl Sporleder

---

with notice of such meeting and an opportunity to be present having been given to the taxpayer and the Assessor of said County and ~~XXXXX~~ Treasurer - Debra Reynolds (**being present--not present**) and  
Name  
petitioner Randy Lee Daugherty (**being present--not present**), and WHEREAS, The said  
Name  
County Commissioners have carefully considered the within application, and are fully advised in relation thereto NOW BE IT RESOLVED, That the Board (**agrees--does not agree**) with the recommendation of the assessor and the petition be (**approved--approved in part--denied**) with an abatement/refund as follows:

<u>2021</u>	<u>12,170</u>	<u>1147.47</u>	<u>2022</u>	<u>24,011</u>	<u>2068.26</u>
Year	Assessed Value	Taxes Abate/Refund	Year	Assessed Value	Taxes Abate/Refund

\_\_\_\_\_  
Chairperson of the Board of County Commissioners' Signature

I, Erica Vigil, County Clerk and Ex-officio Clerk of the Board of County Commissioners in and for the aforementioned county, do hereby certify that the above and foregoing order is truly copied from the record of the proceedings of the Board of County Commissioners

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said County this 28th day of February, 2023.  
Month Year

\_\_\_\_\_  
County Clerk's or Deputy County Clerk's Signature

Note: Abatements greater than \$10,000 per schedule, per year, must be submitted in duplicate to the Property Tax Administrator for review.

**Section V: Action of the Property Tax Administrator**  
(For all abatements greater than \$10,000)

The Action of the Board of County commissioners, relative to the within petition, is hereby  
\_\_\_ Approved; \_\_\_ Approved in part \$ \_\_\_\_\_; \_\_\_ Denied for the following reason(s):  
\_\_\_\_\_

\_\_\_\_\_  
Secretary's Signature

\_\_\_\_\_  
Property Tax Administrator's Signature

HUERFANO COUNTY

<b>GREEN SHEET/STATUS CHANGE</b>		EFFECTIVE DATE
		<b>3/1/2023</b>
NAME: <b>Maria Dominguez</b>	PAYROLL :	<b>3/17/2023</b>

<b>CHANGE OF ADDRESS/PHONE</b>	STREET
	CITY, STATE, ZIP
	TELEPHONE

CHANGE	FROM (DOES NOT APPLY TO NEW EMPLOYEE)	TO
JOB TITLE	<b>Deputy-Partime</b>	<b>Deputy</b>
DEPARTMENT	<b>Sheriff</b>	<b>Sheriff</b>
HOURS	<b>\$19.06 Hourly</b>	<b>\$43,127.76</b>
ANNUAL SALARY		
SEMI-MONTHLY SALARY		
HOURLY SALARY		
OTHER SALARY		<b>Non-Exempt</b>

**REASON FOR CHANGE**

- |           |                              |                               |
|-----------|------------------------------|-------------------------------|
| NEW HIRE  | RESIGNATION                  | LENGTH OF SERVICE INCREASE    |
| REHIRED   | RETIREMENT                   | REEVALUATION OF CURRENT JOB   |
| PROMOTION | LAYOFF                       | INTRODUCTORY PERIOD COMPLETED |
| DEMOTION  | ADMINISTRATIVE LEAVE PAID    | <b>OTHER</b>                  |
| TRANSFER  | ADMINISTRATIVE LEAVE UN-PAID |                               |

COMMENTS, IF NECESSARY

**Motion to approve Deputy Rodriguez From Part time status to Full time beginning March 1, 2023**

_____	John Galusha, Chairman
Elected Official/Department Manager	
_____	Budget Officer
Date	
_____	Date

Date to Finance Office:


HUERFANO COUNTY

PHONE STIPEND	EFFECTIVE DATE
	3/1/2023
NAME: <b>Scott Hawkenson</b>	PAYROLL :

CHANGE OF ADDRESS/ PHONE	STREET
	CITY, STATE, ZIP
	TELEPHONE

CHANGE	FROM <small>(DOES NOT APPLY TO NEW EMPLOYEE)</small>	TO
JOB TITLE		<b>Road &amp; Bridge</b>
DEPARTMENT		<b>Diesel Mechanic</b>
STIPEND		<b>\$5,000.00</b>
OTHER		

**REASON FOR CHANGE**

	OTHER

COMMENTS, IF NECESSARY

**Motion to Approve Personal Property Insurance Reimbursement**

_____ Elected Official/Department Manager	_____ John Galusha, Chairman
_____ Date	_____ Budget Officer
_____ Date	_____ Date

Date to Finance Office: \_\_\_\_\_

HUERFANO COUNTY LAND USE  
 401 MAIN STREET, SUITE 304  
 WALSENBURG, COLORADO 81089  
 719-738-1220, EXT. 506



## Huerfano County Board of Commissioners Staff Report Temporary Assembly Permit Application #22-61

Hearing Date: February 28

### Introduction

With this application, Hummingbird Ranch, LLC (Applicant) is requesting a temporary assembly permit to host a single night of camping prior to the Sonic Bloom Festival on the private property known as Hummingbird Ranch, an approximately 360 acre parcel located just north of County Road 650.

### Code References

§1.13 of the Land Use Code covers Temporary Assembly Permits

### Background

The Applicant, submitted a full application to hold the camping event on June 14, 2023 on 11/18/2022. Camping the night before the festival will help to spread out ingress traffic impacts on Lascar Rd. Permitting camping the night before the festival may also lessen the likelihood of people camping out in unapproved locations prior to festival commencement. .Camping will be limited to people who will be staying at the Ranch for the festival and will include both tent and RV camping options. There is no music or other event programming planned for this event, and no food vendors will be operating. Hummingbird Ranch LLC will contract with Sonic Bloom Festival, LLC to use infrastructure being brought onto the site for the festival, including its system to track the number of campers and systems for supplying potable water.

The event will have a maximum capacity of 2,500 people with a maximum of 2,000 tickets to be sold.

The Applicant's letter of intent outlines plans for waste disposal, medical facilities, lighting, parking, emergency communication, water and sanitation, fire protection, security, sound control, electric systems, site design and management and bonding and insurance.

Location: The property is located at 732 County Road 653, parcel number 13483.  
 A site map is attached showing boundaries of the property and locations for parking and camping.

### Staff Comment:

Section 1.13.04 of the Land Use Code outlines requirements for a Temporary Assembly Permit. If granted, a bond will have to be filed with the Clerk of the Board. At the time of application an affidavit from the applicant is required that they intend to comply with all bonding requirements and deadlines as applicable. The insurance requirement of **\$500,000** does not have to be met at the time of application, but is a requirement at least **15-days before event**.

**The application addresses all of the required topics outlined in Section 1.13.**

**Noticing:** Legal notice shall be published in the newspaper at least seven (7) days prior to public hearing. Applicant shall send notice of public hearing by Certified Mail to registered owners of properties within 1,200 ft of subject property at least ten (10) days in advance of hearing.

**Criteria (1.13.05)**

After a public hearing, the Board of County Commissions may act on the application at a regularly scheduled public Board meeting. In acting on the application, the Board of County Commissioners shall consider all evidence whether presented orally or in writing and may act by resolution. If the Board of County Commissioners determines that the application is to be approved subject to the applicant fulfilling conditions placed on said approval, the Board shall so indicate by placing such conditions on the permit and endorsing the permit.

Land Use Department will notify applicant of any comments received from review agencies within 10 days of receipt and the applicant shall have an opportunity to modify the application to address any concerns from review agencies.

**Review Agencies notified on January 19, 2023:**

- Huerfano County Sheriff’s Office [brucenewman@bresnan.net](mailto:brucenewman@bresnan.net)
- Local Fire Protection District [fixitsammo@gmail.com](mailto:fixitsammo@gmail.com)
- Local County Health Department [rsykes@la-h-health.org](mailto:rsykes@la-h-health.org)
- Huerfano County Emergency Management Department [rwalsh@huerfano.us](mailto:rwalsh@huerfano.us)
- Colorado Division of Wildlife [mike.brown@state.co.us](mailto:mike.brown@state.co.us), [Joshua.Bonar@state.co.us](mailto:Joshua.Bonar@state.co.us)
- Huerfano County Building Department [cchamberlain@huerfano.us](mailto:cchamberlain@huerfano.us), [rsablich@huerfano.us](mailto:rsablich@huerfano.us)
- Huerfano County Finance Department [ktrujillo@huerfano.us](mailto:ktrujillo@huerfano.us)
- Huerfano County Public Works Department [dhribar@huerfano.us](mailto:dhribar@huerfano.us), [cbechaver@huerfano.us](mailto:cbechaver@huerfano.us)
- Huerfano County Road and Bridge Department [dhribar@huerfano.us](mailto:dhribar@huerfano.us)
- Huerfano County Hospital District [dmcgraw@sprhc.org](mailto:dmcgraw@sprhc.org)

**Staff Comment:**

As of February 24, 2023, comments were received from Parks and Wildlife regarding bear precautions. No other comments were received from review agencies or the public.

**Commission Action Options:**

1. **Approval** without any special conditions.
2. **Conditional** Approval with a description of the special conditions.
3. **Denial**, indicating for the record the reason(s) for such action.
4. **Continuation** until a future date to gather more information or obtain clarification or for any other relevant cause.

**Attachments**

1. Application materials
2. Comment from Colorado Parks and Wildlife

Huerfano County Land Use Department  
401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
(719) 738-3000 ext. 108



### GENERAL LAND USE APPLICATION

Application File No.: \_\_\_\_\_

#### 1. ACTION(S) REQUESTED:

- Conditional Use Permit Application
  - Conditional Use Application / Marijuana
  - Conditional Use Application / Oil, Gas or Uranium Exploration and/or Development
  - Rezoning
  - Variance
  - Subdivision Exemption
  - Plat Amendment
  - Plat Correction
  - Road Right-of-Way or Easement Vacation
  - Lot Consolidation
  - Other Actions (specify): \_\_\_\_\_
- Sign Permit
  - Temporary Use or Assembly Permit
  - H.B. 1041 Text Amendment
  - H.B. 1041 Development Permit
  - H.B. 1041 Flood Plain Exemption
  - Comprehensive Plan Text of Map Amendment
- PUD or non-PUD Subdivision Approval:**
- Sketch Plan
  - Preliminary Plan
  - Final Plat / Subdivision Improvement Agreement
  - Re-hearing of Denied Application

#### 2. APPLICATION STATUS (for County use only):

Date Application Received: \_\_\_\_\_ Application Fees Required: \_\_\_\_\_  
Received By: \_\_\_\_\_ Date Application Fees Paid: \_\_\_\_\_

#### 3. APPLICATION AND OWNER INFORMATION:

Name of Applicant: Hummingbird Ranch, LLC

Applicant's Mailing Address: 732 County Road 653; Rye, CO 81069

Applicant's Telephone and/or FAX: (970) 658-1050 office; (970) 222-9542

Applicant's E-Mail Address: jess@grieslaw.com

Name of Land Owner: Hummingbird Ranch, LLC

Land Owner's Mailing Address: 732 County Road 653; Rye, CO 81069

Land Owner's Telephone and/or FAX: (970) 658-1050 office; (970) 222-9542

#### 4. SUMMARY OF APPLICATION:

Land Area included within the scope of this Application: 360 Acres  Square Feet or  Acres

Parcel (Schedule) Number (Available from Assessor): 13483

Legal description of land on which action is proposed (please attach the legal description to this Application)

Existing Zoning District(s): AG

Proposed New District(s): N/A

Number of Existing Lots: N/A

Number of Proposed Lots: N/A

Number of Proposed Dwelling Units: N/A

Huerfano County Land Use Department  
401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
(719) 738-3000 ext. 108



### GENERAL LAND USE APPLICATION

Proposed Average Lot Size: Applicant does not believe that this section is applicable to this Application  
If a Variance Request, please state the reason for the Variance(s): \_\_\_\_\_

Is all or a portion of the subject land located in a potential flood plain area, or are there areas with slopes in excess of twenty percent (20%)?  YES  NO  
If YES, which of these conditions exist? \_\_\_\_\_

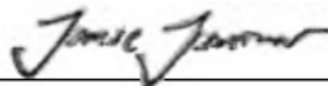
Value of proposed new development: \_\_\_\_\_  
Will the proposed project require any State or Federal permits?  YES  NO  
If YES, please list all permits or approvals required: \_\_\_\_\_

If a H.B. 1041 permit is required, for what matters of local concern and state interest? \_\_\_\_\_

Please list any additional pertinent information: \_\_\_\_\_

#### 5. CERTIFICATION BY THE APPLICANT:

I hereby certify that this Application is made with full knowledge of the design standards, all fees, procedures, public hearing and meeting requirements contained in the Huerfano County Land Use Regulations. Furthermore, I understand that all land use permits are non-transferable, unless specifically approved by the Huerfano County Board of County Commissioners. The Board of County Commissioners may impose permit transfer fees as it deems appropriate. I also understand that issuance of a permit does not relieve me of the requirement to comply with all federal, state, and local laws as well as all relevant subdivision regulations, declarations, and covenants. All documents submitted may be subject to internet publishing.

Signature of Applicant:  Date: 11/18/2022

Printed Name: Jamie Janover, Owner of Hummingbird Ranch, LLC

#### 6. ACTION (by the authorized permitting authority):

- Final Approval       Conditional Approval       Denial

Name \_\_\_\_\_ Signature \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_

**1.13.04 Application Requirements**

*A. The name, age, residence and mailing address of all persons required to sign the application and, in the case of a corporation, a certified copy of the articles of incorporation.*

The Application is signed by Jamie Janover, age 52, with a residential address of 732 County Road 653, Rye, CO and a mailing address of 732 County Road 653, Rye, CO 81069. A certified copy of the Hummingbird Ranch, LLC Articles of Organization are attached.

*B. The address and legal description of all property upon which the assembly is to be held, together with the name, residence and mailing address of the record owners of such property.*

The address and legal description is 732 County Road 653, Rye, CO 81069: (Township 25 South Range 67 West of the 6th PM. Section30: SW 1/4 SE1/4 Section 31: NE 1/4 SE 1/4, NW1/4 SE 1/4, NW 1/4 NE 1/4,SW 1/4 NE 1/4, E1/2 NE 1/4) and an adjacent parcel to the west (including 756 County Road 653, Rye, CO 81069). The record owner of the property is Hummingbird Ranch, LLC with a residential address of 732 County Road 653, Rye, CO and a mailing address of 732 County Road 653, Rye, CO 81069.

*C. A notarized statement by the record owners of such property consenting to such an assembly.*

LANDOWNER PERMISSION & APPLICANT AFFIDAVIT

I, James Janover, am the owner of Hummingbird Ranch, LLC, which in turn owns the properties slated to be used for a night of camping on June 14-15, 2023 and I hereby give notice of my consent to use my property. The properties include the main grounds at 732 County Road 653, Rye, CO 81069: (Township 25 South Range 67 West of the 6th PM. Section30: SW 1/4 SE1/4 Section 31: NE 1/4 SE 1/4, NW1/4 SE 1/4, NW 1/4 NE 1/4,SW 1/4 NE 1/4,E1/2 NE 1/4), two adjacent parcels to the west (including 756 County Road 653, Rye, CO 81069).

As the sole Member and President of Hummingbird Ranch, LLC, I affirm that the Application is accurate to the best of my knowledge and belief and that Hummingbird Ranch, LLC intends to comply with all bonding and insurance requirements and deadlines as applicable.

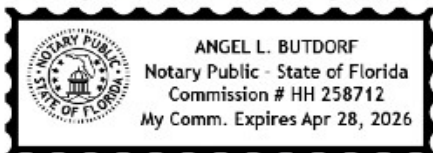
*James Janover*

James Janover

STATE OF Florida )  
 )  
COUNTY OF Highlands )

Subscribed, sworn to and acknowledged before me by James Janover, this 18th day of November, 2022.

Witness my hand and seal. My commission expires on April 28, 2026



*Angel L. Butdorf*

Notary Public  
Angel L Butdorf-Remote Online Notary Public

Signer(s), produced CO DL, as identification, along with multi-factor KBA authentication and was notarized online using audio/video recording.



*D. The nature and purpose of the assembly.*

Hummingbird Ranch, LLC plans to host a single night of camping on June 14, 2023 for people coming to the 2023 Sonic Bloom Festival, which begins the following day just as done the night prior to the 2022 Festival. Hummingbird Ranch, LLC makes this request to help mitigate the impact of the Festival on neighbors.

Since 2017, after consultation with and suggestions from Huerfano County officials, there has been a separate, non-festival (no music or other programming), night of camping before the Festival as a measure to spread out ingress traffic, mitigate the impact of traffic on Lascar Road and lessen the possibility of early arrivers camping out in unapproved spaces while waiting for the Festival gates to open on Thursday. Applicant continues to believe that this is a good idea and is willing to host this camping for a single night. Applicant will limit availability of the camping to people that are staying at the Ranch for the Festival. Hummingbird Ranch, LLC will contract with Sonic Bloom Festival, LLC to use the infrastructure that it is bringing in for its Event to be used for the camping night, including its systems to track the number of campers.

*E. The dates and hours during which the assembly is to be held.*

Wednesday June 14, 2023 at 10:00 AM to Thursday June 16 at noon.

*F. The maximum number of persons permitted to assemble at any time. 2,500*

*G. The maximum number of tickets to be sold, if any. 2,000*

*H. The plans of the applicant to limit the maximum number of people permitted to assemble.*

Applicant will contract with Festival to use its ticketing system and check-in system to track the number of people.

*I. The plans for supplying potable water including the source, number of locations, and method of distribution.*

Applicant will provide an adequate and safe supply of portable water from multiple free water stations accessible from the campgrounds. Applicant will contract with Festival to monitor water supplies to insure that ample supplies of free water are available to attendees at all times. All of our drinking water will come from an approved public supply, be transported by a licensed potable water hauler and will meet Colorado Department of Health requirements. There will be infrastructure on-site to provide water to an assembly many times the size of what is requested in this Application.

*J. The plans for holding, collecting and disposing of solid waste material.*

Waste will be collected at multiple stations with separate containers for trash and recycling. These stations are serviced by a dedicated staff that empties the bins at the stations into large roll-off dumpsters. This system will be able to handle solid waster generation in excess of 2.5 lbs. of refuse per person per day. There will be many times the required number of port-a-lets for a gathering of this size in the campgrounds, including ADA compliant units and a hand-wash station for every four toilets. The ports will be serviced regularly.

*K. The plans to provide for medical facilities, including the locations and construction of a structure, the names, addresses and hours of availability of medical technologists and nurses and provisions for emergency ambulance service.*

We will contract with the Festival to staff their medical tent with the requisite number of EMTs, paramedics and, if more than a thousand persons are camping, nurse(s) as required by the regulations. Applicant will provide standby ambulance service and a professional tent where treatment can be rendered.

*L. The plans, if any, to illuminate the location of the assembly, including the source and amount of power and the location of lamps.*

Applicant will use ambient lighting to illuminate pedestrian walkways and generator based light towers to illuminate parking and work areas. Applicant will be mindful of Dark Sky principles and will make efforts to shade and direct light downward and reduce intensity when bright light is not necessary.

*M. The plans for parking vehicles, including size and location of lots, points of highway access and interior roads, including routes between highway access and parking lots.*

Patrons access the site by exiting I-25 at Exit 64 (Lascar Road), heading west to the box office area to be processed, then continuing west on Lascar Road to CR652 for a short stretch and then onto CR653 which terminates inside Hummingbird Ranch. There are various internal roads that are used by patrons to reach their designated parking and/or camping areas.

*N. The plans for communication, including the source, amount and location of communication equipment.*

Medical and security teams will be in contact with one another and the Applicant by 16-channel radios. Cell phone coverage is available at the site and Applicant has a land-line as a redundant measure to reach emergency services if need be.

*O. The plans for camping facilities, if any.*

There will be tent camping, "car-camping" (where people pitch their tent in proximity to their vehicle) and RV camping. The campgrounds will have potable toilets, hand-wash stations, free potable water and trash disposal stations.

*P. The plans for fire protection.*

Applicant will comply with the restrictions found in any County Fire Ban or similar order that may be in effect at the time of the Event. Regardless of Fire Ban status, there will be no campfires or open flame allowed.

A. Applicant plans to hire a private pump truck or trailer that could respond to a fire at the incipient stage.

B. If conditions so demand, deploy a water truck to wet campgrounds and parking lots just before they are utilized to mitigate against any vehicle ignition sources if conditions merit the same.

C. Equip security golf carts with extinguishers.

*Q. The plans for security, including the number of guards, their deployment and their names, addresses, credentials and hours of availability; description of peer group control, if any.*

Battle Tested Security, a veteran-owned Denver-licensed security company, will provide security in numbers that exceed those required by the regulations. To be scaled based on the number of people in attendance.

*R. The plans for sound control and sound amplification, if any, including number, location and power of amplifiers and speakers.*

Wednesday night is camping only, THERE IS NO MUSIC OR OTHER PROGRAMMING.

*S. If applicable: plans for meeting County health standards for food concessions and concessionaires who will be allowed to operate on the grounds, including the names and addresses of all concessionaires and their license or permit numbers.*

Campers are expected to provide their own food. There are no concessionaires.

*T. The plans, if any, for electrical systems.*

Lighting will be powered by portable generators.

*U. The plans to insure that trees, underbrush, large rocks and other natural features shall be left intact and undisturbed; that natural vegetative cover shall be retained, protected and maintained so as to facilitate drainage, prevent erosion and preserve the scenic attributes; and that the location of the site be maintained in a manner so as to abate dust.*

The camping and associated vehicle and foot traffic has not been observed to impact trees, underbrush, large rocks and other natural features. The County is planning work on the roads leading to the Ranch that include mag-chloride for dust abatement.

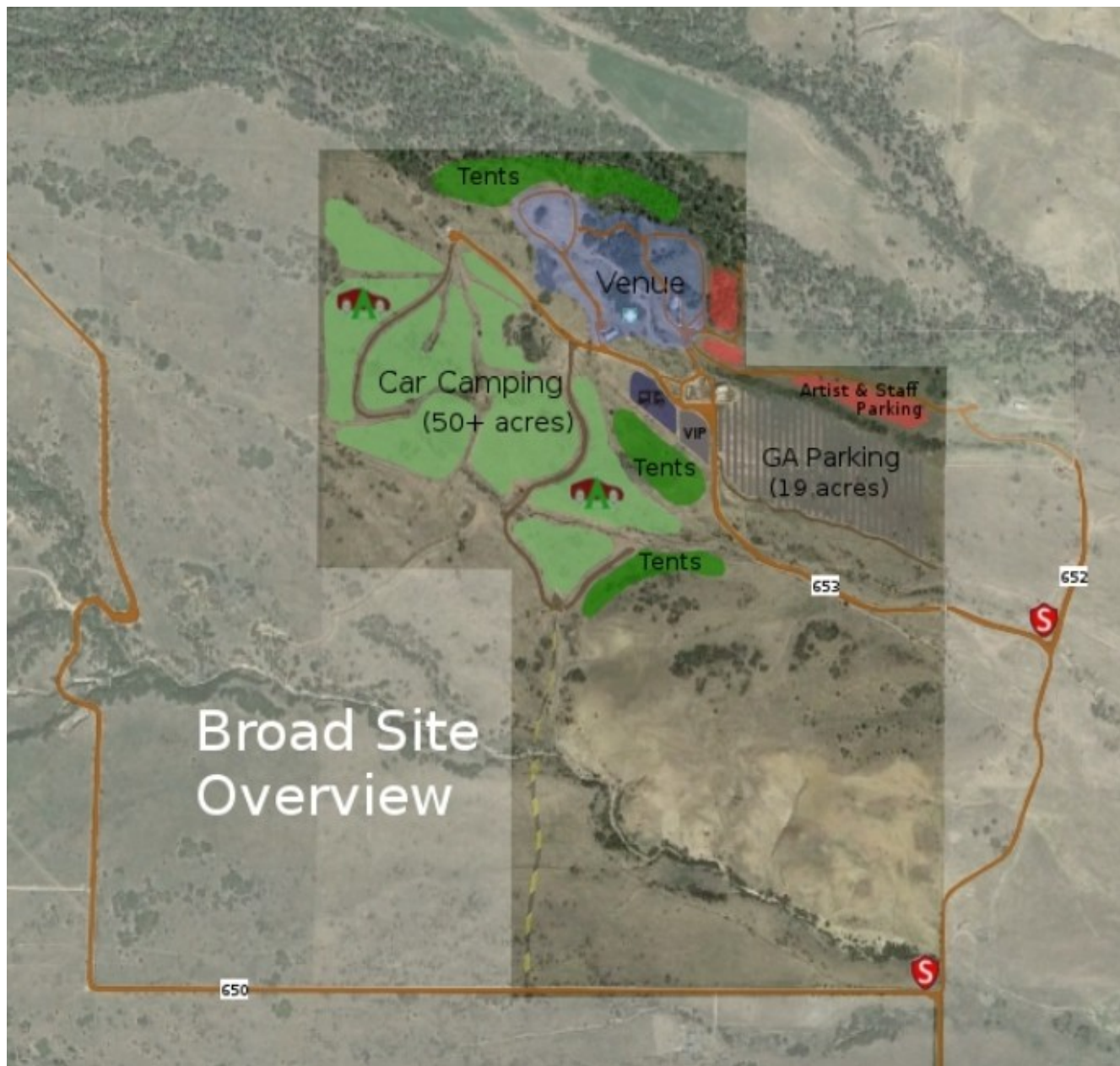
*V. An affidavit from the applicant stating that they intend to comply with all bonding and insurance requirements and deadlines as applicable.*

Please see the "Landowner Permission & Applicant Affidavit" above. Applicant will contract with Festival to be covered for the night of camping under Festival's Insurance and Bond.

*W. The permit fee as outlined in Sec. 11, which shall not be refundable even if the permit is not granted.*

Applicant will pay the fee as directed by the Land Use Department.

X. A legible plot plan at an appropriate scale and level of detail.



Location: 732 County Road 653; Rye, CO  
(Hummingbird Ranch is lightly shaded area, approximately three hundred sixty acres)  
(Applicant will use a small portion of the green shaded areas for June 15 camping)

## ARTICLES OF ORGANIZATION



Colorado Secretary of State  
Date and Time: 10/29/2015 05:28 PM  
ID Number: 20151703850  
Document number: 20151703850  
Amount Paid: \$50.00

Document must be filed electronically.  
Paper documents are not accepted.  
Fees & forms are subject to change.  
For more information or to print copies  
of filed documents, visit [www.sos.state.co.us](http://www.sos.state.co.us).

ABOVE SPACE FOR OFFICE USE ONLY

**Articles of Organization**

filed pursuant to § 7-80-203 and § 7-80-204 of the Colorado Revised Statutes (C.R.S.)

1. The domestic entity name of the limited liability company is

Hummingbird Ranch, LLC

*(The name of a limited liability company must contain the term or abbreviation "limited liability company", "Ltd. liability company", "limited liability co.", "Ltd. liability co.", "limited", "L.L.C.", "llc", or "Ltd.". See §7-90-601, C.R.S.)*

*(Caution: The use of certain terms or abbreviations are restricted by law. Read instructions for more information.)*

2. The principal office address of the limited liability company's initial principal office is

Street address

942 Westview Dr

*(Street number and name)*

Boulder

*(City)*

CO

*(State)*

80303

*(ZIP/Postal Code)*

United States

*(Province - if applicable)*

*(Country)*

Mailing address

*(leave blank if same as street address)*

*(Street number and name or Post Office Box information)*

*(City)*

*(State)*

*(ZIP/Postal Code)*

*(Province - if applicable)*

*(Country)*

3. The registered agent name and registered agent address of the limited liability company's initial registered agent are

Name

*(if an individual)*

Gries

*(Last)*

Jess

*(First)*

*(Middle)*

*(Suffix)*

or

*(if an entity)*

*(Caution: Do not provide both an individual and an entity name.)*

Street address

633 1/2 S. College Ave.

*(Street number and name)*

Fort Collins

*(City)*

CO

*(State)*

80524

*(ZIP Code)*

Mailing address

*(leave blank if same as street address)*

*(Street number and name or Post Office Box information)*

\_\_\_\_\_  
(City) CO \_\_\_\_\_  
(State) (ZIP Code)

(The following statement is adopted by marking the box.)

The person appointed as registered agent has consented to being so appointed.

4. The true name and mailing address of the person forming the limited liability company are

Name  
(if an individual) Janover Jamie  
(Last) (First) (Middle) (Suffix)

or  
(if an entity)  
(Caution: Do not provide both an individual and an entity name.)  
\_\_\_\_\_

Mailing address 942 Westview Dr  
(Street number and name or Post Office Box information)  
\_\_\_\_\_  
Boulder CO 80524  
(City) (State) (ZIP/Postal Code)  
\_\_\_\_\_  
United States  
(Province - if applicable) (Country)

(If the following statement applies, adopt the statement by marking the box and include an attachment.)

The limited liability company has one or more additional persons forming the limited liability company and the name and mailing address of each such person are stated in an attachment.

5. The management of the limited liability company is vested in  
(Mark the applicable box.)

- one or more managers.
- or
- the members.

6. (The following statement is adopted by marking the box.)

There is at least one member of the limited liability company.

7. (If the following statement applies, adopt the statement by marking the box and include an attachment.)

This document contains additional information as provided by law.

8. (Caution: Leave blank if the document does not have a delayed effective date. Stating a delayed effective date has significant legal consequences. Read instructions before entering a date.)

(If the following statement applies, adopt the statement by entering a date and, if applicable, time using the required format.)

The delayed effective date and, if applicable, time of this document is/are \_\_\_\_\_  
(mm/dd/yyyy hour:minute am/pm)

Notice:

Causing this document to be delivered to the Secretary of State for filing shall constitute the affirmation or acknowledgment of each individual causing such delivery, under penalties of perjury, that the document is the individual's act and deed, or that the individual in good faith believes the document is the act and deed of the person on whose behalf the individual is causing the document to be delivered for filing, taken in conformity with the requirements of part 3 of article 90 of title 7, C.R.S., the constituent documents, and the organic statutes, and that the individual in good faith believes the facts stated in the document are true and the document complies with the requirements of that Part, the constituent documents, and the organic statutes.

This perjury notice applies to each individual who causes this document to be delivered to the Secretary of State, whether or not such individual is named in the document as one who has caused it to be delivered.

9. The true name and mailing address of the individual causing the document to be delivered for filing are

Gries	Jess		
<small>(Last)</small>	<small>(First)</small>	<small>(Middle)</small>	<small>(Suffix)</small>
633 1/2 S. College Ave			
<small>(Street number and name or Post Office Box information)</small>			
Fort Collins		CO	80524
<small>(City)</small>	<small>(State)</small>	<small>(ZIP/Postal Code)</small>	
<small>(Province - if applicable)</small>	United States		
	<small>(Country)</small>		

*(If the following statement applies, adopt the statement by marking the box and include an attachment.)*

- This document contains the true name and mailing address of one or more additional individuals causing the document to be delivered for filing.

**Disclaimer:**

This form/cover sheet, and any related instructions, are not intended to provide legal, business or tax advice, and are furnished without representation or warranty. While this form/cover sheet is believed to satisfy minimum legal requirements as of its revision date, compliance with applicable law, as the same may be amended from time to time, remains the responsibility of the user of this form/cover sheet. Questions should be addressed to the user's legal, business or tax advisor(s).





# COLORADO

## Parks and Wildlife

Department of Natural Resources

Pueblo Service Center  
600 Pueblo Reservoir Road  
Pueblo, CO 81005  
P 719.561.5300 | F 719.561.5321

To Whom It May Concern:

Thank you for the opportunity to comment on this application regarding the Hummingbird Ranch & Sonic Bloom Festival. The Hummingbird ranch is located in a geographical area that houses a healthy black bear population and experiences annual black bear activity. Based on the application, there is potential to have approximately 2,000 individuals camping on the landscape for an additional day. Even for a limited time, this will lengthen the exposure of attractants to black bears. The goal is to have those camping on the ranch to be bear aware to ensure human/bear safety.

To eliminate this concern, I recommend using bear proof trashcans/dumpsters at the campsites as well as throughout the festival. It is crucial to convey to campers that they need to store attractants safely. Attractants include food, beverages & toiletries. Safe storage includes airtight containers locked inside the trunk of a vehicle. Campers need to keep their camp clean and avoid placing attractants inside their tent. Advise campers not to leave coolers or boxes of food outside & unattended. Last of all, instruct campers to always lock their vehicle and close all the windows.

I also recommend posting signs throughout the venue including the camping areas that highlight tips to reduce bear conflict and successfully camp in bear country. Colorado Parks & Wildlife have sufficient signage that can be provided with advanced notice. This will help those attending the festival to reduce black bear attractants and potential conflict.

If you have any questions, or I can be of further assistance, please do not hesitate to contact me.

Sincerely,

Cody Purcell  
District Wildlife Manager-Colorado City/Rye  
Colorado Parks & Wildlife  
(719) 424-2106  
cody.purcell@state.co.us





Huerfano County Planning Commission  
Staff Report – Permit #23-01 Plat Amendment BH2  
Meeting Type – Recommendation  
Plat Amendment on Tract 6, Panadero Filing #3 (1218703)

Meeting Date: January 10, 2023

**Request**

With this Application BH2 Land Surveying LLC., on behalf of Todd D. and Sandra R. Houseman, (the Applicant) requests the following:

Plat Amendment pursuant to LUR Section §2.14 to split Tract 6 in Panadero Filing #3 into two parcels. Tract 6 is currently 9.17 acres, and the proposed amendment would create one 6.5 acre parcel and one 2.67 acre parcel. The site is located on Tract 6, Panadero Filing #3 (Parcel Number 1218703).

The subject property is zoned Urbanizing Residential (UR). Minimum lot size in this zone is ½ - acre. Zoning standards for this district are set forth in LUR Section §1.03.

**Site Map**

See attached.

**Code References**

The following Code Sections are pertinent to this request:

§ 2.14 – Plat Amendment

**Application Materials Required for a Plat Amendment:** Proof of ownership; approved and recorded final plat along with proposed amendments; narrative statement explaining why proposed changes should be approved by the Planning Commission and BOCC.

**Application Materials:** Staff finds materials provided to be complete.

**Background**

This application, along with all required attachments were received on January 3, 2023. Application Fees have been received by the County. Staff has determined the application to be complete.

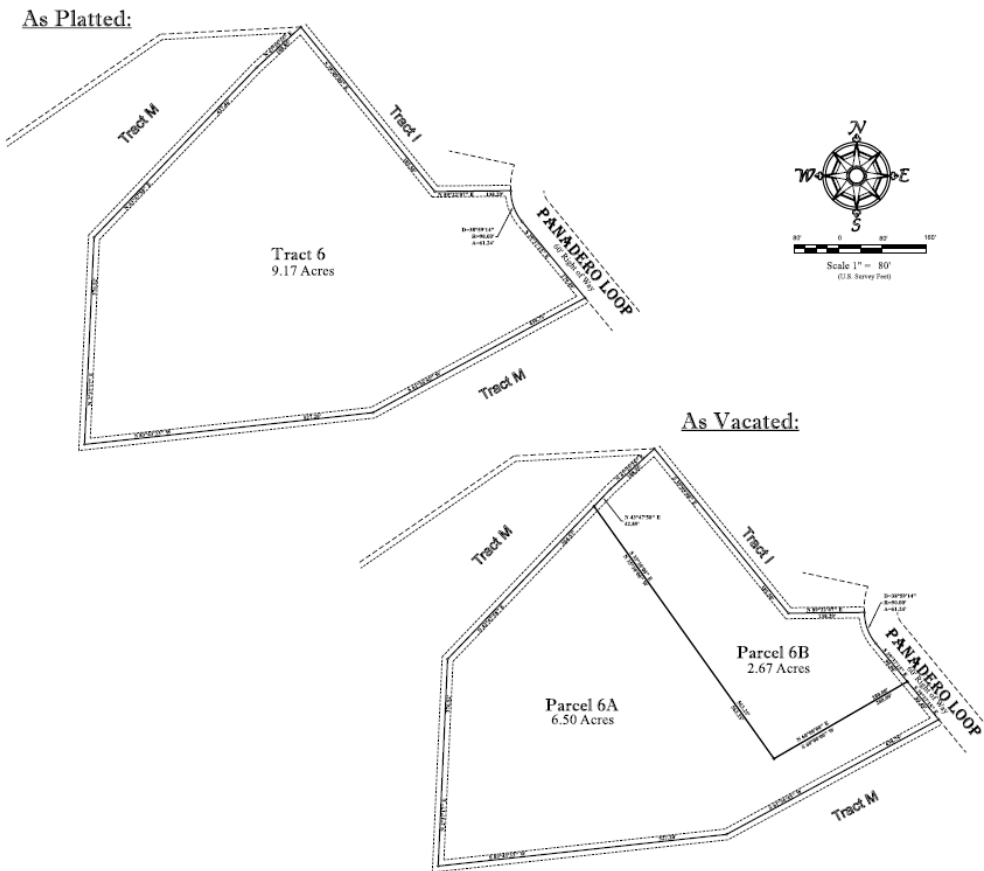
**Property History:** The property is currently vacant. Tract 6 was part of the 1983 Panadero #3 filing. In the 1996 Master Plan for Panadero, Tract 6 was platted as lots 139 – 164. In 1996, the there was a settlement agreement reached between the property owner and the Panadero POA which restricted Tract 6 to single family lots not less

than 1/3 acre with a minimum house size of 2,000 sf and a rear yard setback of 60 ft (Reception #336085: Case no. 96 CV 46, Patricia J. Concannon vs. Panadero Property Owners Association, Ski Cuchara L.P., and Cuchara, L.C., filed December 2, 1996). The Settlement Agreement was amended in 2005 (Reception #368026) with regard to water the reconveyance of water storage tank property and water line easement.

**Legal Description:** TRACT 6 PANADERO DEV FIL #3

**References:** 371-619 379-778-TO-783, 394-288-TO-313 394-703-713 398-429-432 406-679-TO-683, 406-713-714-715-716-717 329792 388699 389279 389280, 399668 405145 405153

**Proposal:** Applicant proposes to split off a portion of Tract 6 to form a parcel approximately 2.67 acres, more or less, to create two parcels, one for owners to keep and the other to be sold.



**Eligibility for a Plat Amendment: (2.14)** Minor changes that do not include modifications which significantly alter the intended land uses, density, number of lots, circulation system, drainage easements, dedicated land or encompass more than 25% of land included within a recorded subdivision. Scope can include adjustment of lot lines, replatting of lots, reconfiguration of dedicated streets and easements and reserved sites.

**2.14.03 Criteria for Action on a Plat Amendment Application**

All actions by the Planning Commission in reviewing and making recommendations on an application to amend an approved and recorded plat and by the Board of County Commissioners in approving or disapproving such applications shall be based in general upon the provisions of these regulations and specifically on the following

**criteria:**

- 1 That the proposed amendment meets the qualifications stated herein for a minor change to the approved and recorded plat.
- 2 That the proposed amendment would be consistent with all other provisions of these regulations and would not cause significant hardship or inconvenience for adjacent or neighboring land owners or tenants.
- 3 That the proposed amendment would be beneficial to the public health, safety or welfare of County residents.

**Analysis**

The Planning Commission shall decide whether the proposed changes qualify for a Plat Amendment or if the Applicant should be required to apply for a Subdivision (see eligibility above).

The applicant did not discuss intended future development plans for the two proposed lots. Commissioners should consider how the terms for Tract 6 set out in the settlement agreement transfer to newly created parcels.

Survey states As Platted and As Vacated. This is a typo, and should read As Amended.

**Referral Comments**

Referral Agencies have not yet been contacted. Potential agencies to contact:

Panadero POA, Cuchara Sanitation and Water, La Veta Fire Protection District, La Veta RE2 School District. San Isabel Electric,

**Staff Comment**

Staff sees no potential problems or conflicts arising from this proposal. It may be helpful if survey were to include notes that reference any restrictions or permissions that run with these parcels.

The Planning Commission reviewed this case on Jan. 12, 2023 and recommended that it be sent to referral agencies prior to making a recommendation. Referral agencies were contacted on Jan. 12.

On February 23, 2023, no comments had been received from referral agencies and the Planning Commission reviewed the application and recommended approval with no conditions other than those imposed by Settlement Agreement in Case No. 96 CV 46, Reception No. 326860.

**Note: Plat Amendments do not require a public hearing. The Commission should make a recommendation to send to the BOCC.**

**Commission Action Options:**

1. **Approval** without any special conditions.
2. **Conditional** Approval with a description of the special conditions.
3. **Denial**, indicating for the record the reason(s) for such action.
4. **Continuation** until a future date to gather more information or obtain clarification or for any other relevant cause.

**Enclosures**

- Application Materials
- Settlement Agreement

Huerfano County Land Use Department  
401 Main Street, Suite 340, Attn: Land Use  
Walsenburg, Colorado 81089  
719-738-1220 ext. 103



### GENERAL LAND USE APPLICATION

Application File No.: 23-01  
Date Received: 01/03/23  
Received by: Tallman  
Fees due: \$159 Date Paid \_\_\_\_\_

#### 1. ACTION(S) REQUESTED:

- Conditional Use Permit
  - Conditional Use Permit / Marijuana
  - Conditional Use Permit/ Oil, Gas or Uranium Exploration and/or Development
  - Rezoning
  - Variance
  - Subdivision Exemption
  - Plat Amendment
  - Lot Consolidation
  - Plat Correction
  - Right-of-Way or Easement Vacation
  - Other Actions (specify): \_\_\_\_\_
- Sign Permit
  - Temporary Use Permit
  - H.B. 1041 Text Amendment
  - H.B. 1041 Development Permit
  - H.B. 1041 Flood Plain Exemption
- PUD and Subdivisions:
- Sketch Plan
  - Preliminary Plan
  - Final Plat / Subdivision Improvement Agreement
  - Appeal of Denied Application

#### 2. APPLICANT AND OWNER INFORMATION:

Applicant Name: BH<sup>2</sup> Land Surveying, LLC., William Bechaver  
 Applicant's Mailing Address: PO Box 20399, Colorado City CO 81019  
 Applicant's Telephone: 719-676-2072 Email: bh2@gmail.com  
 Name of Land Owner: Todd and Sandra Houseman  
 Land Owner's Mailing Address: 2000 Burr Parkway, Dodge City, KS 67801  
 Land Owner's Telephone: \_\_\_\_\_ Email: toddh@unitedtelcom.com

#### 3. PERMIT DETAILS:

Detailed project description/Scope of Work: Split off a parcel to create two parcels within Tract i.e. Panadero Development, Filing No 3.

Parcel Area: 9.17± Acres; Zoning District(s): UR  
 Parcel/Schedule Number(s): 1218703  
 Parcel Address (optional): \_\_\_\_\_  
 Current/Proposed Land use (see §1.05 of the Land Use Code): \_\_\_\_\_

# GENERAL LAND USE APPLICATION

If project is in an HOA, HOA name: Panadero Development, Filing No. 3

If a Variance Request, please state the reason for the Variance(s): \_\_\_\_\_  
\_\_\_\_\_

Is all or a portion of the subject land located in a 100-year flood plain area (see FEMA floodplain map), or are there areas with slopes in excess of twenty percent (20%)?  YES  NO  NOT SURE

If YES, describe existing conditions: \_\_\_\_\_  
\_\_\_\_\_

Value of proposed project: \_\_\_\_\_

Will the proposed project require any State or Federal permits?  YES  NO

If YES, please list all permits or approvals required: \_\_\_\_\_  
\_\_\_\_\_

Additional pertinent information: \_\_\_\_\_  
\_\_\_\_\_

If a H.B. 1041 permit is required, for what matters of local concern and state interest? \_\_\_\_\_  
\_\_\_\_\_

### 4. CERTIFICATION BY THE APPLICANT:

I hereby certify that this Application is made with full knowledge of the design standards, all fees, procedures, public hearing and meeting requirements contained in the Huerfano County Land Use Regulations. Furthermore, I understand that all conditional use permits are non-transferrable, unless specifically approved by the Huerfano County Board of County Commissioners. The Board of County Commissioners may impose permit transfer fees as it deems appropriate. All documents submitted may be subject to internet publishing.

Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

Printed name: \_\_\_\_\_

### 5. ACTION (by the authorized permitting authority):

- Final Approval
- Conditional Approval
- Denial

Name \_\_\_\_\_ Signature \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_

Comments \_\_\_\_\_



**BH<sup>2</sup> LAND SURVEYING, LLC**

P.O. Box 20399  
Colorado City, CO 81019  
Phone: 719-676-2072  
Email: bh2@ghvalley.net

**LETTER OF REQUEST**

**Map Amendment**

**Tract 6, Panadero Development Filing No. 3**

January 2, 2023

**Owner/Owners:** Todd D. Houseman and Sandra R. Houseman

**Owners Representative:** BH2 Land Surveying, LLC.,  
P.O. Box 20399, Colorado City, CO,  
719-676-2072

**Current Zoning:** Urban Residential

**Proposed Zoning:** No Change.

**Request and reason for the Plat Amendment:** To split off a portion of Tract 6 to form a parcel approximately 2.67 acres more or less. To create two parcels one for owners to keep and the other to be sold.

**Legal Description:** Tract 6, Panadero Development Filing No. 3, County of Huerfano, State of Colorado Parcel No. 1218703

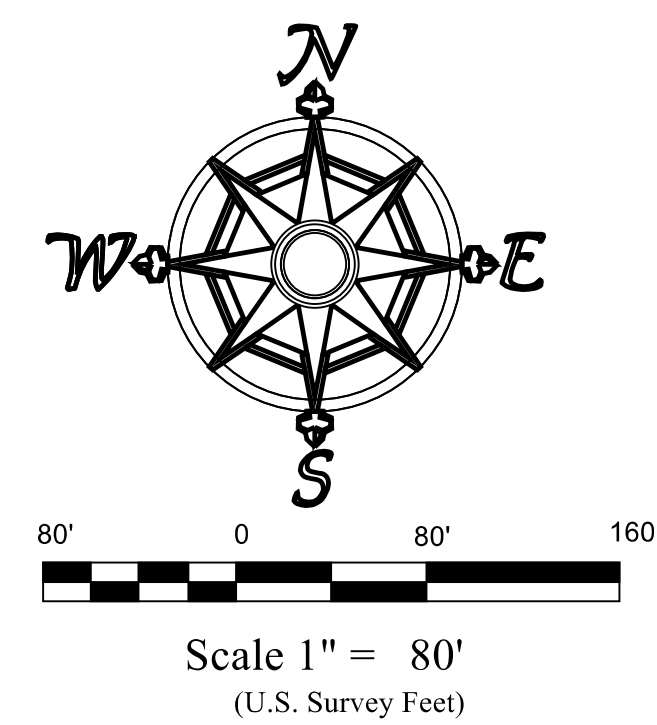
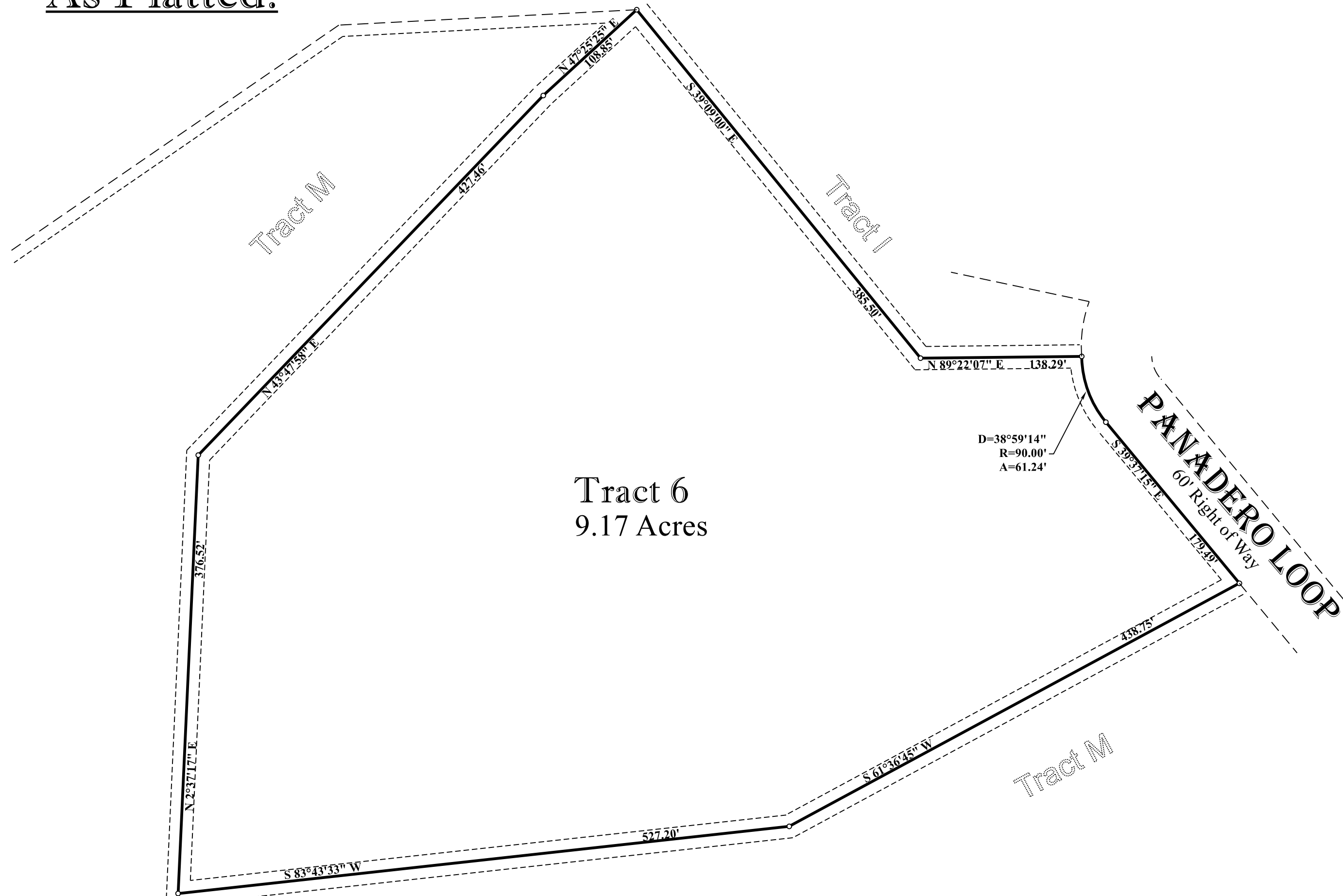
**Existing Facilities:** Cuchara Sanitation and Water District, and San Isabel Electric

**Existing Structures:** None.

Sincerely,

William S. Bechaver  
BH2 Land Surveying, LLC

As Platted:



# MAP AMENDMENT

TRACT 6, PANADERO DEVELOPMENT NO. 3  
COUNTY OF HUERFANO, STATE OF COLORADO

**LEGAL DESCRIPTION PARCEL 6A:**

A Parcel of land located in a portion of Tract 6, Panadero Development Filing No. 3, County of Huerfano, State of Colorado, being more particularly described as follows:

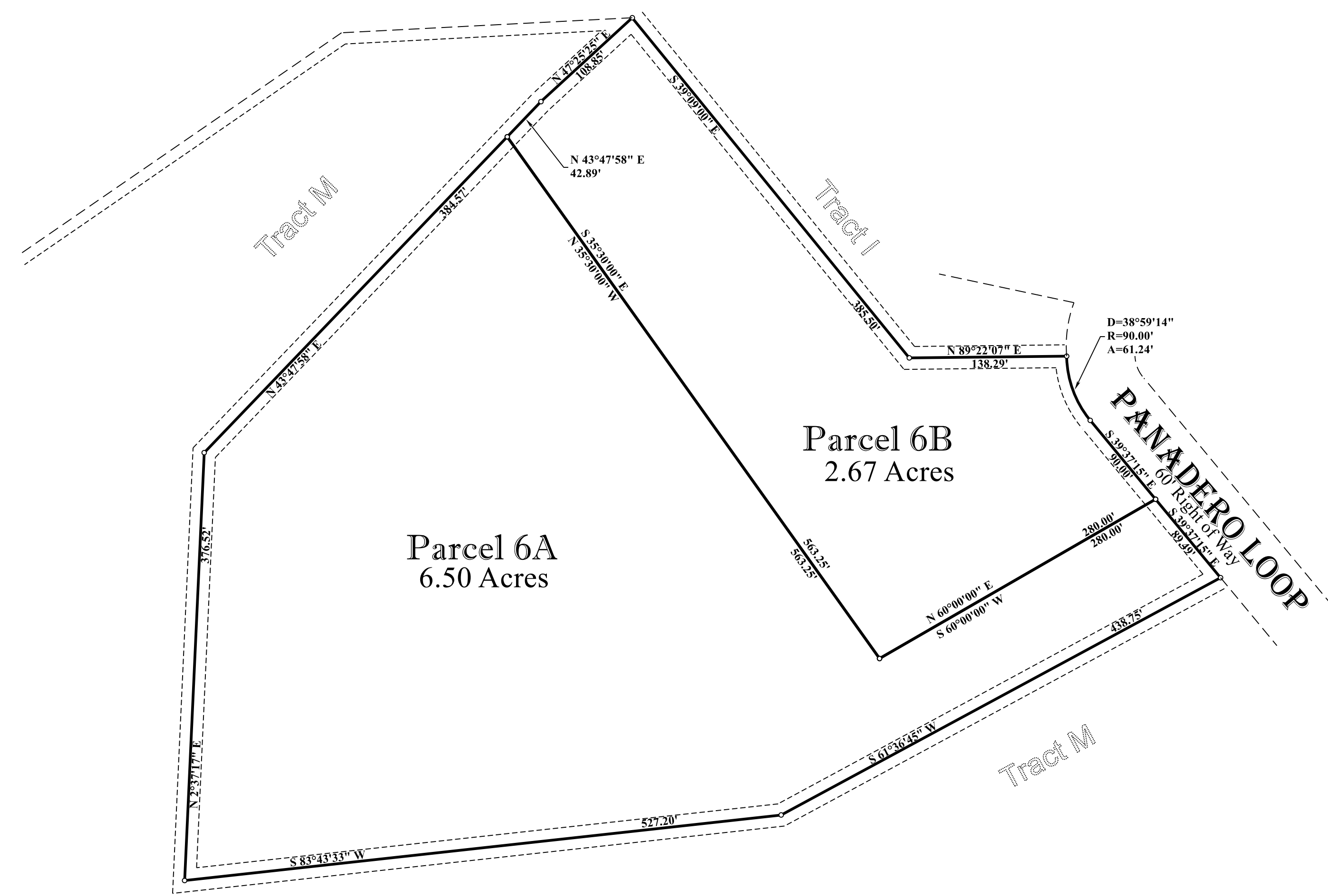
Beginning at the Southeast corner of Tract 6, Thence S 61° 36' 45" W along the South line of said Tract 6, a distance of 438.75 feet; Thence S 83° 43' 33" W along the South line of said Tract 6, for a distance of 527.20 feet; Thence N 2° 37' 17" E along the East line of said Tract 6, for a distance of 376.52 feet; Thence N 43° 47' 58" E along the Northerly line of said Tract 6, for a distance of 384.57 feet; Thence S 35° 30' 00" E, for a distance of 563.25 feet; Thence N 60° 00' 00" E, for a distance of 280.00 feet to the Westerly right of way line of Panadero Loop; Thence S 39° 37' 15" E along the Westerly right of way line of Panadero Loop, for a distance of 89.49 feet to the Point of Beginning. Being 6.50 Acres more or less.

**LEGAL DESCRIPTION PARCEL 6B:**

A Parcel of land located in a portion of Tract 6, Panadero Development Filing No. 3, County of Huerfano, State of Colorado, being more particularly described as follows:

Beginning at the furthest North corner of Tract 6; Thence S 39° 09' 00" E along the East line of said Tract 6, a distance of 385.50 feet; Thence N 89° 22' 07" E, for a distance of 138.29 feet to the Westerly right of way of Panadero Loop, Thence on an arc of the curve to the left through a central angle of 38° 59' 14", whose radius is 90.00 feet and an arc length of 61.24 feet; Thence S 39° 37' 15" W along said right of way line, a distance of 90.00 feet; Thence S 60° 00' 00" W, a distance of 280.00 feet; Thence N 35° 30' 00" W, a distance of 132.77 feet to the North line of said Tract 6; Thence N 43° 47' 58" E along said North line, a distance of 42.89 feet, Thence N 47° 25' 25" E along said North line, for a distance of 108.85 feet to the Point of Beginning. Being 2.67 Acres more or less.

As Vacated:



This is to Certify that this Map Amendment Plat, is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_ 2023, by the Board of County Commissioners, County of Huerfano, State of Colorado.

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Chairperson of the Board

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Attest: Clerk of the Board

SURVEYORS CERTIFICATION: I, William S. Bechaver, a Professional Land Surveyor registered in the State of Colorado, hereby certify to Todd D. Houseman and Sandra R. Houseman, that this Map Amendment is not based upon an actual field survey conducted by me or under my responsible charge, but was prepared using information shown on the Plat of Panadero Development Filing No. 3, filed for record at the Huerfano County Clerk and Recorder. The property within this Map Amendment may or may not be presently monumented and if it is monumented I have not confirmed that the property pins are accurately located.

By: William S. Bechaver, PLS. 38103  
BH<sup>2</sup> Land Surveying, LLC  
Colorado City, Colorado

Note: All Lot Line 10 feet each side to serve as Utility and Drainage Easement, except as noted.

**BH<sup>2</sup> LAND SURVEYING**  
P.O. Box 20399, Colorado City, CO 81019  
Phone: 719-676-2072  
Email: bh2@ghvalley.net

Scale 1" = 80'	Date: 1-2-2023	Drawn By: WSB
	Sheet 1/1	Job No. 2022-299



400140  
Page 1 of 1  
Nancy C. Cruz, Clerk & Recorder  
Huerfano County, CO RP \$0.00  
01-21-2016 01:51 PM Recording Fee \$11.00

*Re-Record to Add Legal*

**WARRANTY DEED**

THIS DEED is dated the 19 day of Jan 2016  
and is made between

CALVIN W. SANDBECK and KAREN M. SANDBECK  
(whether one, or more than one), the "Grantor" of the County of  
HUERFANO and State of CO and

405153  
Page 1 of 2  
Nancy C. Cruz, Clerk & Recorder  
Huerfano County, CO RP \$0.00  
01-22-2016 08:50 AM Recording Fee \$16.00

TODD D. HOUSEMAN and SANDY R. HOUSEMAN  
the "Grantees", whose legal address is 518 BRECKENRIDGE RD,  
DODGE CITY, KS 67801 of the County of \_\_\_\_\_ and State of KS

WITNESS, that the Grantor, for and in consideration of the sum of ( \$158,000.00 ) One Hundred Fifty Eight Thousand Dollars and No Cents, the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, conveys and confirms unto the Grantees and the Grantees' heirs and assigns forever, not in tenancy in common but in joint tenancy, all the real property together with any improvements thereon, located in the County of Huerfano and State of Colorado described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

also known by street and number as: TBD PANADERO Avenue, CUCHARA, CO 81055

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances;

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantees, and the Grantees' heirs and assigns forever.

The Grantor, for the Grantor and the Grantor's heirs and assigns, does covenant, grant, bargain, and agree to and with the Grantees, and the Grantees' heirs and assigns; that at the time of the ensembling and delivery of these presents, the Grantor is well seized of the premises above described; has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, and in fee simple; and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid; and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except and subject to:

RESERVATIONS, RESTRICTIONS AND EASEMENTS RECORDED AT MAP 264, BOOK 333, PAGE 842, BOOK 362, PAGE 1111, RECEPTION NO. 379076, 388092, 402111, BOOK 364, PAGE 380, RECEPTION 389209, 398757, BOOK 373, PAGE 319, RECEPTION NO. 373, PAGE 318, BOOK 379, PAGE 485, RECEPTION NO. 331940, 336085, 337888, 334227 AND 368026

And the Grantor shall and will WARRANT AND FOREVER DEFEND the above described premises, in the quiet and peaceable possession of the Grantees, and the heirs and assigns of the Grantees, against all and every person or persons lawfully claiming the whole or any part thereof.

IN WITNESS WHEREOF, the Grantor, has executed this deed on the date set forth above.

Calvin W. Sandbeck Karen M. Sandbeck  
CALVIN W. SANDBECK KAREN M. SANDBECK

State of Colorado  
County of Huerfano

The foregoing instrument was acknowledged before me this 19 day of Jan 2016 by  
CALVIN W. SANDBECK and KAREN M. SANDBECK.

Witness my hand and official seal.

Sandra J. Dotter  
Notary Public:  
My commission expires: \_\_\_\_\_

SANDRA J. DOTTER  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 19924016547  
MY COMMISSION EXPIRES 12/30/2016

EXHIBIT "A"

FILE NO. 32821

Parcel A: Tract M 1, Panadero Filing No. 3, more particularly described as follows: Township 31 South, Range 66 West of the 6th P.M.:

A parcel of land located in Sections 16 and 17; Beginning at the Southerly most Corner of Tract M; the True Point of Beginning; Thence on the arc of a curve to the right, through a central angle of 09-41-15, whose radius is 180.00 feet, a distance of 30.43 feet; Thence N 78-19-45 E a distance of 219.65 feet; Thence on the arc of a curve to the right, through a central angle of 09-37-15, whose radius is 120.00 feet, a distance of 12.05 feet; Thence N 83-07-15 E a distance of 665.59 feet; Thence on the arc of a curve to the left, through a central angle of 21-30-30, whose radius is 120.00 feet, a distance of 45.05 feet; Thence N 81-36-45 E a distance of 430.45 feet; Thence on the arc of a curve to the left, through a central angle of 101-14-00, whose radius is 20.00 feet, a distance of 35.34 feet; Thence N 39-37-14 W, a distance of 77.58 feet; Thence S 61-36-45 W, a distance of 438.75 feet; Thence S 83-43-33 W, a distance of 527.20 feet; Thence N 02-37-17 E, a distance of 376.52 feet; Thence S 43-47-58 W a distance of 149.98 feet; Thence S 08-52-45 E, a distance of 157.58 feet; Thence S 83-07-15 W a distance of 97.16 feet; Thence on the arc of a curve to the left, through a central angle of 09-37-15, whose radius is 120.00 feet, a distance of 20.15 feet; Thence S 73-30-00 W a distance of 270.63 feet; Thence on the arc of a curve to the left, through a central angle of 12-52-59, whose radius is 120.76 feet, a distance of 26.22 feet; to the true point of beginning, County of Huerfano, State of Colorado

Parcel B: Tract 6, Panadero Filing No. 3, County of Huerfano, State of Colorado

ACCORDING TO THE RECORDS OF THE CLERK AND RECORDER FOR HUERFANO COUNTY, COLORADO.

UNOFFICIAL DOCUMENT

To whom it may concern:

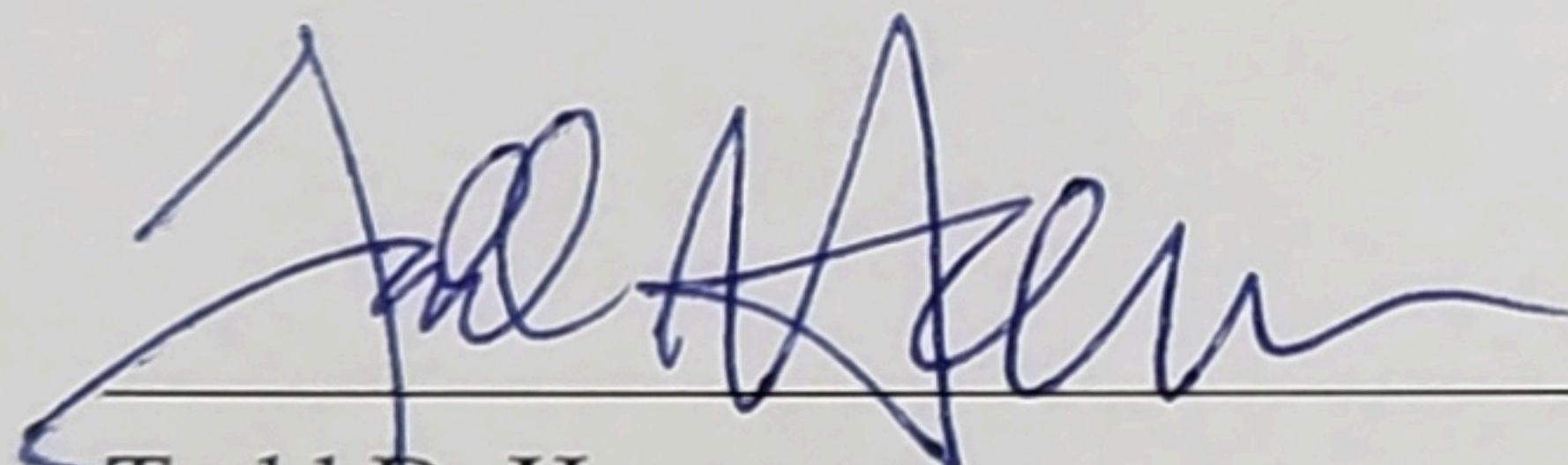
I/We, Todd D. Houseman and Sandra R. Houseman, hereby authorize BH<sup>2</sup> Land Surveying, LLC to act on our behalf in the process of a Map Amendment, in the County of Huerfano, State of Colorado. If you have any questions related to this matter, please use the information below to contact us.

Todd D. Houseman and Sandra R. Houseman

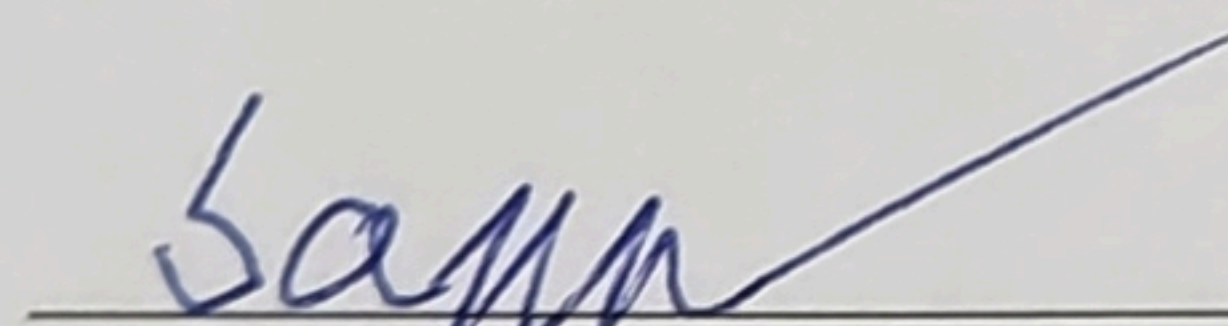
2000 Burr Parkway, Dodge City, KS 67801

toddh@unitedtelcom.net

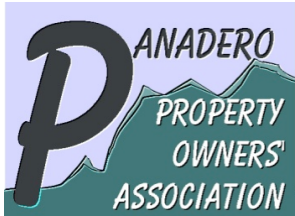
Thank you for your cooperation.

  
\_\_\_\_\_  
Todd D. Houseman

Date: 11/10/22

  
\_\_\_\_\_  
Sandra R. Houseman

Date: 10 Nov 22



P.O. BOX 1097  
LA VETA, CO. 81055

BH2 Land Surveying  
4301 Valverde Way #2  
Colorado City, CO 81019

To Whom It May Concern;

I would like to apologize for the delayed response to your request on December 5, 2022. The Panadero Property Owners Association (PPOA) was involved in research to determine the original intent of Panadero Development No. 3.

After review of all documents and maps available of Panadero Development No. 3 we are reasonable certain that Tract 6 within Panadero Development No.3 (Parcel No. 1218703) currently owned by Todd Houseman, is not and was never intended to be part of the Panadero Property Owners Association.

It was determined and confirmed that Tract 6 (Parcel No. 1218703) is surrounded on three sides with PPOA common property. On the west side Parcel No. 347054, on the north side Parcel No. 121876, and on the east side Parcel No. 347053.

I want to thank you for your patience, as the PPOA research into your request.

Thank You,

A handwritten signature in black ink that reads 'Gerald J. Palomino'. The signature is written in a cursive, flowing style.

Gerald J. Palomino  
President,  
Panadero Property Owners Association  
[geraldpalomino@icloud.com](mailto:geraldpalomino@icloud.com)  
719-313-6783

**DISTRICT COURT, HUERFANO COUNTY, STATE OF COLORADO** INDEXED  
Case No. 96 CV 46

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**SETTLEMENT AGREEMENT**

---

**PATRICIA J. CONCANNON,**  
Plaintiff,

vs.

**PANADERO PROPERTY OWNERS ASSOCIATION, SKI CUCHARA, L.P.,**  
and **CUCHARA, L.C.,**  
Defendants.

---

This Settlement Agreement ("Agreement") is entered into as of 7/26, 1996, by and between Patricia J. Concannon ("Plaintiff") and Ski Cuchara, L.P. ("SCLP"), and Cuchara, L.C. ("CLC") (SCLP and CLC are collectively referred to as Defendants) to evidence the agreement reached by such parties.

WHEREAS, SCLP is the owner and developer of certain real property located in Huerfano County, Colorado, and CLC is the general partner of SCLP; and

WHEREAS, Panadero Property Owners Association ("PPOA") is an organization of property owners owning real property in Huerfano County, Colorado, which property is located in the vicinity of the Ski Cuchara ski resort owned and operated by SCLP; and

WHEREAS, Plaintiff owns certain real property in Huerfano County, Colorado, in the vicinity of such ski resort and are members of PPOA; and

WHEREAS, a dispute has arisen with respect to the obligations of SCLP and CLC concerning the conveyance of certain real property located in Huerfano County, Colorado, and the future development of certain real property located in Huerfano County, Colorado; and

WHEREAS, Plaintiff filed an action in the District Court of Huerfano County, Colorado, under cause no. 96 CV 46, which action is styled *Patricia J. Concannon vs. Panadero Property Owners Association, Ski Cuchara, L.P., and Cuchara, L.C.* (The "Action") and seeks a declaratory judgment with respect to the matters in dispute; and

WHEREAS, Plaintiff, PPOA, SCLP and CLC met at a PPOA special meeting held on May 4, 1996, and reached an agreement to compromise and resolve the matters in dispute and to bring the Action to an end; and

In consideration of the foregoing, the mutual promises and undertakings contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Plaintiff, SCLP and CLC agree as follows:

1.

On May 4, 1996, the parties agreed to a modification of Tract 6 and Tract M, which modification is attached hereto, marked Exhibit A, initialed by all parties and by this reference made a part hereof.

2.

Concannon, by execution of this agreement, does hereby agree that she will not object to the filing nor the approval of such Exhibit A, as a part of SCLP and CLC request for modification of Panadero filing No. 3, filed of record on March 16, 1983, under recording map no. 206-207, pocket no.4, folder no.2, pursuant to which Tract M and Tract 6 shall be restricted to single family lots as configured in said Exhibit which are not less than one-third acre in size and all houses constructed thereon shall contain at least 2000 square feet with a rear yard set back of at least sixty (60) feet.

3.

No subsequent changes will be made in the configuration of Exhibit A, as it pertains to Tract M and Tract 6, without the written approval of Concannon.

4.

Upon the execution of this agreement by all parties, Concannon will cause to be filed a Journal Entry of Dismissal, without prejudice, in Case No. 96CV46, Patricia J. Concannon vs. Panadero Property Owners Association, Ski Cuchara L.P. and Cuchara L.C.

5.

The parties agree that although Exhibit A is a part of the Master Plan to be filed by SCLP and CLC, this agreement is limited to that portion thereof which modifies Tract 6 and Tract M, as designated in the original Master Plan previously approved by Huerfano County, Colorado.

6.

This agreement shall be filed in the property records of Huerfano County, Colorado and shall attach to and run with the land, upon the approval by the necessary governing body of said county.

7.

This agreement encompasses the entire agreement between the parties and shall not be changed without the consent of all parties in writing.

**SETTLEMENT AGREEMENT-Page 2**

8.

This agreement shall be binding upon the parties hereto their respective successors, heirs, executors, administrators and assigns.

9.

This agreement may be executed in one or more counterparts, each of which shall be deemed an original, when fully executed by all, of which together, shall constitute one and the same agreement.

Executed and Agreed:

Date: JULY, 1996

Patricia J. Concannon  
PATRICIA J. CONCANNON

Date: JULY 26, 1996

SKI CUCHARA, L.P., a Texas limited partnership  
By: Cuchara, <sup>L.C.</sup>~~L.P.~~, its general partner

By: Donald B. Huffines  
Donald B. Huffines  
President

Date: JULY 26, 1996

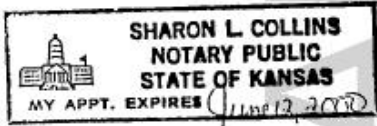
CUCHARA, L.C.

By: Donald B. Huffines  
Donald B. Huffines  
President

The State of KANSAS :

County of STEVENS :

This instrument was acknowledged before me on this 2nd day of ~~July~~ <sup>August</sup>, 1996, by Patricia J. Concannon.



Sharon L. Collins  
Notary Public, State of Kansas

Printed or Stamped Name of Notary:

SHARON L. COLLINS

My Commission Expires: June 12, 2000

The State of Texas:

County of Dallas:

This instrument was acknowledged before me on this 26<sup>th</sup> day of July, 1996, by Donald B. Huffines, President of Cuchara, L.C., general partner of Ski Cuchara, L.P., a Texas limited partnership, on behalf of said limited partnership.



Cheryl Moczygemba  
Notary Public, State of Texas

Printed or Stamped Name of Notary:

Cheryl Moczygemba

My Commission Expires: 7/28/97

The State of Texas:

County of Dallas:

This instrument was acknowledged before me on this 26<sup>th</sup> day of July, 1996, by Donald B. Huffines, President of Cuchara, L.C., a Texas limited liability company, on behalf of said limited liability company.



Cheryl Moczygemba  
Notary Public, State of Texas

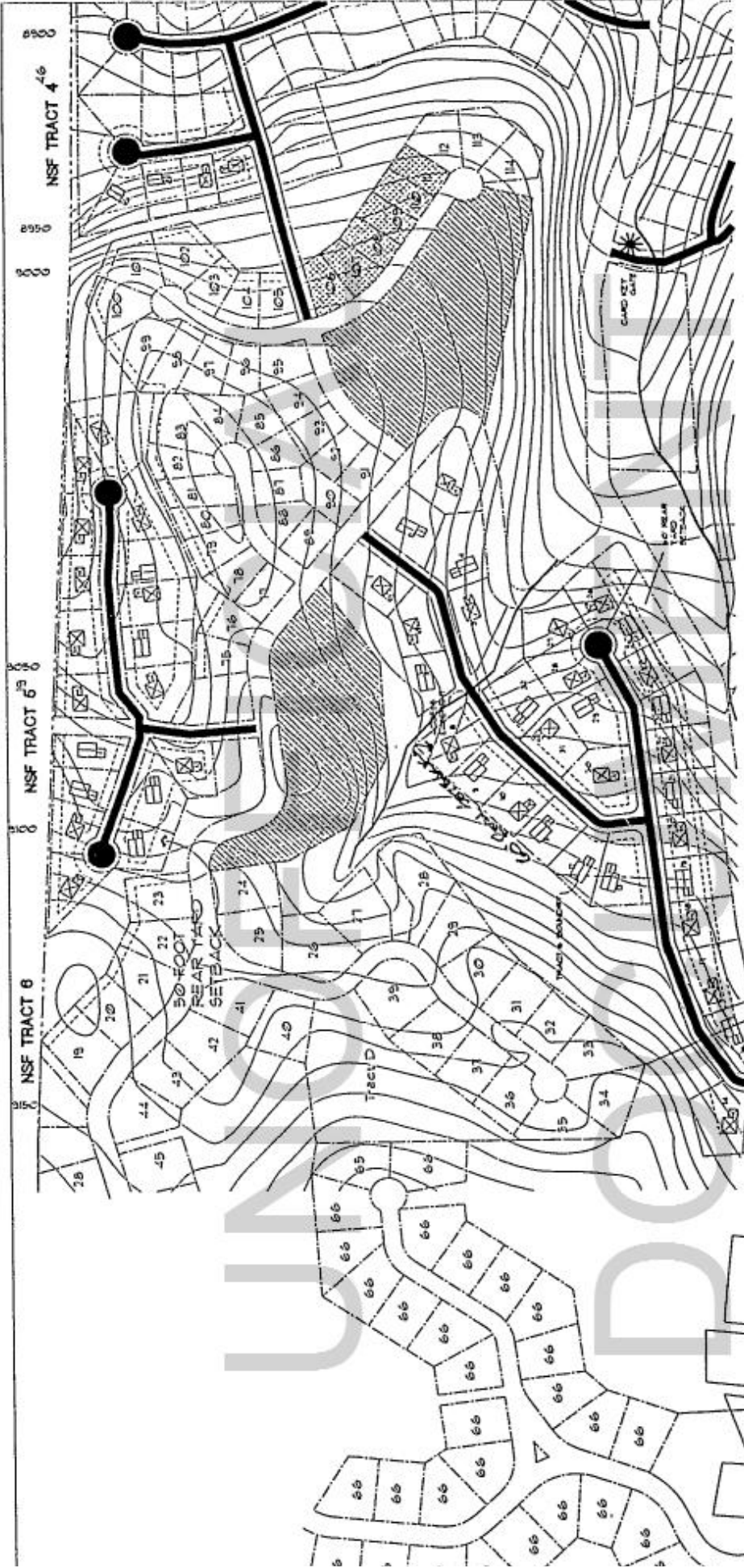
Printed or Stamped Name of Notary:

Cheryl Moczygemba

My Commission Expires: 7/28/97



EXHIBIT A



REVISED CONFIGURATION NSF TRACT 6 & 7

6 MAY 1996 SEC

  
 APPROVED  




Cheri Chamberlain &lt;cchamberlain@huerfano.us&gt;

---

**Re: Vacation of Property Line**

1 message

---

**Jimbo Wetsel** <allseasonscuchara@gmail.com>  
To: Cheri Chamberlain <cchamberlain@huerfano.us>

Mon, Jan 9, 2023 at 5:20 AM

This property is located in the Spanish Peaks Subdivision in Cuchara which is all zoned residential. We purchased these properties last year. This property has no dwellings on it. The seller bought this lot a few years ago as her driveway was on this lot and she had a legal easement. She had already started to vacate this lot but never finished the project. We want to proceed with the vacate as we would not be interested in selling the lot to have someone build on it. If you have further questions, Please let us know.  
Jimbo and Terri Wetsel  
Sent from my iPhone

On Jan 8, 2023, at 4:28 PM, Cheri Chamberlain <cchamberlain@huerfano.us> wrote:

James and Terri,

Hi, My name is Cheri Chamberlain and I am working on your Land Use application 22-59. We have this on the Agenda for the Planning Commission meeting Thursday January 12, 2023 at 1:30pm.

Anyway, the reason for my email is I need some more information to complete the Staff Report to present to the Planning Commission and complete your application. A narrative statement is needed providing the explanation of why you wish to have this vacation. (You can just send an email or write a statement, nothing formal.) How many dwellings/businesses are on this property? Finally, since the proposed vacation is in a commercially zoned area will any surrounding properties/business be affected by this vacation?

I look forward to hearing from you. Please don't hesitate to contact me if you have any questions.

Best Regards,

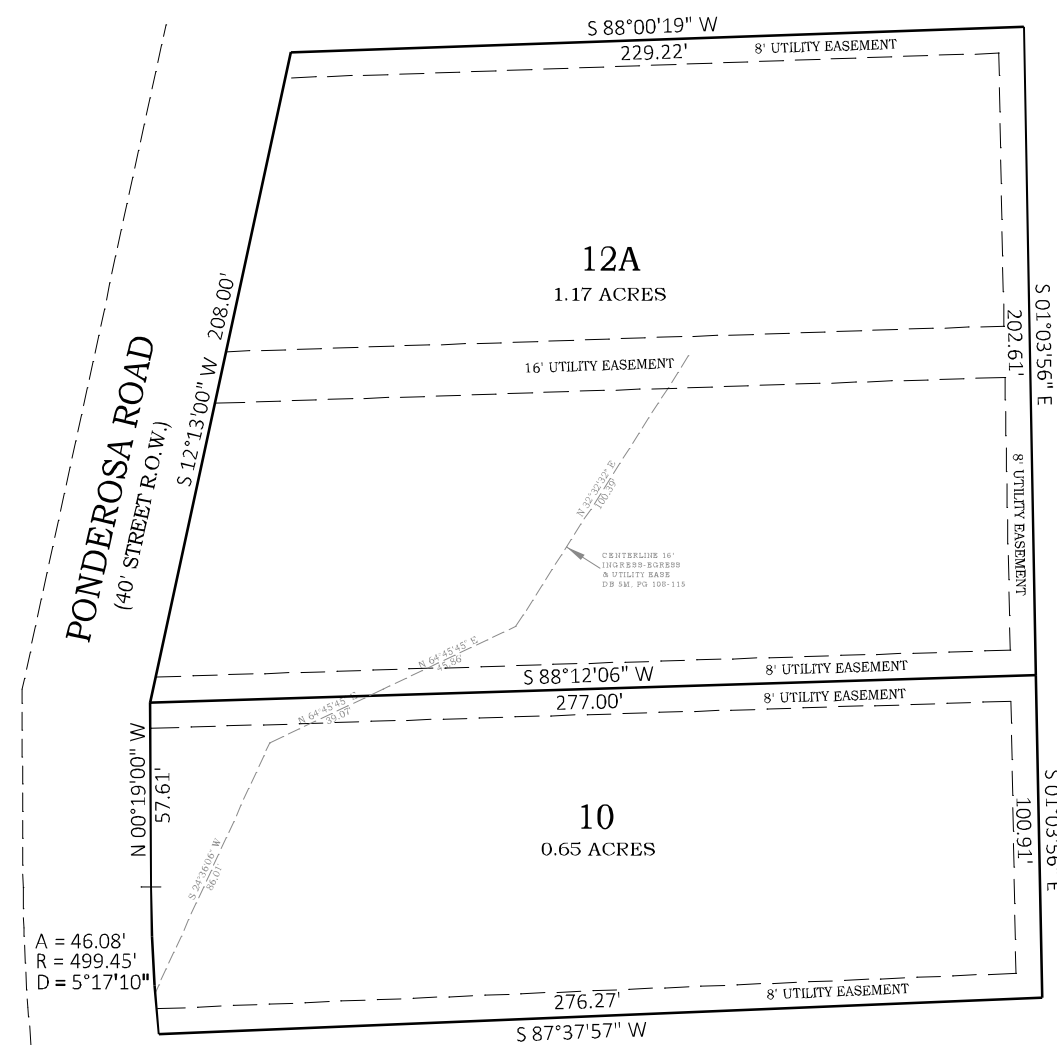
**Cheri Chamberlain**  
Huerfano County  
Building and Code Enforcement  
401 Main Street Suite 304  
Walsenburg, CO 81089  
(719) 738-1220 ext. 117 (Office)  
(719) 248-6715 (Cell)  
[cchamberlain@huerfano.us](mailto:cchamberlain@huerfano.us)

# LOT CONSOLIDATION PLAT

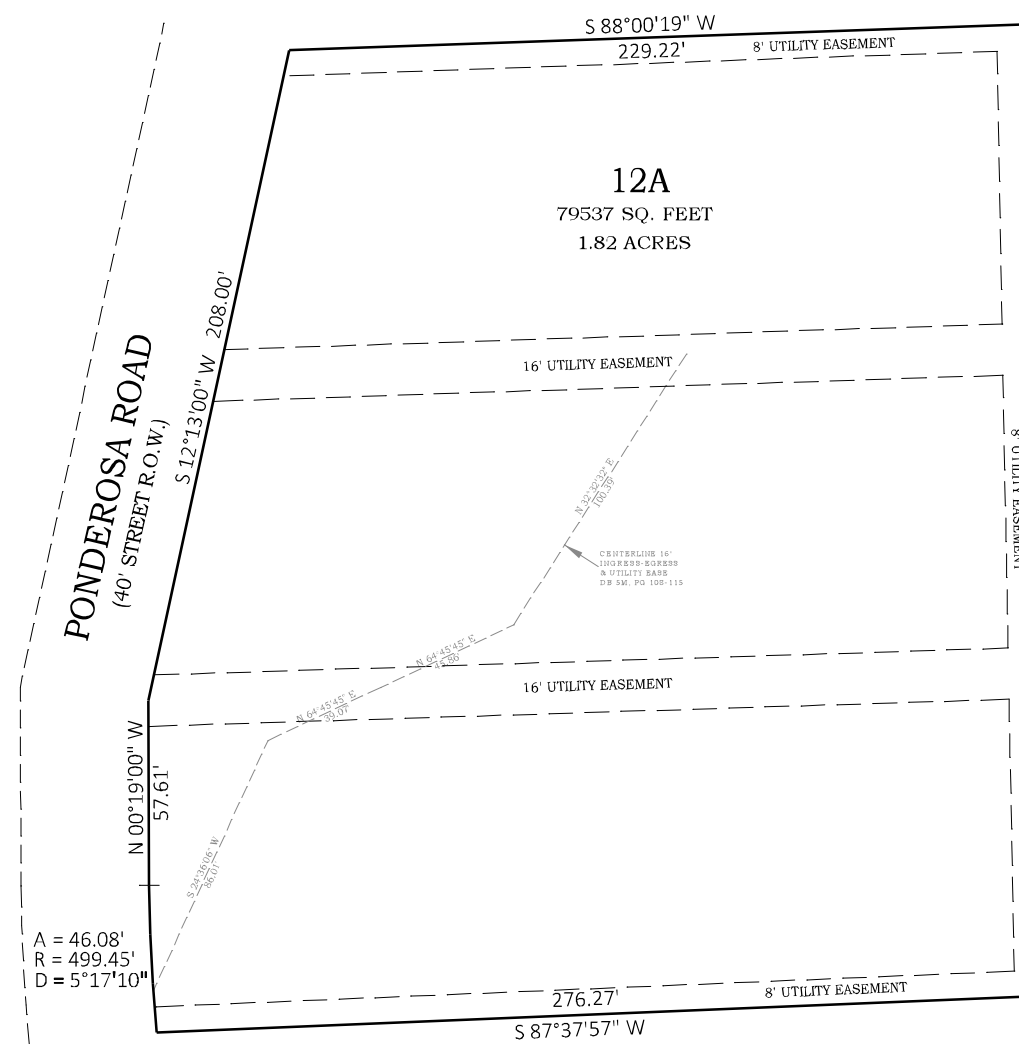
## For JAMES R. WETSEL and TERRI A. WETSEL

A VACATION AND REPLAT OF LOT 10, SPANISH PEAKS FILING NO. 4 AND LOT 12A, P&Z  
APPLICATION 09-25, COUNTY OF HUERFANO, STATE OF COLORADO.

AS PLATTED:



AS VACATED:



- NOTES**
- BUILDING SETBACK LINES ARE:  
 (a) 30 FEET DISTANCE FROM DWELLING TO REAR OF LOT LINE.  
 (b) 30 FEET DISTANCE FROM DWELLING TO FRONT OF LOT LINE.  
 (c) 15 FEET DISTANCE ON INTERIOR LOT LINE SIDES.
  - THERE ARE UTILITY EASEMENTS 8 FEET WIDE ALONG ALL SIDE AND REAR LOT LINES EXCEPT WHERE ARE SHOWN TO BE OTHERWISE.
  - LOT 12A IS RESTRICTED FROM FUTURE DIVISION

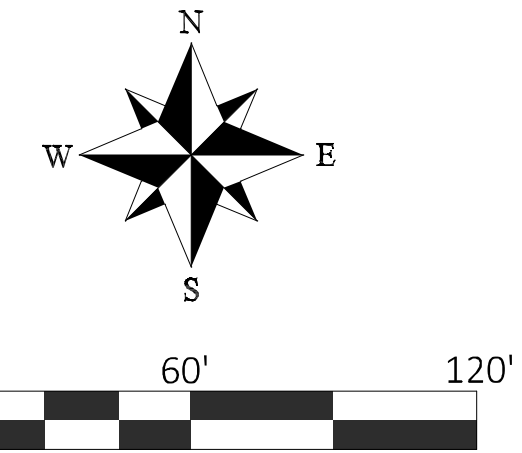
**NOTICES**

AT THE CLIENTS REQUEST, SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP TITLE EVIDENCE, OR ANY OTHER FACTS THAT AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.

ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITH IN THREE YEARS AFTER YOU FIRST DISCOVER SUCH A DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF CERTIFICATION SHOWN HEREON.

**LEGAL DESCRIPTION**

LOT 12A, FORMERLY KNOWN AS LOTS 10 AND 12A, SPANISH PEAKS FILING NO. 4, RECORDED AT PLAT MAP NO. 109, JUNE 9, 1972 AT RECEPTION NO. 246583. MAP AMENDMENT RECORDED SEPTEMBER 22, 2009 AT MAP NO. 499, ACCORDING TO THE RECORDS OF THE CLERK AND RECORDER FOR HUERFANO COUNTY, COLORADO.



SCALE 1" = 60'  
(U.S. Survey Feet)

ACCEPTANCE BY COUNTY PLANNING

THIS MAP AMENDMENT WAS ACCEPTED BY THE HUERFANO COUNTY BOARD OF COUNTY PLANNING COMMISSION ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022, AD.

\_\_\_\_\_  
CHAIR, BOARD OF PLANNING COMMISSION

ACCEPTANCE BY COUNTY COMMISSIONERS

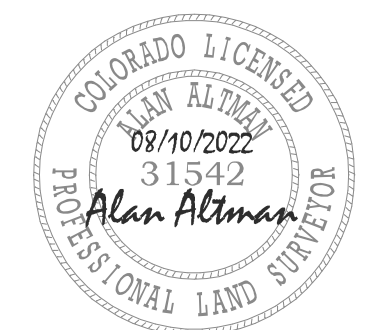
THIS MAP AMENDMENT WAS ACCEPTED BY THE HUERFANO COUNTY BOARD OF COUNTY COMMISSIONERS ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022, AD.

\_\_\_\_\_  
CHAIR, BOARD OF COUNTY COMMISSIONERS

**SURVEYORS CERTIFICATION:**

I, ALAN ALTMAN, A PROFESSIONAL LAND SURVEYOR REGISTERED IN THE STATE OF COLORADO, HEREBY CERTIFY TO JAMES R. WETSEL AND TERRI A. WETSEL, THAT THIS MAP AMENDMENT IS NOT BASED UPON AN ACTUAL FIELD SURVEY CONDUCTED BY ME OR UNDER MY RESPONSIBLE CHARGE, BUT WAS PREPARED USING INFORMATION SHOWN ON THE PLAT OF SPANISH PEAKS FILING 4, OF THE RECORDS OF THE HUERFANO COUNTY CLERK AND RECORDER. THE PROPERTY WITHIN THIS PLAT AMENDMENT MAY OR MAY NOT BE PRESENTLY MONUMENTED AND IF IS MONUMENTED I HAVE NOT CONFIRMED THAT THE PROPERTY PINS ARE ACCURATELY LOCATED.

BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
ALAN ALTMAN, PLS. 31542  
SOUTHERN COLORADO SURVEYING AND MAPPING, INC.  
COLORADO CITY, COLORADO



**Southern Colorado  
Surveying and Mapping**

P.O. Box 19376  
Colorado City, Colorado 81019

Scale: 1" = 60'	(719) 676-3665	Surveyors: AA
Date: = 08/10/2022	pls31542@att.net	Drawn By: SA
Job No. 2022-034	southerncoloradosurvey.com	Sheet 1/1

Huerfano County Land Use Department  
401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
(719) 738-3000 ext. 108



### GENERAL LAND USE APPLICATION

Application File No.: 22-59  
12/22/2022

#### 1. ACTION(S) REQUESTED:

- Conditional Use Permit Application
  - Conditional Use Application / Marijuana
  - Conditional Use Application / Oil, Gas or Uranium Exploration and/or Development
  - Rezoning
  - Variance
  - Subdivision Exemption
  - Plat Amendment
  - Plat Correction
  - Road Right-of-Way or Easement Vacation
  - Lot Consolidation
  - Other Actions (specify): \_\_\_\_\_
- Sign Permit
  - Temporary Use or Assembly Permit
  - H.B. 1041 Text Amendment
  - H.B. 1041 Development Permit
  - H.B. 1041 Flood Plain Exemption
  - Comprehensive Plan Text of Map Amendment
- PUD or non-PUD Subdivision Approval:**
- Sketch Plan
  - Preliminary Plan
  - Final Plat / Subdivision Improvement Agreement
  - Re-hearing of Denied Application

#### 2. APPLICATION STATUS (for County use only):

Date Application Received: \_\_\_\_\_ Application Fees Required: \_\_\_\_\_  
Received By: \_\_\_\_\_ Date Application Fees Paid: \_\_\_\_\_

#### 3. APPLICATION AND OWNER INFORMATION:

Name of Applicant: James R and Terri A Wetsel  
 Applicant's Mailing Address: 581 Ponderosa Rd, Cuchara, Co, 81055  
 Applicant's Telephone and/or FAX: 719 742-3343 c. 719 714-3385  
 Applicant's E-Mail Address: allseasonscuchara@gmail.com str228@att.net  
 Name of Land Owner: James R and Terri A Wetsel  
 Land Owner's Mailing Address: 581 Ponderosa Rd, Cuchara Co, 81055  
 Land Owner's Telephone and/or FAX: 719 742-3343 c. 719 714-3385

#### 4. SUMMARY OF APPLICATION:

Land Area included within the scope of this Application: \_\_\_\_\_  Square Feet or  Acres  
 Parcel (Schedule) Number (Available from Assessor): \_\_\_\_\_  
 Legal description of land on which action is proposed (please attach the legal description to this Application)  
 Existing Zoning District(s): \_\_\_\_\_  
 Proposed New District(s): \_\_\_\_\_  
 Number of Existing Lots: \_\_\_\_\_  
 Number of Proposed Lots: \_\_\_\_\_  
 Number of Proposed Dwelling Units: \_\_\_\_\_

Huerfano County Land Use Department  
401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
(719) 738-3000 ext. 108



### GENERAL LAND USE APPLICATION

Proposed Average Lot Size: 1.82 Acres

If a Variance Request, please state the reason for the Variance(s): \_\_\_\_\_

Is all or a portion of the subject land located in a potential flood plain area, or are there areas with slopes in excess of twenty percent (20%)?  YES  NO

If YES, which of these conditions exist? \_\_\_\_\_

Value of proposed new development: \_\_\_\_\_

Will the proposed project require any State or Federal permits?  YES  NO

If YES, please list all permits or approvals required: \_\_\_\_\_

If a H.B. 1041 permit is required, for what matters of local concern and state interest? \_\_\_\_\_

Please list any additional pertinent information: \_\_\_\_\_

#### 5. CERTIFICATION BY THE APPLICANT:

I hereby certify that this Application is made with full knowledge of the design standards, all fees, procedures, public hearing and meeting requirements contained in the Huerfano County Land Use Regulations. Furthermore, I understand that all land use permits are non-transferable, unless specifically approved by the Huerfano County Board of County Commissioners. The Board of County Commissioners may impose permit transfer fees as it deems appropriate. I also understand that issuance of a permit does not relieve me of the requirement to comply with all federal, state, and local laws as well as all relevant subdivision regulations, declarations, and covenants. All documents submitted may be subject to internet publishing.

Signature of Applicant: James R Wetzel Date: \_\_\_\_\_

Printed Name: James R Wetzel

#### 6. ACTION (by the authorized permitting authority):

- Final Approval       Conditional Approval       Denial

Name \_\_\_\_\_ Signature \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_

## Huerfano County Land Use Department

401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
719-738-1220, Ext. 506



Item 6c.

# Huerfano County Planning Commission Staff Report – Vacation 22-59 Joint Public Hearing

Hearing Date 02/28/2023

### Request

With this Application, BH2, on behalf of James and Terri Wetsel, requests the following:

To vacate the property line that separates lot 10 and 12A pursuant to LUR Section §2.14 to take and remove the property line which separates lot 10 which is .65 acres and lot 12A which is 1.17 acres making the two lots into one lot becoming 1.82 acres. The site is located at 581 Ponderosa Rd. Parcel Number 42376

The subject property is zoned Urban Residential. Minimum lot size in this zone is .5 acres. Zoning standards for this district are set forth in LUR Section §1.03.02; the proposed lot will contain 1.82 acres.

### Process for Vacation

**(2.15.01):** PC meeting → Referral Agencies → Joint Public Hearing → PC Recommendation → BOCC action County Clerk and Recorder within 5 days at applicant's expense.

**Noticing:** BOCC may require notification of review agencies or other interested parties. A Vacate requires noticing of property owners within 500 ft. at least 10-days prior to public hearing.

### Code References

The following Code Sections are pertinent to the evaluation of this request:

§ 2.15 – Vacating of Approved and Recorded Plats, Roads or Easements

**Application Materials Required for a Vacation:** Proof of ownership; approved and recorded final plat along with proposed amendments; narrative statement explaining why proposed changes should be approved by the Planning Commission and BOCC.

**Application Materials:** Land Use application, proof of ownership, and survey of current plat and amended plat along with a statement explaining why proposed changes should be approved by the Planning Commission and BOCC.

### Background

This application, along with all required attachments were received on 12-22-22. Application Fees have been received by the County. Staff has determined the application to be complete.

**Property History:** The current owners purchased this property on November 3, 2021 from Joy Wyatt. Ms. Wyatt started the process to vacate the property, but never finished. Lots 11 and 12 were previously consolidated into Lot 12A.

**Proposed Legal Description:** LOT 12A, FORMERLY KNOWN AS LOTS 10 AND 12A, SPANISH PEAKS FILING NO. 4, RECORDED AT PLAT MAP NO. 109, JUNE 9, 1972 AT RECEPTION NO. 246553, MAP AMENDMENT RECORDED SEPTEMBER 22, 2009 AT MAP NO. 499, ACCORDING TO THE RECORDS OF THE CLERK AND RECORDER FOR HUERFANO COUNTY, COLORADO.

**References:** See survey of current plats then survey of proposed vacation.

**Eligibility for a Vacation: (2.15)** Minor changes that do not include modifications which significantly alter the intended land uses, density, number of lots, circulation system, drainage easements, dedicated land or encompass more than 25% of land included within a recorded subdivision. Scope can include adjustment of lot lines, replatting of lots, reconfiguration of dedicated streets and easements and reserved sites.

### **2.14.03 Criteria for Action on a Plat Amendment Application**

All actions by the Planning Commission in reviewing and making recommendations on an application to amend an approved and recorded plat and by the Board of County Commissioners in approving or disapproving such applications shall be based in general upon the provisions of these regulations and specifically on the following criteria:

- 1** That the proposed amendment meets the qualifications stated herein for a minor change to the approved and recorded plat.
- 2** That the proposed amendment would be consistent with all other provisions of these regulations and would not cause significant hardship or inconvenience for adjacent or neighboring land owners or tenants.
- 3** That the proposed amendment would be beneficial to the public health, safety or welfare of County residents.

### **Analysis**

Vacating this lot line creates one larger parcel. It has the effect of reducing the development rights on the parcel – as two parcels, there would be the right to develop two dwellings by right, as a single parcel, that is limited to one. The Planning Commission identified the HOA as a referral agency because of the potential of reducing the number of lots to impact its revenues.

The vacation of internal lot lines does not require a public hearing by state law, but the Huerfano County Land Use Code does not distinguish between types of vacation (right-of-way, easements, internal lot lines) so notification to neighbors within 500 ft. has been sent.

### **Referral Comments**

No letters or communications have yet been received from referral agencies/surrounding land owners.

### **Staff Comment**

Review the application for completeness.  
 Recommendations for Review Agencies  
 Recommend go to a Joint Public Hearing

**Note:** Vacations require a Joint Public Hearing. Planning Commission should make a recommendation to BOCC for a Public Hearing at an upcoming BOCC public meeting.

Planning Commission/BOCC may require notification of review agencies or other interested parties.

**Planning Commission Action:** The planning Commission reviewed this application on 1-12-23 and recommended approval if there are no issues brought up by review agencies.

**BOCC Action Options:**

1. **Approval** without any special conditions.
2. **Conditional** Approval with a description of the special conditions.
3. **Denial**, indicating for the record the reason(s) for such action.
4. **Continuation** until a future date to gather more information or obtain clarification or for any other relevant cause.



424535  
Page 1 of 1  
Nancy C. Cruz, Clerk & Recorder  
Huerfano County, CO  
11-08-2021 12:01 PM Recording Fee \$13.00

**WARRANTY DEED**

THIS DEED is dated the 3d day of November,  
\_\_\_\_\_ , and is made between

JOY WYATT REVOCABLE TRUST , JOY WYATT TRUSTEE  
(whether one, or more than one), the "Grantor" of the County of \_\_\_\_\_  
and State of \_\_\_\_\_ and

JAMES R WETSEL and TERRI A. WETSEL  
the "Grantees", whose legal address is 581 Ponderosa Rd  
Cuchara 81055 of the County of Huerfano  
and State of Colorado

WITNESS, that the Grantor, for and in consideration of the sum of ( \$300,000.00 ) Three Hundred Thousand Dollars and No Cents, the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, conveys and confirms unto the Grantees and the Grantees' heirs and assigns forever, not in tenancy in common but in joint tenancy, all the real property together with any improvements thereon, located in the County of Huerfano and State of Colorado described as follows:

LOTS 10 AND 12A, SPANISH PEAKS FILING NO. 4, RECORDED AT PLAT MAP NO. 109, JUNE 9, 1972 AT RECEPTION NO. 246553, MAP AMENDMENT RECORDED SEPTEMBER 22, 2009 AT MAP NO. 499, ACCORDING TO THE RECORDS OF THE CLERK AND RECORDER FOR HUERFANO COUNTY, COLORADO.

also known by street and number as: 202 PONDEROSA, CUCHARA, CO 81055

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances;

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantees, and the Grantees' heirs and assigns forever.  
The Grantor, for the Grantor and the Grantor's heirs and assigns, does covenant, grant, bargain, and agree to and with the Grantees, and the Grantees' heirs and assigns: that at the time of the ensembling and delivery of these presents, the Grantor is well seized of the premises above described; has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, and in fee simple; and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid; and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except and subject to:

SEE ATTACHED EXHIBIT "A"

And the Grantor shall and will WARRANT AND FOREVER DEFEND the above described premises, in the quiet and peaceable possession of the Grantees, and the heirs and assigns of the Grantees, against all and every person or persons lawfully claiming the whole or any part thereof.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

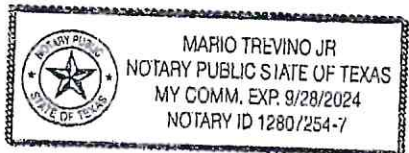
X Joy Wyatt - JTE  
JOY WYATT REVOCABLE TRUST , JOY WYATT TRUSTEE

State of Texas  
County of Kendall

The foregoing instrument was acknowledged before me this 3rd day of November, 2021 by JOY WYATT REVOCABLE TRUST , JOY WYATT TRUSTEE.

Witness my hand and official seal.

Mario Trevino Jr  
Notary Public: Mario Trevino Jr  
My commission expires: 9/28/2024





## Huerfano County Planning Commission Staff Report – Permit #23-06 Gravel Pit Siete

Joint Public Hearing Date: February 28, 2023

### **Request**

With this Application Siete, Inc(the Applicant) requests the following:

Conditional Use permit pursuant to LUR Section §1.06 to establish a gravel pit to serve as a material source for two large projects at first then various other projects over time. The parcel is the school section located at Section 36, Township 25S, Range 67. The SE corner of the section is at the intersection of County Road 650 and I-25.

This application is for a permit to mine for gravel anywhere in the school section, though initial plans are limited to a 30-acre area in the northwest quadrant of the section. The 30-acre site is expected to produce gravel for 5-10 years, and the life-span of the project may be 20-30 years. Mining would be expected to take place intermittently as projects arise.

The subject property is zoned Agricultural Zoning standards for this district are set forth in LUR Section §1.03.

### **Site Description**

There is an arroyo cutting through the section, and some rolling hills near where the 30-acre quarry site is proposed.

### **Code References**

The following Code Sections are applicable to this application and may be referenced by the Huerfano County in their evaluation of the request:

§1.06 Conditional Use Permits

§1.05 Use Table Reference

This proposal falls under 1.05.57 in the Use Table, and is a conditional use in the Agricultural zone.

1.05.57: Rock quarries, sand and gravel excavating pits, pipelines, strip and underground coal mines and all appurtenances and accessory uses thereto.

### **Background**

On February 9, 2023, an Application for a Conditional Use Permit, Application Fees, a letter of interest, and site plan were received by the County. Missing from the application at the time of writing this staff report were proof of ownership and copies of other permits granted in association with this project. It is believed that the State Land Board owns the land, and a gravel mining operation does receive oversight from other state agencies.

Siete has submitted a Special 111 permit application to the Division of Reclamation Mining and Safety, as well as the Air Pollution Emissions Notice to the Department of Public Health and Environment.

### Application Materials 1.06.01

Required Submittals for a CUP:

1. Letter of intent
  - a. Current and proposed uses
  - b. Impacts of proposed use on roads, traffic, safety, services, environment.
  - c. Comprehensive Plan compliance statement
  - d. Proof of ownership
  - e. List of other state or federal permits granted or applied for.
  - f. List of names and mailing addresses of all listed owners of adjacent property
2. Site Plan
3. Vicinity map – area within 500 ft of property, description of any plats and improvements on property within 500 ft.

Completeness: Proof of ownership was not submitted with application materials.

### Criteria/Findings

In order for an Conditional Use Permit to be issued, the criteria set forth in LUR Section 1.06 must be met. An analysis of these criteria is provided below:

Planning commission shall determine if a public hearing is required per **1.06.02**:

1. That the proposed conditional use conforms to the requirements and provisions of this zoning regulation.
2. That the proposed conditional use is consistent with the goals, objectives and policies of Huerfano County, as contained in the County comprehensive plan.
3. That the proposed conditional use is consistent with and in harmony with neighboring land uses and future intended land uses in the area.
4. That the proposed conditional land use will not result in overly intensive use of the land relative to current use of the surrounding land.
5. That the proposed conditional use will not result in unmitigated traffic congestion or hazards to vehicular or pedestrian traffic and its roads will meet the requirements of Subdivision County Road Standards and Specifications.
6. That the proposed conditional use not unnecessarily scar the land on which such use would be located and that the proposed use provide all measures necessary to mitigate negative impacts upon agricultural lands, critical wildlife habitat, seasonal wildlife migration corridors, scenic views and existing cultural and historical resources.
7. That the proposed conditional use will not be likely to prove detrimental to the public health, safety or welfare of County residents nor cause hardship for neighboring persons.

### Analysis

2. No specific mention of the Comprehensive Plan was made in the applicant's letter. Gravel pits are a necessary infrastructure component to support road construction and maintenance.

Harmony with neighboring land uses and future land uses. Gravel mining has the potential to produce noise, vibrations, dust, and a long term impression upon the land. There no apparent structures or uses other than grazing within 500 feet of the proposed site.

Relative to nearby uses, gravel mining is a more intense use. The Planning Commission should consider how to interpret criterion #4.

**Traffic:** The proposed use will result in approximately 15 trucks per day. This will have an impact on the roads, and the Planning Commission should consider a condition attached with this application related to road maintenance. Road and Bridge Department should consider whether proposed access is adequate.

**Scarring the land:** A gravel mine will leave a permanent mark on the land. This mine will dig up to 20' deep over an area eventually to cover 30 acres. The attached map depicts the change to the topography after the mine scar has been capped and mitigated. Mitigation efforts for this project will include capping mined areas with topsoil and re-planting.

An access road to the gravel pit may have to be built. No details were provided on this aspect of the project.

**Detriment to health, safety and welfare, and hardship for neighboring persons:** It is not apparent to staff that this project will have a direct impact on any individuals, as there are not homes or businesses in the immediate area.

### **Referral Comments**

Referral agencies contacted on February 14, 2023:

Huerfano County Emergency Management Department: [rwalsh@huerfano.us](mailto:rwalsh@huerfano.us)

Colorado Division of Parks and Wildlife: [cody.purcell@state.co.us](mailto:cody.purcell@state.co.us), [mike.brown@state.co.us](mailto:mike.brown@state.co.us) [joshua.bonar@state.co.us](mailto:joshua.bonar@state.co.us)

Huerfano County Health Department: [rsykes@la-h-health.org](mailto:rsykes@la-h-health.org), – No Comment

Huerfano County Road and Bridge Department: [dhribar@huerfano.us](mailto:dhribar@huerfano.us), [cbechaver@huerfano.us](mailto:cbechaver@huerfano.us)

Huerfano Fire protection District: [fixitsammo@gmail.com](mailto:fixitsammo@gmail.com)

Huerfano County Sheriff's office: [BRUCENEWMAN@BRESNAN.NET](mailto:BRUCENEWMAN@BRESNAN.NET)

Spanish Peaks Regional Health Center: [dmcgraw@sprhc.org](mailto:dmcgraw@sprhc.org)

CDOT – contacted 2/23 – Michele Regalado and others: [michelle.regalado@state.co.us](mailto:michelle.regalado@state.co.us).

### **Staff Comment**

At the time of updating this staff report, only the Health Department responded, stating that they had no comment.

CDOT was not contacted on Feb. 14. On February 24, CDOT responded with a letter stating that they would require a Traffic Memo to give additional information on the types of trucks being used and whether there will be additional trip generation, such as from employees commuting to the site. Additionally, CDOT will require an access permit to document traffic generated at CR 650 and I-25.

The Planning Commission will meet via Zoom at 2:00 on February 28, following the Joint Public Hearing for the purpose of making a recommendation to the Board of County Commissioners.

### **Commission Action Options:**

1. **Approval** without any special conditions.
2. **Conditional Approval** with a description of the special conditions.
3. **Denial**, indicating for the record the reason(s) for such action.
4. **Continuation** until a future date to gather more information or obtain clarification or for any other relevant cause.

### **Enclosures**

- Application Materials
- Letter from CDOT



## PFM Consulting LLC

Huerfano County Land Use Department  
401 Main Street  
Suite 304  
Walsenburg, CO 81089

RE: Lascar Pit

February 9<sup>th</sup>, 2023

To Whom It May Concern,

Siete Inc. is requesting a Conditional Use Permit for Section 36, Township 25 South, Range 67 West (640 acres) in Huerfano County, Colorado to establish a gravel pit to serve as a material source for one Colorado Department of Transportation and one Federal Highway Administration project, as well as various other projects within and around Huerfano County. The site is 13 miles north of Walsenburg and sits north of County Road 650. The Colorado State Land Board is the land and mineral owner. Siete has a lease for mining operations for this site and is attached for review. The site is currently used for agricultural purposes and is zoned Agricultural.

The site will progress in two phases. The first phase is a 30-acre area that will supply aggregate for the two above-referenced projects. These two projects will be completed by the Fall of 2023. It is anticipated that the 30-acre phase will have remaining aggregate and will continue to be used for local projects for up to 5-10 years based upon demand and local economic conditions. As mining occurs, the floor of the site will be reclaimed back to 3H:1V or shallower and will occur concurrently with mining. All reclaimed areas will be sloped, topsoil will be replaced, and will then be reseeded with an approved seed mix.

The remaining 610 acres will be utilized once all mining has been completed on the first 30-acre area. Aggregate deposits will be located within the remaining acreage and mined in a similar fashion to the initial 30-acre phase. It is not anticipated that aggregate deposits will be found throughout the entire site. Understanding the unknown aggregate deposit locations, depths and local demand along with economic conditions, it is hard to anticipate the timeframe needed to extract all aggregate onsite. The site could be operational for up to 20-30 years based on the above information. However, the site will only be utilized as needed for projects and will only operate intermittently throughout this time.

All royalties that are paid to the State Land Board in connection with this lease are used to benefit K-12 schools in Colorado. According to their website (<https://slb.colorado.gov/education-resources/trust-land-access-for-k-12>), 95% of all lease payments support Colorado Schools through the BEST Program. This includes the schools in Huerfano County and is a great added benefit to this project. Not only will there be an aggregate source that

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Pueblo West, CO 81007  
(719) 529-0916  
pfmconsultingcompany@gmail.com  
www.pfmconsultingllc.com



## PFM Consulting LLC

has easy access to I-25 and can be transported easily throughout the county for projects, but it also helps fund local school districts.

Portable aggregate processing equipment will be used onsite. This equipment uses portable generators to operate and will not need any local power supply. Portable toilets will be used for employees. All structures will be portable and no setbacks will be necessary. Water for dust suppression will be purchased from Colorado City and hauled onsite for use. Haul trucks will use I-25 and County Road 650 to access the site. It is anticipated that less than 150 trucks per day would utilize this route when the site is operational. Over a 10-hour period, this would equate to roughly an extra 15 trucks per hour on County Road 650.

The site is currently used as rangeland, as are all surrounding properties. Typical vegetation on the site is composed of Western Wheatgrass, Blue Grama, Sand Dropseed, etc. Prior to processing operations beginning, topsoil will be reserved to reclaim the site back to its previous rangeland used. The following seed mix will be used to reestablish the typical vegetation.

### Native Grass Seed Mix

SPECIES	APPLICATION RATE (drilled)
Western Wheatgrass	16 pounds of pure live seed per acre
Blue Grama	1.2 pounds of pure live seed per acre
Galleta	1.6 pounds of pure live seed per acre
Sand Dropseed	0.1 pounds of pure live seed per acre
Winter Fat	0.1 pounds of pure live seed per acre

Environmental conditions, such as food and cover availability, is limited due to the climate. Small animals (rabbits, coyotes, etc.) are found in the surrounding environment. The site may also see white tail deer, antelope, prairie dog, various snakes and lizards. Impacts to wildlife will be mitigated through a weed management plan and reseeding all mined areas with a native rangeland seed mix.

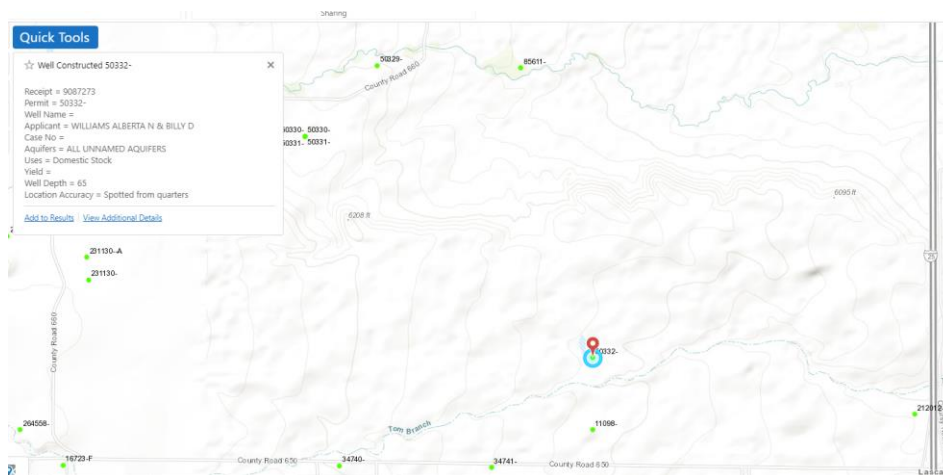
All runoff on the undisturbed site runs to the south. Stormwater will be kept from leaving any disturbed area by using topsoil and overburden stockpiles which will surround the active mining site following the perimeter. Stormwater that occurs on site will remain on site. The soils should allow for stormwater to infiltrate the site and pit floor within 72 hours. As mining progresses throughout the site, disturbed acreage will be reclaimed as stated above and the newly disturbed acreage will use the same method as above to contain stormwater runoff. Essentially, the site will continually migrate through aggregate deposits and reclaim as they work.

Based on data from the Division of Water Resources Well Permit Search map, groundwater is not anticipated to be encountered during any phase of mining. A structure depicted on the map below shows the well depth near the site at 65 feet. Mining is not anticipated to be deeper than 20 feet. If groundwater is encountered, excavation will be stopped. The area will then be backfilled with at least two feet of material and no mining will occur beyond that depth.

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## PFM Consulting LLC



Siete is working to get a Colorado Division of Reclamation, Mining and Safety 111 Permit for this site, as well as an APEN (fugitive air emissions permit) through the Colorado Department of Public Health and Environment.

The adjacent landowners are as follows:

Paula Bezona Williams – 2747 Co Road 660, Rye, CO 81069

Richard L and Nancy C Reding – PO Box 19708, Colorado City, CO 81019

Great Western Land & Cattle Inc. – 4415 Star Ranch Rd, Colorado Springs, CO 80906

Trustee of Yelena Choin – The Choin Family Survivor’s Trust, 49953 Gamegam Way, Oakhurst, CA 93644

Tri Crown LLC – 102 E. Pikes Peak Ave., Colorado Springs, CO 80930

Marksheffel-Woodmen Investments – 102 e. Pikes Peak, Suite 200, Colorado Springs, CO 80903

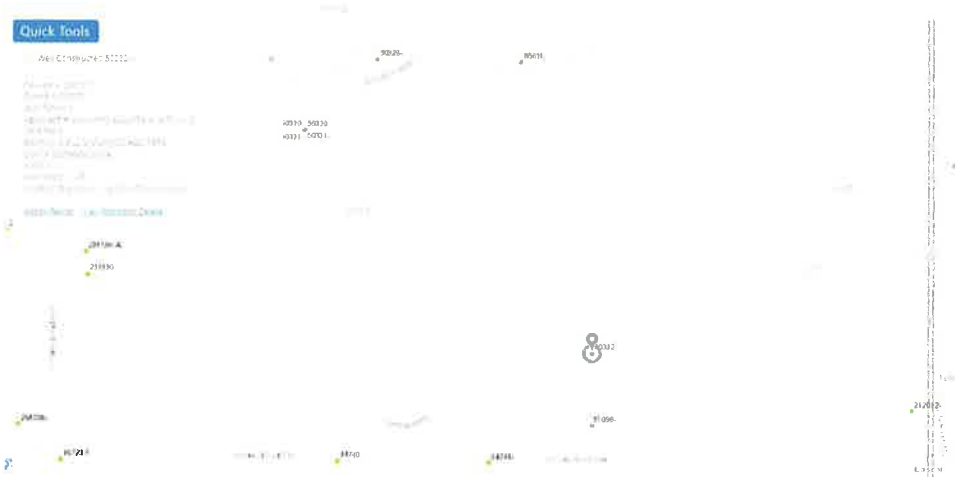
Warm Regards,

Jodi Schreiber  
 Owner, PFM Consulting LLC

1774 N. Cougar Drive  
 Pueblo West, CO 81007  
 (719) 529-0916  
 pfmconsultingcompany@gmail.com  
 www.pfmconsultingllc.com



**PFM Consulting LLC**



Site is working to get a Colorado Division of Reclamation, Mining and Safety 111 Permit for this site, as well as an APEN (fugitive air emissions permit) through the Colorado Department of Public Health and Environment.

- The adjacent landowners are as follows:
- Paula Bezona Williams
  - Richard L and Nancy C Reding
  - Great Western Land & Cattle Inc.
  - Trustee of Yelena Choin
  - Tri Crown LLC
  - Marksheffel-Woodmen Investments

Warm Regards,

*Jodi Schreiber*  
 Jodi Schreiber  
 Owner, PFM Consulting LLC

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 Pueblo West, CO 81007  
 (719) 529-0916  
 pfmconsultingcompany@gmail.com  
 www.pfmconsultingllc.com





## GENERAL LAND USE APPLICATION

Application File No.: \_\_\_\_\_

### 1. ACTION(S) REQUESTED:

- X Conditional Use Permit Application
  - Conditional Use Application / Marijuana
  - Conditional Use Application / Oil, Gas or Uranium Exploration and/or Development
  - Rezoning
  - Variance
  - Subdivision Exemption
  - Plat Amendment
  - Plat Correction
  - Road Right-of-Way or Easement Vacation
  - Lot Consolidation
  - Other Actions (specify): \_\_\_\_\_
- Sign Permit
  - Temporary Use or Assembly Permit
  - H.B. 1041 Text Amendment
  - H.B. 1041 Development Permit
  - H.B. 1041 Flood Plain Exemption
  - Comprehensive Plan Text of Map Amendment
- PUD or non-PUD Subdivision Approval:
- Sketch Plan
  - Preliminary Plan
  - Final Plat / Subdivision Improvement Agreement
  - Re-hearing of Denied Application

### 2. APPLICATION STATUS (for County use only):

Date Application Received: \_\_\_\_\_ Application Fees Required: \_\_\_\_\_  
Received By: \_\_\_\_\_ Date Application Fees Paid: \_\_\_\_\_

### 3. APPLICATION AND OWNER INFORMATION:

Name of Applicant: Siete, Inc.  
Applicant's Mailing Address: 8155 Park Road, PO Box 202, Rye, CO 81069  
Applicant's Telephone and/or FAX: 719-529-0916  
Applicant's E-Mail Address: pfmconsultingcompany@gmail.com  
Name of Land Owner: Colorado State Land Board  
Land Owner's Mailing Address: 1127 Sherman Street, Suite 300, Denver, CO 80203  
Land Owner's Telephone and/or FAX: 303-866-3454

### 4. SUMMARY OF APPLICATION:

Land Area included within the scope of this Application: 640  Square Feet or  X Acres  
Parcel (Schedule) Number (Available from Assessor): \_\_\_\_\_  
Legal description of land on which action is proposed (please attach the legal description to this Application)  
Existing Zoning District(s): \_\_\_\_\_  
Proposed New District(s): Not Applicable  
Number of Existing Lots: 1  
Number of Proposed Lots: 1  
Number of Proposed Dwelling Units: 0

Huerfano County Land Use Department  
401 Main Street, Suite 304  
Walsenburg, Colorado 81089  
(719) 738-3000 ext. 108



Item 6d.

### GENERAL LAND USE APPLICATION

Proposed Average Lot Size: Not Applicable

If a Variance Request, please state the reason for the Variance(s): \_\_\_\_\_

Is all or a portion of the subject land located in a potential flood plain area, or are there areas with slopes in excess of twenty percent (20%)?  YES  NO

If YES, which of these conditions exist? \_\_\_\_\_

Value of proposed new development: Not Applicable

Will the proposed project require any State or Federal permits? If  YES  NO

YES, please list all permits or approvals required: \_\_\_\_\_

Colo. Division of Reclamation Mining and Safety Permit, Colo. Dept. of Public Health APEN

If a H.B. 1041 permit is required, for what matters of local concern and state interest? \_\_\_\_\_

Not Applicable

Please list any additional pertinent information: \_\_\_\_\_

#### 5. CERTIFICATION BY THE APPLICANT:

I hereby certify that this Application is made with full knowledge of the design standards, all fees, procedures, public hearing and meeting requirements contained in the Huerfano County Land Use Regulations. Furthermore, I understand that all land use permits are non-transferable, unless specifically approved by the Huerfano County Board of County Commissioners. The Board of County Commissioners may impose permit transfer fees as it deems appropriate. I also understand that issuance of a permit does not relieve me of the requirement to comply with all federal, state, and local laws as well as all relevant subdivision regulations, declarations, and covenants. All documents submitted may be subject to internet publishing.

Signature of Applicant: [Signature] Date: 2-8-23

Printed Name: Baxter Kirkland

#### 6. ACTION (by the authorized permitting authority):

Final Approval  Conditional Approval  Denial

Name \_\_\_\_\_ Signature \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_



- Legend**
- Permit Boundary (30.0 Acres)
  - Existing Fence Line
  - 10' Erosion Berms
  - Present Boundaries
  - Erosion Berm Stockpile of Topsoil & Overburden

**Scale**  
 200'-0"



Permit Boundaries  
 (30 Acres)

Land Owner: REDDING RICHARD L & MARGIE C

Land Owner: COLORADO STATE TRUST LAND

Land Owner: COLORADO STATE TRUST LAND

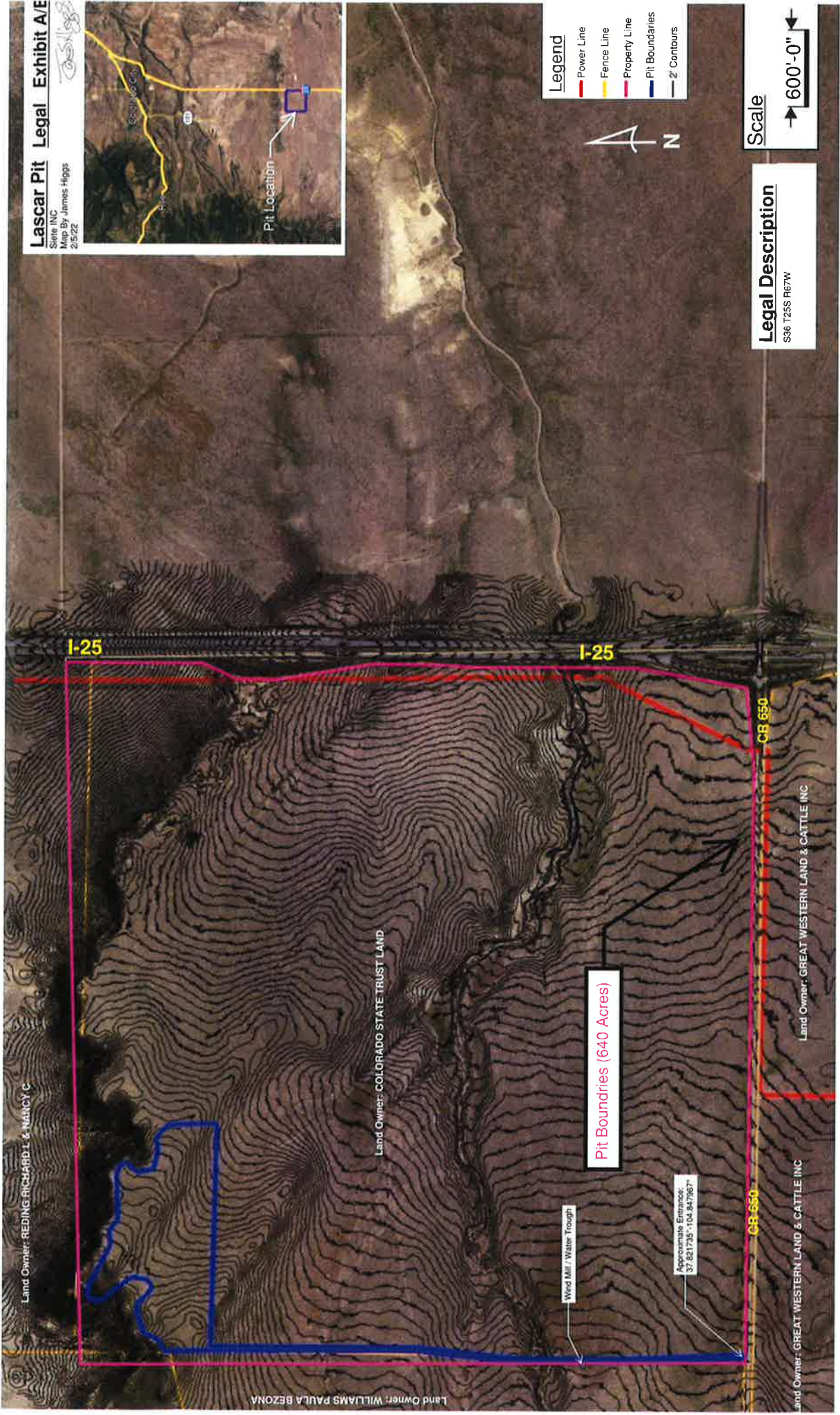
Land Owner: COLORADO STATE TRUST LAND

Land Owner: WILLIAMS PAULA BEZOM

1. Pit floor depth will be determined in the field.  
 2. Pit floor depth will be determined in the field.  
 3. Erosion berm width will be determined in the field.  
 4. Erosion berm height will be determined in the field.

**Lascar Pit Legal Exhibit A/E**  
 Site INC  
 Map By James Higgs  
 2/3/22

Pit Location



- Legend**
- Power Line
  - Fence Line
  - Property Line
  - Pit Boundaries
  - 2' Contours

**Scale**  
 600'-0"

**Legal Description**  
 S36 T25S R67W

**Pit Boundaries (640 Acres)**

Wind Mill Water Trough

Approximate Entrance:  
 37, 631725, 104, 847957

Land Owner: WILLIAMS PAULA BEZONA

Land Owner: REDING RICHARD L & NANCY C

Land Owner: COLORADO STATE TRUST LAND

Land Owner: GREAT WESTERN LAND & CATTLE INC

Land Owner: GREAT WESTERN LAND & CATTLE INC

Item 6d.

2/5/23  
Map By James Higgs 

Land Owner: REDING RICHARD L & NANCY C

Land Owner: WILLIAMS PAULA BEZONA



Permit Boundaries  
(30 Acres)

Land Owner: COLORADO STATE TRUST LAND

6140

6130

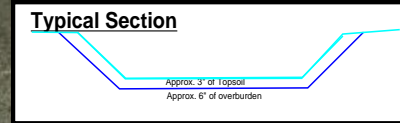
6120

Land Owner: COLORADO STATE TRUST LAND

6110

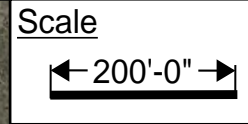
Land Owner: COLORADO STATE TRUST LAND

Haul Road



**Legend**

- Permit Boundary (30.0 Acres)
- Existing Fence Line
- 2' Existing Contours
- Property Boundaries
- Erosion Berm/Stockpile of Topsoil & Overburden



- Notes:
- 1) Floor depth will be determined in the field.
  - 2) All slopes will be mined at a 3:1, except for the working face.
  - 3) Entrance Location: 37.821735° -104.847967°



# COLORADO

## Department of Transportation

Region 2 Permits

5615 Wills Blvd, Suite A  
Pueblo, CO 81008-2349

February 24, 2023

I-25 South (Exit 64)  
Huerfano County

**Sky Tallman**, Land Use Director  
Huerfano County Land Use  
401 Main Street, Suite 304  
Walsenburg, CO 81089

RE: Lascar Pit / Siete, Inc. - Conditional Use Permit 23-06

Dear Sky,

I am in receipt of a referral request for planning referral comments for Conditional Use Permit 23-06 for Lascar Pit / Siete, Inc. The proposed operation will extract sand and gravel with on-site processing. The site consists of ±640 acres; of the ±640 acres, approximately 30 acres will be mined during the first phase. The remaining ±610 acres will be utilized once all mining has been completed on the first 30-acre area. The mining operation is 13 miles north of Walsenburg on County Road 650, east of I-25 in Huerfano County. After review of all documentation, we have the following comments:

### Traffic

The submitted documents have been reviewed by a CDOT Traffic Engineer. Their comments follow:

- There are approximately 200 vehicles per day at the I-25 and County Road 650 on-ramps. The letter of intent indicates an estimate of 15 trucks per hour; without knowing the specifics of the actual haul trucks being used, this can either equate to 2 times or 3 times the number of trucks into Passenger Car Equivalent (PCE) = 30 to 45 pce/hr.
- A Traffic Memo is required to be submitted to CDOT for review that follows the State Highway Access Code (SHAC) guidelines. Ensure the following is included/addressed in the memo:
  - Type of trucks anticipated being used, converted to PCE as per ITE guidelines.
  - Any additional trip generators (i.e. mechanics, site workers, etc).
- **Please submit a Traffic Memo to CDOT for review and comment.**

### Access

The proposed development will impact CDOT infrastructure. Our comments follow:

- Section 1.4(1) of the State Highway Access Code, states in part that no person, shall construct any access providing direct vehicular movement to or from any state highway from or to property in close proximity or abutting a state highway without an access permit issued by the designated issuing authority with the written approval of the Department.
- Under Section 2.6 (Change in Land Use and Access Use) of the State Highway Access Code, states the requirements of a new access permit. It states in part that if any significant changes are made or will be made in the use of the property which will affect access operation, traffic volume increases by 20% and or vehicle type, the permittee or property owner will coordinate with the local authority and the Department to determine if a new



access permit and/or modifications to the access are required. Roadway improvements are anticipated for Powers Boulevard and Mesa Ridge Parkway.

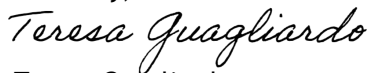
- A CDOT Access Permit will be required for this development to document the traffic generated at County Road 650 and I-25.

Additionally,

- On-premise and off-premise signing shall comply with the current Colorado Outdoor Advertising Act, sections 43-1-401 to 421, C.R.S., and all rules and regulations pertaining to outdoor advertising. Please contact Mr. Todd Ausbun at (719) 696-1403 for any questions regarding advertising devices.
- Any utility work within the state highway right of way will require a utility permit from CDOT. Information for obtaining a utility permit can also be obtained by contacting Mr. Ausbun.

Please contact me in Pueblo at (719) 546-5440 or by email [teresa.guagliardo@state.co.us](mailto:teresa.guagliardo@state.co.us) with any questions.

Sincerely,



Teresa Guagliardo  
CDOT R2 Access Management Trainee

Xc: Sparks  
Martinez, Patrol 4  
Jagow  
Gonzales/Regalado/file





## PFM Consulting LLC

Colorado Department of Transportation  
R2-Permits-Access-Traffic and Safety  
5615 Willis Blvd. Suite A  
Pueblo, CO 81008

RE: Lascar Pit Traffic Memo – Huerfano County I-25 and County Road 650

February 26<sup>th</sup>, 2023

Ms. Guagliardo,

Please accept this and the included map as the Traffic Memo for I-25- Huerfano County MM64. This access is being requested as a part of a gravel pit project that is being developed in Huerfano County to produce aggregate for CDOT Project No. FBR 025A-045 and for Federal Highway Administration Project 6982AF23C000001. This site will encompass 30 acres for these two projects and will expand as demand warrants. The site is anticipated to be operation for 15-20 years.

This site will be regulated by several county and state agencies. Huerfano County Land Use is in the process of approving a Special Use Permit for the operation. Additionally, the Colorado Department of Natural Resources Division of Reclamation, Mining and Safety requires a Special Operations 111 Reclamation Permit Application. The Colorado Department of Public Health and Environment requires an Air Pollution Emission Notice (APEN). Based upon these permits and their production limits, we can reasonably estimate traffic volumes, due to restrictions that these permits put on the project itself.

Based upon production limits mentioned above, the project estimates no greater than 70 semi-truck (belly dump) loads being hauled from the site in any given day. This number is based upon being able to load each truck with 28 tons of aggregate material. This level of traffic will occur during the construction of the above-referenced projects and will be significantly less during normal business operations throughout the rest of the year. To produce aggregate for these projects, the site would see heavier activity from March of 2023 to the Fall of 2023. A more realistic number following the projects is 70,000-100,000 tons of aggregate being hauled from the site, which would lower the daily truck count to 15-17. The site anticipates running from 7 am to 5 pm Monday through Friday. The highest truck traffic per hour based on 70 trucks per day would be 7 trucks per hour. The lower average of hourly truck traffic would then be anywhere from 2-4 trucks per hour. Converting the highest level of traffic to a passenger car equivalent is 21 trucks per hour.

1774 N. Cougar Drive  
Pueblo West, CO 81007  
(719) 529-0916  
pfmconsultingcompany@gmail.com  
www.pfmconsultingllc.com





## PFM Consulting LLC

The number of employees at the site would be approximately 6. The traffic from these employees would be at 6-7 a.m. and then again around 5-6 p.m. There may be local vendors (i.e., maintenance vendors) who would be onsite on an occasional basis. This traffic is difficult to estimate but would range from 1-2 vehicles per day at a maximum. Based upon these assumptions, the highest daily vehicle count would be 218. Again, this site would run approximately 10 hours per day, so this would equate to 22 passenger car equivalents per hour.

As this site will be an operational gravel pit, there is not one designated haul route. The haul route will be driven by the local economy and aggregate sales. The two projects listed above will move gravel both north and south on I-25 from this site. This will split the impact to the on/off ramps by moving aggregate in two different directions.

The current access road will be Huerfano County Road 650 south of the parcel. The pit will use the far westerly edge of the section to access the gravel site. Please see the attached map for a detail of the location of the interior haul road and how that intersects Huerfano County Road 650 and I-25.

Please let me know if you need any additional information to proceed with the Access Permit Application

Warm Regards,

*Jodi Schreiber*

Jodi Schreiber, Owner  
PFM Consulting LLC

1774 N. Cougar Drive  
Pueblo West, CO 81007  
(719) 529-0916  
pfmconsultingcompany@gmail.com  
www.pfmconsultingllc.com



**AMENDMENT TO MASTER AGREEMENT FOR PROFESSIONAL SERVICES  
Huerfano County, Colorado  
Project No. 21A25200**

**CONTRACT AMENDMENT NO. 2**

This Contract Amendment No. 2 (Amendment), effective on the date last written below, shall amend the original contract and all previous amendments between Huerfano County, Colorado (Owner) and Garver, LLC (Garver), dated April 27<sup>th</sup>, 2021 referred to in the following paragraphs as the "MSA."

This Amendment adds a project to the list included within the Recitals of the MSA. Previous Item 4 is now Item 5.

The MSA is hereby modified as follows:

**SECTION 2 – SCOPE OF SERVICES**

The following language is hereby added to the potential projects list within the Recitals of the MSA:

4. Electrical Rehab & Modifications with Pavement Removals
5. Other engineering services as agreed upon by the Owner and Garver.

All other terms and conditions of the MSA remain unchanged and in full force and effect.

*[Signature Page to Follow]*



This Agreement may be executed in two (2) or more counterparts each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, Owner and Garver have executed this Amendment effective as of the date last written below.

Huerfano County, Colorado

Garver, LLC

By: \_\_\_\_\_  
*Signature*

By: Colin Bible  
*Signature*

Name: \_\_\_\_\_  
*Printed Name*

Name: Colin Bible  
*Printed Name*

Title: \_\_\_\_\_

Title: Senior Project Manager

Date: \_\_\_\_\_

Date: 2/19/23

**PURCHASE ORDER**  
**Huerfano County**

Item 7b.

Purchase Order#: 59

Purchase OrderDate: 2/22/2023

Vendor: **Core&Main / 8262**  
**PO Box 28330**  
**St Louis, MO 63146**

Ship To: **401 Main Street -**  
**Walsenburg CO, 81089**

**Order Description:**

DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL COST	LEDGER
	1	\$3,750.00	\$3,750.00	070-49100-52000
		TOTAL:	\$3,750.00	

**NOTES:**

Gardner Water New Software system

**APPROVALS:**

Approving Authority:

Budget Officer:



# Bid Proposal for Huerfano County- Neptune 360 SaaS Pricing

CUSTOMER	<p><b>HUERFANO COUNTY</b>          401 MAIN STREET          SUITE 203          WALSENBURG, CO 81089          Contact: Chris Bechaver          (T) (719) 621-8127          cbechaver@huerfano.us</p>	<p><b>Job</b>          Huerfano County- Neptune 360 SaaS Pricing          Bid Date: 12/31/2023          Bid #: 2772201</p>
	<p><b>Sales Representative</b>          Joey Davidson          (M) 865-617-7727          (T) 303-394-0004          (F) 303-394-4450          Joe.Davidson@coreandmain.com</p>	<p><b>Core &amp; Main</b>          9451 Yosemite St          Henderson, CO 80640          (T) 303-394-0004</p>
	<p><b>NOTES</b></p> <p>The Neptune 360 one-time setup fee includes the following:</p> <ul style="list-style-type: none"> <li>• On-site set-up and training</li> <li>• Device configuration</li> <li>• User role management</li> <li>• Import file validation</li> <li>• Network and storage set-up</li> <li>• Space allocation for utility data</li> <li>• Run-time configuration</li> <li>• System level security configuration</li> </ul> <p>V4 file format is required for Neptune 360.</p>	

Setup fee is a one time charge. The subscription price continues annually.



### Bid Proposal for Huerfano County- Neptune 360 SaaS Pricing

**HUERFANO COUNTY**  
**Bid Date: 12/31/2023**  
**Core & Main 2772201**

**Core & Main**  
9451 Yosemite St  
Henderson, CO 80640  
**Phone: 303-394-0004**  
**Fax: 303-394-4450**

Seq#	Qty	Description	Units	Price	Ext Price
<b>DUE TO CURRENT SUPPLY CHAIN DISRUPTIONS, MATERIALS ARE SUBJECT TO PRICING AT TIME OF SHIPMENT. MATERIAL AVAILABILITY AND TIMELINESS OF SHIPMENTS CANNOT BE GUARANTEED. THIS TERM SUPERSEDES ALL OTHER CONTRACTUAL PROVISIONS.</b>					
10		<b>NEPTUNE 360 AMR SOFTWARE:</b>			
20	1	NEPTUNE 360 ANNUAL AMR SRVCS SUBSCRIPTION 13980-110	EA	1,250.00	1,250.00
40	1	NEPTUNE 360 ONE TIME SET UP FEE 13980-001	EA	2,500.00	2,500.00
				<b>Tax</b>	<b>0.00</b>
				<b>Total</b>	<b>3,750.00</b>

**Branch Terms:**

Annual Subscription Includes the following:

- Neptune 360 In office application
- Neptune 360 Mobile – field application
- Software Maintenance – upgrades/bug fixes
- 24x7 system monitoring
- All server Operating System and Hardware updates
- Data back-up and replication
- Guaranteed system availability and accessibility outside of scheduled maintenance windows (outlined in SaaS Description of Services)

CORE & MAIN WATERWORKS IS NOT LIABLE FOR DELIVERY DELAYS, CANCELLATIONS OR PRICE INCREASES RESULTING FROM ANY CAUSE BEYOND OUR CONTROL. THESE INCLUDE BUT ARE NOT LIMITED TO: MANUFACTURERS SHORTAGES, AVAILABILITY OR TIMELINESS OF TRANSPORTATION, MATERIALS, FUELS, OR SUPPLIES. THIS QUOTE IS NOT A CONTRACT TO SUPPLY MATERIAL OR GUARANTEE OF PRODUCT AVAILABILITY.

\*\*\*\*\*

UNLESS OTHERWISE SPECIFIED HEREIN, PRICES QUOTED ARE VALID IF ACCEPTED BY CUSTOMER AND PRODUCTS ARE RELEASED BY CUSTOMER FOR MANUFACTURE WITHIN THIRTY (30) CALENDAR DAYS FROM THE DATE OF THIS QUOTATION. CORE & MAIN LP RESERVES THE RIGHT TO INCREASE PRICES TO ADDRESS FACTORS, INCLUDING BUT NOT LIMITED TO, GOVERNMENT REGULATIONS, TARIFFS, TRANSPORTATION, FUEL AND RAW MATERIAL COSTS. DELIVERY WILL COMMENCE BASED UPON MANUFACTURER LEAD TIMES. ANY MATERIAL DELIVERIES DELAYED BEYOND MANUFACTURER LEAD TIMES MAY BE SUBJECT TO PRICE INCREASES AND/OR APPLICABLE STORAGE FEES. THIS BID PROPOSAL IS CONTINGENT UPON BUYER'S ACCEPTANCE OF SELLER'S TERMS AND CONDITIONS OF SALE, AS MODIFIED FROM TIME TO TIME, WHICH CAN BE FOUND AT: <https://coreandmain.com/TandC/>

070-49100-52000



## Recent Opioid Settlements – Action Deadline April 7, 2023

Dear Carl Young:

Just a friendly reminder to send in your participation forms if you have not yet done so. The forms are due back by April 7 - see below for the links to the forms and how to submit.

Also, a couple of clarifying comments:

You have opted-in to receive the 20% settlement funds in your jurisdiction. You do not need to make any changes to that decision, however we will provide an opportunity once per year to make a change if so desired.

All opioid settlement funds that are received as a result of the settlements referenced below will follow the same Memorandum of Understanding that signed in 2021. This is not a new MOU, but rather participation forms for the new settlements that will follow the existing MOU.

If you have any questions, please be sure to reach out directly!

Thanks - Heidi Williams  
303-819-9722

On behalf of Attorney General Phil Weiser, I am pleased to inform you that Colorado has reached settlement agreements with five additional opioid companies. Thanks to the collaboration of Colorado's counties and municipalities, our state maximized its settlement proceeds from previous opioid litigation and I am now asking that you review and sign-on to these recent settlements no later than **April 7, 2023** so that Colorado and HUERFANO COUNTY can maximize its share of these funds.

Colorado has reached settlements with Teva Pharmaceutical Industries Ltd. and Allergan Finance, LLC/Allergan Limited, as well as with Walmart Inc., CVS Health Corporation/CVS Pharmacy, Inc., and Walgreen Co. These settlements are summarized and settlement documents are linked below.

**If HUERFANO COUNTY decides to join these settlements, please sign and submit the Participation Forms for each settlement with this [Google form](#) or send to [Opioids@coag.gov](mailto:Opioids@coag.gov) no later than **April 7, 2023**.**

In order for Colorado to maximize its share of the settlement proceeds, these opioid settlements (like prior opioid settlements) require that Colorado's Local Governments participate in the settlements by releasing their opioid-related legal claims against the settling Defendants. Further information and instructions for HUERFANO COUNTY to participate in the recent opioid settlements is below. HUERFANO COUNTY cannot receive funds from any opioid settlement it does not join.

Importantly, the terms of the Colorado Opioid Memorandum of Understanding ("Colorado MOU"), which governs the distribution of opioid settlement funds in Colorado, will also apply to the recent opioid settlements. HUERFANO COUNTY has already signed the Colorado MOU and does not need to re-sign it to participate in the recent opioid settlements. For your reference, the Colorado MOU can be found here: [Colorado MOU](#).

### **Summary of Recent Opioid Settlements**

#### **Teva & Allergan Settlements**

Teva and Allergan are affiliated pharmaceutical opioid manufacturers. Colorado has reached settlements with each company (see [Teva](#) and [Allergan](#)), and HUERFANO COUNTY is required to join both settlements, or neither of them. Specifically, HUERFANO COUNTY does not have the option to join the Teva settlement and not join the Allergan settlement, or vice versa.

Under the terms of the Teva settlement, Colorado and its Local Governments stand to receive an estimated \$59 million if enough Local Governments join. Teva will pay this amount over 13 years. HUERFANO COUNTY previously elected to receive Opioid Funds directly and report on how it expends those funds for Approved Purposes. [Click here](#) to view the estimated amount that HUERFANO COUNTY will receive directly from the settlement with Teva if HUERFANO COUNTY joins. [Click here](#) to view the estimated amount that your Region(s) will receive from the settlement with Teva if HUERFANO COUNTY joins.

In addition to the monetary award from the Teva settlement, Colorado may elect to receive a distribution of generic naloxone nasal spray ("Settlement Product") manufactured and distributed at Teva's expense, which

is valued at \$24.2 million over 10 years. If Colorado does not elect to receive Settlement Product, Colorado will receive an additional cash payment estimated to be \$4.8 million paid over 10 years. Colorado may also elect to receive a partial distribution of Settlement Product and a partial additional cash payment. Under the terms of the Teva settlement, only the State can make the election to receive Settlement Product and/or an additional cash payment, and the State will do so every two years beginning in 2023. The Attorney General commits to consulting with the Colorado Opioid Abatement Council (“COAC”), and any other relevant state and local experts, to determine whether the State should accept Settlement Product and/or an additional cash payment, and in the event Colorado elects to receive any Settlement Product, to ensure the distribution of the Settlement Product is fair and equitable. In the event the State elects to receive an additional cash payment, those funds will be distributed in accordance with the Colorado MOU.

Under the terms of the Allergan settlement, Colorado and its Local Governments stand to receive an estimated \$35 million if enough Local Governments join. Allergan will pay this amount over 7 years. [Click here](#) to view the estimated amount that HUERFANO COUNTY will receive directly from the settlement with Allergan if HUERFANO COUNTY joins. [Click here](#) to view the estimated amount that your Region(s) will receive from the settlement with Allergan if HUERFANO COUNTY joins.

Under the terms of the settlements with Teva and Allergan, and under the terms of the Colorado MOU, all opioid settlement funds must be used for Approved Purposes (see Ex. A to the Colorado MOU) to abate the opioid crisis in Colorado.

If HUERFANO COUNTY elects to participate in the settlements with Teva and Allergan, it must complete and sign the [Participation Forms \(Attachments A and B\)](#), and return them no later than **April 7, 2023**, with this [Google form](#) or send to [Opioids@coag.gov](mailto:Opioids@coag.gov).

Walmart Settlement

Walmart is a chain pharmacy that dispenses prescription opioids.

Under the terms of the Walmart settlement, Colorado and its Local Governments stand to receive an estimated \$44 million if enough Local Governments join. Walmart will pay this amount over 6 years. [Click here](#) to view the estimated amount HUERFANO COUNTY will receive directly from the settlement with Walmart if HUERFANO COUNTY joins. [Click here](#) to view the estimated amount that your Region(s) will receive from the settlement with Walmart if HUERFANO COUNTY joins.

Under the terms of the settlement with Walmart, and under the terms of the Colorado MOU, all opioid settlement funds must be used for Approved Purposes (see Ex. A to the Colorado MOU) to abate the opioid crisis in Colorado.

The settlement documents with Walmart can be found here: [Walmart Settlement](#). If HUERFANO COUNTY elects to participate in this settlement with Walmart, it must complete and sign the [Participation Forms \(Attachment C\)](#), and return no later than **April 7, 2023**, with this [Google Form](#) or send to [Opioids@coag.gov](mailto:Opioids@coag.gov).

CVS Settlement

CVS is a chain pharmacy that dispenses prescription opioids.

Under the terms of the CVS settlement, Colorado and its Local Governments stand to receive an estimated \$78 million if enough Local Governments join. CVS will pay this amount over 10 years. [Click here](#) to view the estimated amount HUERFANO COUNTY will receive directly from the settlement with CVS if HUERFANO COUNTY joins. [Click here](#) to view the estimated amount that your Region(s) will receive from the settlement with CVS if HUERFANO COUNTY joins.

Under the terms of the settlement with CVS, and under the terms of the Colorado MOU, all opioid settlement funds must be used for Approved Purposes (see Ex. A to the Colorado MOU) to abate the opioid crisis in Colorado.

The settlement documents with CVS can be found here: [CVS Settlement](#). If HUERFANO COUNTY elects to participate in this settlement with CVS, it must complete and sign the [Participation Form \(Attachment D\)](#), and return no later than **April 7, 2023**, with this [Google Form](#) or send to [Opioids@coag.gov](mailto:Opioids@coag.gov).

Walgreens Settlement

Walgreens is a chain pharmacy that dispenses prescription opioids.

Under the terms of the Walgreens settlement, Colorado and its Local Governments stand to receive an estimated \$85 million if enough Local Governments join. Walgreens will pay this amount over 15 years. [Click here](#) to view the estimated amount HUERFANO COUNTY will receive directly from the settlement with Walgreens if HUERFANO COUNTY joins. [Click here](#) to view the estimated amount that your Region(s) will receive from the settlement with Walgreens if HUERFANO COUNTY joins.

Under the terms of the settlement with Walgreens, and under the terms of the Colorado MOU, all opioid settlement funds must be used for Approved Purposes (see Ex. A to the Colorado MOU) to abate the opioid crisis in Colorado.

The settlement documents with Walgreens can be found here: [Walgreens Settlement](#). If HUERFANO COUNTY elects to participate in this settlement with Walgreens, it must complete and sign the [Participation](#)

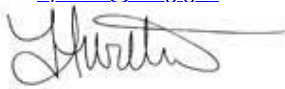


Form (Attachment E), and return no later than **April 7, 2023**, with this [Google Form](#) or send to [Opioids@coag.gov](mailto:Opioids@coag.gov).

The five recent opioid settlements represent another significant step in Colorado's efforts to end the opioid crisis in our state. In order for Colorado to maximize its share of these settlements, Local Government participation is essential. If enough Local Governments join the five settlements, Colorado stands to receive an estimated \$300 million in addition to the millions of dollars our state has already begun receiving from previous opioid settlements.

We appreciate the spirit of togetherness Colorado's Local Governments have embraced in our effort to solve the opioid crisis. We know you will give careful consideration to the five settlements discussed in this letter. We urge you to join each settlement so that Colorado can maximize its share of the proceeds and move closer to saving the lives of so many Coloradoans impacted by this epidemic.

If you have any questions or need any additional information, please contact me and my team at [opioids@coag.gov](mailto:opioids@coag.gov).



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Heidi K. Williams, MPA  
Director of Opioid Response  
[Heidi.Williams@coag.gov](mailto:Heidi.Williams@coag.gov)



Colorado Opioid Settlement Distribution Funds -  
Teva, Allergan, CVS, Walgreens, & Walmart Settlements

Estimated direct allocation for maximum Local Government participation

Participating Local Governments	Local Government Share Total	Teva Local Gov. Share (13 Years)	Allergan Local Gov. Share (7 Years)	CVS Local Gov. Share (10 Years)	Walgreens Local Gov. Share (14 Years)	Walmart Local Gov. Share (6 Years)
Alma	\$ 722.41	\$ 141.48	\$ 84.29	\$ 187.15	\$ 203.51	\$ 105.98
Arvada	\$ 712,258.83	\$ 139,495.66	\$ 83,104.87	\$ 184,520.49	\$ 200,646.71	\$ 104,491.10
Aspen	\$ 40,768.11	\$ 7,984.42	\$ 4,756.74	\$ 10,561.54	\$ 11,484.57	\$ 5,980.84
Aurora	\$ 2,380,568.00	\$ 466,233.47	\$ 277,759.70	\$ 616,719.02	\$ 670,617.37	\$ 349,238.44
Breckenridge	\$ 54,472.60	\$ 10,668.44	\$ 6,355.75	\$ 14,111.88	\$ 15,345.19	\$ 7,991.34
Broomfield	\$ 555,463.44	\$ 108,787.33	\$ 64,810.32	\$ 143,900.48	\$ 156,476.70	\$ 81,488.61
Buena Vista	\$ 11,762.86	\$ 2,303.75	\$ 1,372.47	\$ 3,047.33	\$ 3,313.65	\$ 1,725.66
Canon City	\$ 170,327.80	\$ 33,358.64	\$ 19,873.49	\$ 44,125.77	\$ 47,982.16	\$ 24,987.74
Carbondale	\$ 11,474.82	\$ 2,247.34	\$ 1,338.86	\$ 2,972.71	\$ 3,232.51	\$ 1,683.40
Cedaredge	\$ 10,929.67	\$ 2,140.57	\$ 1,275.25	\$ 2,831.48	\$ 3,078.94	\$ 1,603.43
Chaffee County	\$ 149,619.96	\$ 29,303.02	\$ 17,457.34	\$ 38,761.12	\$ 42,148.66	\$ 21,949.82
Commerce City	\$ 247,346.12	\$ 48,442.66	\$ 28,859.83	\$ 64,078.43	\$ 69,678.58	\$ 36,286.62
Crested Butte	\$ 2,500.20	\$ 489.66	\$ 291.72	\$ 647.71	\$ 704.32	\$ 366.79
Cripple Creek	\$ 59,675.28	\$ 11,687.38	\$ 6,962.79	\$ 15,459.71	\$ 16,810.81	\$ 8,754.59
Custer County	\$ 22,095.71	\$ 4,327.43	\$ 2,578.08	\$ 5,724.20	\$ 6,224.47	\$ 3,241.53
Delta	\$ 49,081.99	\$ 9,612.69	\$ 5,726.78	\$ 12,715.37	\$ 13,826.63	\$ 7,200.52
Denver	\$ 8,322,632.95	\$ 1,629,984.94	\$ 971,067.45	\$ 2,156,093.05	\$ 2,344,525.40	\$ 1,220,962.11
Dillon	\$ 8,641.15	\$ 1,692.37	\$ 1,008.23	\$ 2,238.61	\$ 2,434.25	\$ 1,267.69
Eagle County	\$ 208,737.33	\$ 40,881.14	\$ 24,355.03	\$ 54,076.29	\$ 58,802.30	\$ 30,622.57
Eaton	\$ 9,869.34	\$ 1,932.91	\$ 1,151.53	\$ 2,556.79	\$ 2,780.24	\$ 1,447.87
Edgewater	\$ 38,526.47	\$ 7,545.40	\$ 4,495.19	\$ 9,980.81	\$ 10,853.09	\$ 5,651.98
Empire	\$ 257.50	\$ 50.43	\$ 30.04	\$ 66.71	\$ 72.54	\$ 37.78
Englewood	\$ 334,795.99	\$ 65,569.68	\$ 39,063.30	\$ 86,733.53	\$ 94,313.63	\$ 49,115.85
Florence	\$ 44,470.74	\$ 8,709.58	\$ 5,188.75	\$ 11,520.76	\$ 12,527.62	\$ 6,524.03
Fort Collins	\$ 759,958.08	\$ 148,837.54	\$ 88,670.32	\$ 196,877.64	\$ 214,083.82	\$ 111,488.76
Frederick	\$ 26,390.18	\$ 5,168.51	\$ 3,079.15	\$ 6,836.74	\$ 7,434.24	\$ 3,871.54

Colorado Opioid Settlement Distribution Funds - Teva, Allergan, CVS, Walgreens, Walmart Settlements  
 Estimated direct allocation for maximum Local Government participation

Item 7c.

Participating Local Governments	Local Government Share Total	Teva Local Gov. Share (13 Years)	Allergan Local Gov. Share (7 Years)	CVS Local Gov. Share (10 Years)	Walgreens Local Gov. Share (14 Years)	Walmart Local Gov. Share (6 Years)
Fremont County	\$ 335,059.91	\$ 65,621.37	\$ 39,094.09	\$ 86,801.90	\$ 94,387.98	\$ 49,154.57
Frisco	\$ 13,580.17	\$ 2,659.67	\$ 1,584.51	\$ 3,518.13	\$ 3,825.60	\$ 1,992.26
Garfield County	\$ 354,666.54	\$ 69,461.33	\$ 41,381.75	\$ 91,881.26	\$ 99,911.26	\$ 52,030.94
Glendale	\$ 73,673.09	\$ 14,428.85	\$ 8,596.02	\$ 19,086.03	\$ 20,754.06	\$ 10,808.13
Golden	\$ 203,104.05	\$ 39,777.86	\$ 23,697.76	\$ 52,616.91	\$ 57,215.38	\$ 29,796.14
Greeley	\$ 662,391.61	\$ 129,729.18	\$ 77,286.47	\$ 171,601.70	\$ 186,598.88	\$ 97,175.38
Gunnison	\$ 6,313.74	\$ 1,236.55	\$ 736.67	\$ 1,635.66	\$ 1,778.61	\$ 926.25
Gunnison County	\$ 94,352.84	\$ 18,478.97	\$ 11,008.89	\$ 24,443.41	\$ 26,579.64	\$ 13,841.93
Huerfano County	\$ 94,861.78	\$ 18,578.65	\$ 11,068.28	\$ 24,575.25	\$ 26,723.01	\$ 13,916.59
Jefferson County	\$ 3,396,093.20	\$ 665,123.74	\$ 396,249.07	\$ 879,804.86	\$ 956,695.66	\$ 498,219.87
Johnstown	\$ 35,842.24	\$ 7,019.69	\$ 4,182.00	\$ 9,285.43	\$ 10,096.93	\$ 5,258.19
La Veta	\$ 15,384.31	\$ 3,013.01	\$ 1,795.01	\$ 3,985.52	\$ 4,333.83	\$ 2,256.94
Lake County	\$ 40,335.63	\$ 7,899.72	\$ 4,706.28	\$ 10,449.50	\$ 11,362.74	\$ 5,917.39
Lakewood	\$ 929,903.22	\$ 182,121.24	\$ 108,499.17	\$ 240,904.28	\$ 261,958.17	\$ 136,420.36
Larimer County	\$ 2,027,744.95	\$ 397,133.19	\$ 236,593.05	\$ 525,315.34	\$ 571,225.43	\$ 297,477.94
Las Animas	\$ 11,965.39	\$ 2,343.42	\$ 1,396.10	\$ 3,099.80	\$ 3,370.70	\$ 1,755.37
Littleton	\$ 549,780.91	\$ 107,674.42	\$ 64,147.29	\$ 142,428.34	\$ 154,875.90	\$ 80,654.96
Loveland	\$ 759,958.08	\$ 148,837.54	\$ 88,670.32	\$ 196,877.64	\$ 214,083.82	\$ 111,488.76
Marble	\$ 181.88	\$ 35.62	\$ 21.22	\$ 47.12	\$ 51.24	\$ 26.68
Mesa County	\$ 975,902.79	\$ 191,130.25	\$ 113,866.30	\$ 252,821.10	\$ 274,916.47	\$ 143,168.67
Mount Crested Butte	\$ 2,722.50	\$ 533.20	\$ 317.66	\$ 705.30	\$ 766.94	\$ 399.40
Mountain View	\$ 7,840.65	\$ 1,535.59	\$ 914.83	\$ 2,031.23	\$ 2,208.75	\$ 1,150.25
Naturita	\$ 489.96	\$ 95.96	\$ 57.17	\$ 126.93	\$ 138.02	\$ 71.88
New Castle	\$ 6,641.53	\$ 1,300.74	\$ 774.92	\$ 1,720.58	\$ 1,870.95	\$ 974.34
Northglenn	\$ 109,392.83	\$ 21,424.55	\$ 12,763.72	\$ 28,339.72	\$ 30,816.49	\$ 16,048.35
Oak Creek	\$ 1,353.62	\$ 265.11	\$ 157.94	\$ 350.67	\$ 381.32	\$ 198.58
Ouray County	\$ 22,577.60	\$ 4,421.82	\$ 2,634.30	\$ 5,849.04	\$ 6,360.22	\$ 3,312.22
Palmer Lake	\$ 3,025.99	\$ 592.64	\$ 353.07	\$ 783.92	\$ 852.44	\$ 443.92
Parachute	\$ 4,949.44	\$ 969.35	\$ 577.49	\$ 1,282.22	\$ 1,394.28	\$ 726.10
Pitkin	\$ 40.43	\$ 7.92	\$ 4.72	\$ 10.47	\$ 11.39	\$ 5.93
Pitkin County	\$ 45,678.47	\$ 8,946.11	\$ 5,329.67	\$ 11,833.64	\$ 12,867.84	\$ 6,701.21

Colorado Opioid Settlement Distribution Funds - Teva, Allergan, CVS, Walgreens, Walmart Settlements  
 Estimated direct allocation for maximum Local Government participation

Item 7c.

Participating Local Governments	Local Government Share Total	Teva Local Gov. Share (13 Years)	Allergan Local Gov. Share (7 Years)	CVS Local Gov. Share (10 Years)	Walgreens Local Gov. Share (14 Years)	Walmart Local Gov. Share (6 Years)
Platteville	\$ 8,011.15	\$ 1,568.98	\$ 934.72	\$ 2,075.40	\$ 2,256.78	\$ 1,175.27
Poncha Springs	\$ 8,469.96	\$ 1,658.84	\$ 988.26	\$ 2,194.26	\$ 2,386.03	\$ 1,242.57
Pueblo	\$ 1,427,252.95	\$ 279,527.02	\$ 166,528.90	\$ 369,749.59	\$ 402,063.97	\$ 209,383.47
Rangely	\$ 7,071.09	\$ 1,384.87	\$ 825.04	\$ 1,831.86	\$ 1,991.96	\$ 1,037.36
Rifle	\$ 24,500.06	\$ 4,798.33	\$ 2,858.62	\$ 6,347.08	\$ 6,901.78	\$ 3,594.25
Salida	\$ 30,056.33	\$ 5,886.52	\$ 3,506.91	\$ 7,786.51	\$ 8,467.01	\$ 4,409.38
Sedgwick County	\$ 33,845.42	\$ 6,628.61	\$ 3,949.02	\$ 8,768.12	\$ 9,534.41	\$ 4,965.26
Silt	\$ 7,484.80	\$ 1,465.90	\$ 873.31	\$ 1,939.04	\$ 2,108.50	\$ 1,098.05
Silverthorne	\$ 11,812.57	\$ 2,313.49	\$ 1,378.26	\$ 3,060.21	\$ 3,327.66	\$ 1,732.95
Steamboat Springs	\$ 83,962.55	\$ 16,444.04	\$ 9,796.57	\$ 21,751.66	\$ 23,652.65	\$ 12,317.63
Sterling	\$ 55,198.85	\$ 10,810.68	\$ 6,440.49	\$ 14,300.02	\$ 15,549.78	\$ 8,097.88
Summit County	\$ 119,030.45	\$ 23,312.08	\$ 13,888.23	\$ 30,836.48	\$ 33,531.44	\$ 17,462.22
Thornton	\$ 556,416.36	\$ 108,973.96	\$ 64,921.50	\$ 144,147.35	\$ 156,745.14	\$ 81,628.41
Vail	\$ 80,734.22	\$ 15,811.77	\$ 9,419.90	\$ 20,915.32	\$ 22,743.21	\$ 11,844.02
Weld County	\$ 1,120,928.41	\$ 219,533.46	\$ 130,787.59	\$ 290,391.99	\$ 315,770.88	\$ 164,444.49
Wellington	\$ 13,213.51	\$ 2,587.86	\$ 1,541.73	\$ 3,423.14	\$ 3,722.31	\$ 1,938.47
Westminster	\$ 661,162.32	\$ 129,488.43	\$ 77,143.04	\$ 171,283.23	\$ 186,252.58	\$ 96,995.04
Wheat Ridge	\$ 190,701.36	\$ 37,348.80	\$ 22,250.64	\$ 49,403.82	\$ 53,721.48	\$ 27,976.62
Windsor	\$ 49,605.19	\$ 9,715.16	\$ 5,787.83	\$ 12,850.91	\$ 13,974.02	\$ 7,277.27
Winter Park	\$ 9,734.51	\$ 1,906.50	\$ 1,135.80	\$ 2,521.86	\$ 2,742.26	\$ 1,428.09
Yampa	\$ 661.69	\$ 129.59	\$ 77.21	\$ 171.42	\$ 186.40	\$ 97.07

## **Colorado Local Government Opioid Participation Forms:**

Please review, complete & sign **the five** Participation Forms and either:

- 1) **Upload with this Google Form**  
<https://forms.gle/2qVN2xxkVXsg3mvi7>
- 2) **Or send to [Opioids@coag.gov](mailto:Opioids@coag.gov)**

**Participation Forms are due by no later than April 7th, 2023**

Attachment A: Teva Settlement Participation Form

Attachment B: Allergan Settlement Participation Form

Attachment C: Walmart Settlement Participation Form

Attachment D: CVS Settlement Participation Form

Attachment E: Walgreens Settlement Participation Form

Please reach out to [Opioids@coag.gov](mailto:Opioids@coag.gov) if you have any questions or need assistance.

**Exhibit K**  
**Subdivision and Special District Settlement Participation Form**

Governmental Entity:	State:
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 (“*Teva Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the Teva Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Teva Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Teva Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Teva Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
4. The Governmental Entity agrees to the terms of the Teva Settlement pertaining to Subdivisions as defined therein.
5. By agreeing to the terms of the Teva Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Teva Settlement solely for the purposes provided therein.
7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity’s state where the Consent Judgment is filed for purposes limited to that court’s role as provided in, and for resolving disputes to the extent provided in, the Teva Settlement.



8. The Governmental Entity has the right to enforce the Teva Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Teva Settlement, including but not limited to all provisions of Section V (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Teva Settlement are intended by Released Entities and the Governmental Entity to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Teva Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Teva Settlement.
11. In connection with the releases provided for in the Teva Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Teva Settlement.

12. Nothing herein is intended to modify in any way the terms of the Teva Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Teva Settlement in any respect, the Teva Settlement controls.

I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT K**  
**Subdivision and Special District Settlement Participation Form**

Governmental Entity:	State:
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 (“*Allergan Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the Allergan Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Allergan Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Allergan Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Allergan Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within fourteen (14) days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the MDL Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
4. The Governmental Entity agrees to the terms of the Allergan Settlement pertaining to Subdivisions and Special Districts as defined therein.
5. By agreeing to the terms of the Allergan Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Allergan Settlement solely for the purposes provided therein.

7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Allergan Settlement.
8. The Governmental Entity has the right to enforce the Allergan Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Allergan Settlement, including, but not limited to, all provisions of **Section V (Release)**, and along with all departments, agencies, divisions, boards, commissions, Subdivisions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity whether elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist in bringing, or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Allergan Settlement are intended to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Allergan Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Allergan Settlement.
11. In connection with the releases provided for in the Allergan Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:
 

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Allergan Settlement.
12. Nothing herein is intended to modify in any way the terms of the Allergan Settlement, to which the Governmental Entity hereby agrees. To the extent this Settlement Participation Form is interpreted differently from the Allergan Settlement in any respect, the Allergan Settlement controls.

I have all necessary power and authorization to execute this Settlement Participation Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**EXHIBIT K**

**Subdivision Participation Form**

Governmental Entity:	State:
Authorized Official:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“Governmental Entity”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated November 14, 2022 (“Walmart Settlement”), and acting through the undersigned authorized official, hereby elects to participate in the Walmart Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walmart Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Walmart Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event within 14 days of the Effective Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopiodsettlement.com/>.
3. The Governmental Entity agrees to the terms of the Walmart Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Walmart Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walmart Settlement solely for the purposes provided therein.

6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walmart Settlement.
7. The Governmental Entity has the right to enforce the Walmart Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walmart Settlement, including but not limited to all provisions of Section X (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walmart Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walmart Settlement shall be a complete bar to any Released Claim.
9. In connection with the releases provided for in the Walmart Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walmart Settlement.

10. Nothing herein is intended to modify in any way the terms of the Walmart Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Walmart Settlement in any respect, the Walmart Settlement controls.

I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT K****Subdivision Participation and Release Form**

Governmental Entity:	State:
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated December 9, 2022 (“*CVS Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the CVS Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the CVS Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the CVS Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
3. The Governmental Entity agrees to the terms of the CVS Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the CVS Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the CVS Settlement solely for the purposes provided therein.



6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the CVS Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the CVS Settlement.
7. The Governmental Entity has the right to enforce the CVS Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the CVS Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the CVS Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The CVS Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the CVS Settlement.
10. In connection with the releases provided for in the CVS Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the CVS Settlement.



11. Nothing herein is intended to modify in any way the terms of the CVS Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the CVS Settlement in any respect, the CVS Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**EXHIBIT K**

**Subdivision Participation and Release Form**

Governmental Entity:	State:
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated December 9, 2022 (“*Walgreens Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the Walgreens Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walgreens Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the Walgreens Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
3. The Governmental Entity agrees to the terms of the Walgreens Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the Walgreens Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walgreens Settlement solely for the purposes provided therein.

6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walgreens Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Walgreens Settlement.
7. The Governmental Entity has the right to enforce the Walgreens Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walgreens Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walgreens Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walgreens Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Walgreens Settlement.
10. In connection with the releases provided for in the Walgreens Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walgreens Settlement.

11. Nothing herein is intended to modify in any way the terms of the Walgreens Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Walgreens Settlement in any respect, the Walgreens Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

The background of the page is a stylized American flag with stars and stripes, rendered in a light, semi-transparent style. The stars are in the upper left corner, and the stripes flow across the page.

# HC Finance Office

HUERFANO COUNTY

AP Payment Register - Monthly Accounts

Payable Vendor Report

# Commissioners Purchasing Review Report by Fund (APLT55)

Item 7d.

Beginning Date: 2/24/2023

Ending Date: 2/24/2023

Huerfano County

Vendor:	Description	Vendor Amount
<b>Fund: 001 GENERAL FUND</b>		
A TO Z ELEVATOR INSPECTIONS, L	Service	\$700.00
ALDO J TARTAGLINI, PH.D.	Weniger POST Psych Exam	\$190.00
ANTHONY LUGINBILL	Cell phone stipend	\$40.00
AVENU INSIGHTS & ANALYTICS	january 23 bill	\$7,416.11
AXIOM HUMAN RESOURCE	Lease Agreement	\$401.25
AXIS BUSINESS TECHNOLOGIES	MAINT KYOCERA COPY MACH	\$62.36
BOB BARKER COMPANY, INC.	Inmate Commissary/Operating Supllies	\$3,129.03
BR PRINTERS	2022 TAX NOTICES PROCESSING	\$2,883.12
CANON FINANCIAL SERVICES INC	Lease Agreement	\$871.91
CARLTON CROFT	cell phone stipend	\$40.00
CCNC INC	Membership/User Fee-Radio Communications	\$100.00
CHRIS DANIELS-LOCKSMITH SERVICES	Program 2 keys and program 2008 Ford Explorer	\$260.00
CITY AUTO PARTS	Vehicle parts/supplies	\$547.98
CLIMATE SYSTEMS	Defective Gas Valve replaced	\$3,332.00
COLORADO CORONERS ASSOCIATION	2023 membership dues	\$858.00
CRESTONE GRAPHICS	Business cards Karl Sporleder	\$68.45
CUCHARAS SANITATION &	Water CMP	\$445.00
DANIEL'S TOWING & AUTO REPAIR	Mount & balance 18, patch 3	\$2,573.50
DAVID MCCAIN	Inmate Transports	\$899.36
DEEP ROCK	Artesian drinking water	\$82.94
DISTRICT HEALTH DEPT.	Health payment	\$13,000.00
DIVISION OF OIL AND PUBLIC	Registration	\$140.00
EATON SALES & SERVICES LLC	services	\$2,237.71
FIRST CHOICE	Meals	\$1,017.38
FOX THEATRE	Utilities	\$694.26
GARDNER PUBLIC IMPROVEMENT	Sewer, Water Trash	\$257.59
HEALTHCARE PARTNERS FOUNDATION	Inmate Medical Unit Services Jan-23	\$5,583.34
HUERFANO COUNTY	Vehicle Repairs	\$1,584.78
J. M. TIRE COMPANY	Unite 3305 Rear lift gate	\$131.50
JACK'S TIRE & OIL	245/55R18 Goodyear tires<credit	\$759.35
JACOB JENKINS	K9 food	\$61.25
JEFFREY BYLAND	Cell phone stipend	\$40.00

# Commissioners Purchasing Review Report by Fund (APLT55)

Beginning Date: 2/24/2023

Ending Date: 2/24/2023

Item 7d.

Huerfano County

Vendor:	Description	Vendor Amount
LA VETA OIL LLC	Fuel	\$65.06
LOVE'S TRAVEL STOPS & COUNTRY	Fuel	\$2,007.90
MARSHALL & SWIFT	residential cost handbook	\$385.95
METROPOLITAN COMPOUNDS INC	Supplies	\$600.66
MOBILE RECORD SHREDDERS, LLC	Shredding	\$12.00
MOUNTAIN DISPOSAL, INC	Trash disposal	\$151.20
O'REILLY AUTOMOTIVE INC	Parts	\$424.59
POCKET PRESS, INC.	Handbook Colorado Laws	\$499.75
PRO COM	PRE EMPLOYMENT DRUG TEST	\$299.00
QUILL CORPORATION	Inv 30431261, Inv 30424627	\$58.24
REBECCA ANN BROWN	Investigations & Mileage	\$636.70
ROCKY MOUNTAIN FIRE	Fire extinguisher maintenance	\$648.05
SAN ISABEL ELECTRIC	utilities	\$1,590.66
SAN ISABEL SERVICES	Services	\$1,093.05
SECOM INC	Internet service	\$115.47
SPANISH PEAKS REGIONAL	Post Accident testing	\$60.00
THE HOME DEPOT PRO	Parts	\$497.44
THE PAWN SHOP	40 boxes ammunition	\$1,000.00
THOMSON REUTERS-WEST Payment Center	Software Subscription Charges	\$441.02
TRIAD EAP	EAP services 2/1/2023-4/30/23	\$797.85
UNITED REPROGRAPHIC SUPPLY INC	Maintenance Contract (OCE) URS-CT3967-06	\$1,782.00
VALUE WEST, INC	february invoice	\$2,100.00
VONNIE VALDEZ	Travel & Transportation	\$28.82
WALSENBURG LUMBER COMPANY	Parts	\$1,167.16
WASTE CONNECTIONS OF CO, INC	Utilites	\$172.49
WORLD JOURNAL	Publishing	\$1,795.84

**Subtotal for Fund 001 GENERAL FUND : \$68,839.07**

**Fund: 002 ROAD & BRIDGE FUND**

ACORN PETROLEUM, INC.	Fuel	\$31,004.03
ANGELO QUINTERO	Uniforms	\$300.00
CENTURYLINK	Telephone	\$116.59
CITY AUTO PARTS	Parts	\$1,461.13
GARDNER PUBLIC IMPROVEMENT	Sewer, Water Trash	\$68.00

# Commissioners Purchasing Review Report by Fund (APLT55)

Beginning Date: 2/24/2023

Ending Date: 2/24/2023

Huerfano County

Item 7d.

Vendor:	Description	Vendor Amount
GENERAL AIR	Supplies	\$393.41
GOODYEAR TIRE & RUBBER	Tires	\$22,253.22
INTERSTATE BILLING SERVICE, IN	Service	\$471.90
J. M. TIRE COMPANY	Tires	\$550.60
JERRY SPORCICH	cell phone stipend	\$40.00
JOHN DEERE FINANCIAL	parts	\$30.17
LA VETA OIL LLC	Fuel	\$236.67
LIGHTNING BOLT INC.	Part	\$49.47
MCCANDLESS TRUCK CENTER, LLC	Parts	\$594.72
NICK L. ARCHULETA	cell phone stipend	\$40.00
O'REILLY AUTOMOTIVE INC	Parts	\$149.23
PRECISION HYDRAULICS INC.	Services	\$3,957.95
PRO COM	Services	\$517.00
PUEBLO BEARING SERVICE CO	Parts	\$212.04
PUEBLO BRAKE & CLUTCH	Parts	\$159.65
REDHYL WELDING LLC	Service	\$240.00
ROAD SIDE SUPPLIES LLC	Signs	\$87.60
ROCKY MOUNTAIN FIRE	Fire extinguisher maintenance	\$712.93
ROSCOE ENGINEERING LLC	CR 360 BRIDGE	\$560.00
SAFETY KLEEN	Supplies	\$257.52
SAN ISABEL SERVICES	Propane	\$566.62
SCOTT HAWKENSON	Uniform	\$300.00
SPORLEDER FEEDS	Parts	\$1.63
STEVE & SONS AUTO GLASS	Service	\$353.49
THE TOWN OF LA VETA	Utilities	\$172.00
TWIN LANDFILL CORPORATION	Service	\$100.00
U.S. AUTOFORCE	Tires	\$1,030.23
UNION PACIFIC RAILROAD	LEASE TO 2-24	\$2,000.00
WAGNER EQUIPMENT COMPANY	Parts	\$9,020.70
WALSENBURG LUMBER COMPANY	supplies	\$362.25
WILLIAM CORDOVA	Cell phone stipend	\$40.00

Subtotal for Fund 002 ROAD & BRIDGE FUND : \$78,410.75

Fund: 003 LODGING TAX TOURISM FUND



# Commissioners Purchasing Review Report by Fund (APLT55)

Beginning Date: 2/24/2023

Ending Date: 2/24/2023

Huerfano County

Item 7d.

Vendor:	Description	Vendor Amount
Gravel Adventure Field Guide LLC	Gravel Adv. Guide	\$10,000.00
La Veta Trails	Partnership funding guide	\$5,000.00
SCHUSTERS' PRINTING, INC.	Visitor Guides	\$453.41
VISTAWORKS	Destination Marketing	\$4,122.00
<b>Subtotal for Fund 003 LODGING TAX TOURISM FUND :</b>		<b>\$19,575.41</b>
<b>Fund: 004 SPECIAL PROJECT FUND</b>		
Armstrong	Professional Services	\$11,189.20
Brightly Software Inc.	CLIENT COMPLETED INPUT	\$1,425.00
COLORADO PRESERVATION INC	East Elevation	\$8,780.00
COMPUTER INFORMATION CONCEPTS	Onsite Training	\$769.83
Electra Johnson Design & Planning LLC	Gardner Community & Economic Master Plan	\$8,784.48
LA VETA CREATIVE DISTRICT	2023 Budget Request	\$5,000.00
MACDOUGALL & WOLDRIDGE, P.C.	Professional Services	\$525.00
SE GROUP	Cuchara Mountain Park Consulting	\$3,123.50
WALSENBURG GOLF ASSOCIATION	2023 Budget Request	\$35,000.00
<b>Subtotal for Fund 004 SPECIAL PROJECT FUND :</b>		<b>\$74,597.01</b>
<b>Fund: 010 PARKS AND RECREATION</b>		
CSU ENGAGEMENT & EXTENSION	Contract pay no benefits	\$3,750.00
LESTER BERRY	Cel phone stipend	\$40.00
MARVIN REYNOLDS	Travel & Transportation	\$518.49
<b>Subtotal for Fund 010 PARKS AND RECREATION :</b>		<b>\$4,308.49</b>
<b>Fund: 068 WASTE TRANSFER ENTERPRISE</b>		
HUERFANO COUNTY	Fuel Reimbursement	\$132.48
LG MAINTENCE ENTERPRISES, LLC	Judicial Center Maintenance	\$3,000.00
O'REILLY AUTOMOTIVE INC	Parts	\$139.98
ROCKY MOUNTAIN FIRE	Fire extinguisher maintenance	\$49.85
<b>Subtotal for Fund 068 WASTE TRANSFER ENTERPRISE :</b>		<b>\$3,322.31</b>
<b>Fund: 069 EMERGENCY SERVICES FUND</b>		
BRITTNEY CIARLO	cell phone stipend	\$40.00
<b>Subtotal for Fund 069 EMERGENCY SERVICES FUND :</b>		<b>\$40.00</b>

# Commissioners Purchasing Review Report by Fund (APLT55)

Item 7d.

Beginning Date: 2/24/2023

Ending Date: 2/24/2023

Huerfano County

Vendor:	Description	Vendor Amount
<b>Fund: 070 GARDNER PUBLIC IMP DISTRICT</b>		
Core&Main	Service	\$266.70
SAN ISABEL ELECTRIC	utilities	\$636.00
WALSENBURG LUMBER COMPANY	Parts	\$208.80
Subtotal for Fund 070 GARDNER PUBLIC IMP DISTRICT :		\$1,111.50
Grand Total :		\$250,204.54

John Galusha, Chairman  
Arica Andreatta, Commissioner  
Karl Sporleder, Commissioner

Item 7e.



## Board of County Commissioners

Colorado Tourism Office  
1600 Broadway, #2500  
Denver, CO 80202

February 28, 2023

RE: CTO Tourism Management Grant Application

To Whom It May Concern:

Huerfano County is full of wonderful energy due in part to the incredible work of the Huerfano County Tourism Board. Thanks to the board's efforts, Spanish Peaks Country now beckons visitors from all corners of Colorado as well as from states across the nation. Our tourism assets are unique and numerous, and it has been a pleasure to see them advertised across multiple media channels.

Over the past several years, it has become clear how important tourism is to Huerfano County's economic health. Thus, county commissioners take an active role in supporting the Huerfano County Tourism Board, including attending meetings, assisting with the annual budget, and more.

As we look toward the future, we are excited by the current proposal described in the CTO Tourism Management Grant Application. Gravel cycling will surely boom in the region, and a video to showcase safe and responsible biking against the backdrop of the Spanish Peaks will go a long way in enhancing the visitor experience. Additionally, as future biking events are planned, signage is necessary for the safety of everyone on the road.

Thank you for considering this grant application.

Sincerely,

---

John Galusha, Chairman

---

Arica Andreatta, Commissioner

---

Karl Sporleder, Commissioner

**PURCHASE ORDER**  
**Huerfano County**

Item 7f.

Purchase Order#: 64

Purchase OrderDate: 2/24/2023

Vendor: **ESRI / 5227**  
**PO BOX 741076**  
**LOS ANGELES, CA 90074-1076**

Ship To: **401 Main Street -**  
**Walsenburg CO, 81089**

**Order Description:**

DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL COST	LEDGER
SOFTWARE MAINTANCE RENEWAL	1	\$10,200.00	\$10,200.00	001-40400-52000
		TOTAL:	\$10,200.00	

**NOTES:**

**APPROVALS:**

Approving Authority:

Budget Officer:



Esri Inc  
380 New York Street  
Redlands CA 92373

## Subject: Renewal Quotation

**Date:** 02/24/2023  
**To:** Anthony Luginbill  
**Organization:** County of Huerfano  
GIS Dept  
**Fax #:** 719-738-3996 **Phone #:** 7197383000  
**From:** Samantha Ramirez  
**Fax #:** 909-307-3083 **Phone #:** + 19093692889 Ext. 2889  
**Email:** samantharamirez@esri.com

Number of pages transmitted  
(including this cover sheet): 5

Quotation #26116143  
Document Date: 11/17/2022

Please find the attached quotation for your forthcoming term. Keeping your term current may entitle you to exclusive benefits, and if you choose to discontinue your coverage, you will become ineligible for these valuable benefits and services.

If your quote is regarding software maintenance renewal, visit the following website for details regarding the maintenance program benefits at your licensing level  
<http://www.esri.com/apps/products/maintenance/qualifying.cfm>

All maintenance fees from the date of discontinuation will be due and payable if you decide to reactivate your coverage at a later date.

Please note: Certain programs and license types may have varying benefits. Complimentary User Conference registrations, software support, and software and data updates are not included in all programs.

Customers who have multiple copies of certain Esri licenses may have the option of supporting some of their licenses with secondary maintenance.

For information about the terms of use for Esri products as well as purchase order terms and conditions, please visit  
<http://www.esri.com/legal/licensing/software-license.html>

If you have any questions or need additional information, please contact Customer Service at 888-377-4575 option 5.

0014040052000



**esri**<sup>®</sup>

380 New York Street  
Redlands, CA 92373  
Phone: + 190936928892889  
Fax #: 909-307-3083

# Quotation

Page 2

Date: 11/17/2022

Quotation Number: 26116143

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Item	Qty	Material#	Unit Price	Extended Price
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Start Date: 03/27/2023

End Date: 03/26/2024

Item Subtotal	10,200.00
Estimated Tax	0.00
<b>Total</b>	<b>USD 10,200.00</b>

DUNS/CEC: 06-313-4175 CAGE: 0AMS3



**esri**<sup>®</sup> 380 New York Street  
Redlands, CA 92373  
Phone: + 190936928892889  
Fax #: 909-307-3083

# Quotation

Page 4

**Date:** 11/17/2022    **Quotation No:** 26116143    **Customer No:** 114534

Item	Qty	Material#	Unit Price	Extended Price
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US FEDERAL CUSTOMERS: If you are a federal customer or a contractor purchasing on behalf of a federal customer a purchase order is required to receive an invoice. Please email the purchase order to [service@esri.com](mailto:service@esri.com)

By signing below, you are authorizing Esri to issue a software support invoice in the amount of USD \_\_\_\_\_ plus sales tax, if applicable.

Please check one of the following:

I agree to pay any applicable sales tax.

I am tax exempt. Please contact me if Esri does not have my current exempt information on file.

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name (Please Print)

\_\_\_\_\_  
Title

**PURCHASE ORDER**  
**Huerfano County**

Item 7g.

Purchase Order#: 65

Purchase OrderDate: 2/24/2023

Vendor: **Amazon EFT / 8165**  
**EFT**

Ship To: **401 Main Street -**  
**Walsenburg CO, 81089**

**Order Description:**

DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL COST	LEDGER
HP DESIGNJET PRINTER	1	\$4,800.00	\$4,800.00	069-42100-51604
		TOTAL:	\$4,800.00	

**NOTES:**

**APPROVALS:**

Approving Authority:

Budget Officer:



Your plan

All ▾ Enter keyword or product number

EN

1

Departments Black-Owned Businesses Buy Again Today's Deals Gift Cards

Lists

Hello, Jeffrey  
Account for Huerfano Coun...



Don't forget to checkout with Pay by Invoice - with no interest or fees.

### Shopping Cart

Subtotal (1 item): **\$4,800.00**

Price

[Proceed to checkout](#)



**HP DesignJet Z9+ 44-in Postscript Printer** **\$4,800.00**

In Stock  
Shipped from: [FuserNow](#)  
Gift options not available. [Learn more](#)

Qty: 1 [Delete](#) [Save for later](#)

[Compare with similar items](#) [Share](#)

Subtotal (1 item): **\$4,800.00**

### Your recently viewed items



New Microsoft Surface Pro 7 Bundle: 10th Ge...  
62

**\$915.99**  
Only 2 left in stock - orde...

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TP-Link AC1300 USB WiFi Adapter(Archer...  
13,063

**\$19.99 - \$76.97**

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Smart Chip EMV SIM...  
7

**\$59.98**  
Save 5% with coupon

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Kensington Surface Pro Rugged Case with CA...  
219

**\$98.74 - \$192.12**

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### Your Items

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Surface Pro Car Charger  
Surface Laptop Car Charger,...

**\$24.98**  
[Business Price](#)

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Kensington Blackbelt Rugged Case with Integrated Smart...

**\$73.24**  
[Quantity Price](#)

In Stock  
& [FREE Returns](#)

Style: Surface Pro 8

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0694210051604



Master Airscrew Stealth Propellers for DJI Mavic 2 -...

\$34.99

In Stock

& FREE Returns

Color: Orange Stealth

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(8 Pcs) Mavic 2 Propellers for DJI Mavic 2 Pro/Mavic 2 Zoo...

\$19.99

In Stock

& FREE Returns

Style: style 1

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Add to list

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The price and availability of items at Amazon.com are subject to change. The Cart is a temporary place to store a list of your items and r... Do you have a gift card or promotional code? We'll ask you to enter your claim code when it's time to pay.

### Products related to items in your cart

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HP Color LaserJet Pro M...

3,590

\$818.99

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Coated Paper

\$145.36

See all buying options



[UL Listed] Miady Short...

10,263

\$10.99

See all buying options



34" SC2 Vinyl Cutter + 1...

\$811.78

See all buying options



BTF-LIGHTING FCOB CO...

417

\$16.69

See all buying options



HDMI C...

\$23.97

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#### Business Settings

- Add people
- Billing & shipping
- Manage your Budgets (Blanket PO)
- Buying Policies & Approvals
- Tax Exemption & Licenses
- System integrations

#### Buy For Your Business

- Buy wholesale
- Today's Deals
- Buy Again
- PPE for Work
- Request for quote

**Date:** 24 Feb. 2023  
**To:** Huerfano County Board of County Commissioners  
**From:** Destry DeWolf, Veteran Service Officer  
**Cc:** Carl Young, County Administrator  
**Re:** CO Veterans Assistance Grant (VAG), Project Outreach and Sustainment  
**Attachments:** Huerfano VAG application packet 2023, VAG Narrative, Huerfano Budget and narrative 2023, Huerfano Pre-Award Assessment, Vet office budget

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**Summary:** Application for a VAG in the sum of \$20,200 for veteran infrastructure. Grant will cover transportation, emergencies, and outreach to veterans and their families.

**Requested Action;** I, Destry DeWolf/County VSO, request the following actions from the commissioners:

Approval to submit grant application packet to the State Veteran Assistance Grant Board. Chairman Galusha, Commissioner Andreatta, and Commissioner Sporleder; I am asking for your approval to submit this VAG application for the Huerfano Outreach and sustainment program. Final grant approval and disbursement is from the Colorado Department of Military and Veterans Affairs for the amount of \$20,200 to be used for veteran; VA medical transportation, emergencies, and outreach. The grant funds will be used only for these means after authorization by a two-party system with one being the VSO.

**Grant Program:** The overarching goal of the Veterans Assistance Grant is to support organizations in meeting community defined needs of veterans, ultimately resulting in improved health and well-being for veterans in the State of Colorado. The Department is especially interested in receiving applications from programs focused on a behavioral health approach.

The expected outcomes include enhanced self-sufficiency and economic stability, increased access to health and behavioral healthcare, stable housing and supportive services, increased food security, enhanced relationships and overall well-being.

**Our Project:** The state Department of Military and Veterans Affairs offers grants to assist nonprofit and lower government bodies by giving financial assistance to Colorado veterans and their families via the CO Veterans Assistance Grant. The assistance, if granted, will be used to pay for transportation to and from VA authorized medical appointments for those veterans that cannot, or feel that they cannot drive to VA appointment(s). This will be completed by using the contract already in place between Huerfano and Alamosa counties, or by utilization and upkeep (per use) of the 'airport bus' that was purchased by the county for outdoor recreation programs and the Veteran Service office use.

Secondary use of the funds will be a county veteran or widow to be provided; potable water (max 600gl) and transportation to veteran occupied domicile's cistern, or liquid propane (LP) up to 100gl to veteran occupied domicile's LP tank, or any other unforeseen emergency verified by the VSO and one of the following county offices; DHS, BoCC, Sheriff.

Tertiary use of funds will be used for VSO outreach to veterans in Gardner, La Veta, and Walsenburg. Outreach will consist of group meetings to discuss; VA/federal benefits, state benefits, Q&A, mental and physical wellbeing, legislature updates (e.g., PACT Act, Agent Orange/Blue Water), cohort and camaraderie activities along with light refreshments (no alcohol).

The grant will be formulated by the state VAG board and may be granted in full, partial, or not at all. According to the state veteran grant office, the timeframe to submit the packet is March first,

and to announce award in the month of June, is to be expected. From award date to having the ability for disbursement of grant funds is unknown.

The funds, whether received in whole or part, will be available for one calendar year. If grant funds are depleted, no other county funds are to be used. The county Veteran Service Office will control requests and disbursement of authorized grant funds. The VSO will also maintain a detailed report of all funds distributed in whole and/or by request of county agency identified emergency.

**Alignment with County Objectives:** Initiation of this program hopes to provide assistance to our county’s veteran population for their service and to help relieve the stress of their ailments from serving this great country. With the aging population of veterans in Huerfano County, this grant allows for the continuance of social change and respect for to those that gave up their freedom to protect those of this country for their freedoms. The current norm in these United States is forgetting or not dedicating help to our elders, especially those that bequeathed their health and sanity for this county, country, and for the liberation to be free through the world. Veteran health, safety, and financial security is the mainstay of every Veteran Service Officer and their department.

**Financial Considerations:** This grant is written for a sum of \$20,200. The grant is payed out in advance and is checked by the BoCC quarterly and with the possibility of the state conducting an independent inquiry also.

**Background:** Often overlooked and forgotten, Huerfano county has had a history of shortfalls in supporting its inhabitants due to the lack of state and federal funding in support thereof. U.S. military veterans are the minority of consideration when it comes to the overall health of a societal environment because many vets tend to sit back and not complain or expel their grievances because of the ways of the military has taught them not to or are just tired of fighting. This grant and program will provide an “open door” that may unleash a thriving and loving community where veterans set the standard for others to follow because when we take care of our needy, the community as a whole succeeds.

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Signature of the Chair

Approved  Denied



**VETERANS ASSISTANCE GRANT  
COLORADO DEPARTMENT OF MILITARY AND  
VETERANS AFFAIRS**

**Applications due: March 01, 2023**

**Submit to: [grant.submission@dmva.state.co.us](mailto:grant.submission@dmva.state.co.us)**

**PLEASE READ ALL INSTRUCTIONS-Application  
instructions contain NEW INFORMATION**

**Questions?**

**Please contact [Lisa.Stamm@dmva.state.co.us](mailto:Lisa.Stamm@dmva.state.co.us)**

## **PROGRAM SUMMARY**

The Veterans Assistance Grant (VAG) was established by the State General Assembly to provide services that enhance the health and well-being of veterans who live in Colorado. Formerly known as the One Year Grant, the VAG is funded through appropriations by the General Assembly.

In 2014, the grant program was established in the Colorado Statute, Section 28-5-712, C.R.S. to provide ongoing funding for the Veterans Assistance Grant Program through annual appropriations. These funds are to be used for services that increase over-all well-being, such as mental health services, family counseling, job training, employment, housing for homeless veterans and other types of assistance. Nonprofit organizations and governmental entities that serve Colorado veterans are eligible to apply for funds. Nonprofits must be in good standing with the Colorado Secretary of State and be recognized by the Internal Revenue Service as a 501(c) tax-exempt organization, other than a 501(c) 19 or 23. Nationally recognized veterans organizations should apply for the VTF grant.

The grant is administered by the Colorado Division of Veterans Affairs (Division) and the Department of Military and Veteran Affairs in consultation with the Colorado Board of Veterans Affairs (Board). The Division develops guidelines and standards including the form of application, criteria for identifying qualified applicants, criteria for selecting appropriate grantees, the term and amounts of grants awarded, and standards for determining the effectiveness of veterans programs that receive a Veterans Assistance Grant. A Grant Review Committee comprised of Division staff and Board members review applications and make funding recommendations. The Department of Military and Veterans Affairs approves and awards all grants.

The Division is responsible for administering the program within the statutory requirements and Department guidelines. Administration activities include processing applications, assisting with grant decisions, and providing management and oversight of all awarded grants.

## **PURPOSE AND SCOPE**

The overarching goal of the Veterans Assistance Grant is to support organizations in meeting community defined needs of veterans, ultimately resulting in improved health and well-being for veterans in the State of Colorado. The Department is especially interested in receiving applications from programs focused on a behavioral health approach.

The expected outcomes include enhanced self-sufficiency and economic stability, increased access to health and behavioral healthcare, stable housing and supportive services, increased food security, enhanced relationships and overall well-being.

# REQUIREMENTS

## Eligibility

The Veterans Assistance Grant is available to both nonprofit and governmental entities. Nonprofits must be in good standing with the Colorado Secretary of State and be recognized by the Internal Revenue Service as a 501(c) tax-exempt organization other than a 501(c) 19 or 23. Current (within 5 years) proof of non-profit status (determination or affirmation) must be included with the grant request.

## Programs and projects

Eligibility includes programs and projects located in Colorado that provide direct assistance to meet the needs of veterans and their dependents living in Colorado. Veterans whose character of service is other than Dishonorable are eligible for services under this program.

## Terms and limitations

An organization may apply for only one grant per funding cycle. An organization may not receive funding from both the VAG and Veterans Trust Fund (VTF) grant programs. Administrative costs including staff positions, overhead or indirect rates, construction or capital costs are not allowed. Memorials, club renovations, honor guards, and tributes to veterans are not included in the VAG grant program. Applicant organizations must directly provide services themselves; pass-through funding is not permitted. **The maximum allowable grant award will be \$100,000, THIS INCLUDES PROGRAM COSTS.** Grant funds cannot be used to supplant current funding of existing activities. “Supplanting” is defined as replacing existing funds of a program or project with funds from this grant program.

## Applications

Only one application per organization will be considered. Original, signed applications (NOT electronic signatures) must be received by 3:00pm **March 1, 2023**. **ONLY electronic submissions will be accepted.** Applications MUST be submitted to: [grant.submission@dmva.state.co.us](mailto:grant.submission@dmva.state.co.us) Applications submitted via mail will **NOT** be accepted. **You are encouraged to set up receipt confirmation on your email.** All of the required elements must be included utilizing provided templates, formats, and parameters. Applications must be complete and in compliance at the time of submission. Incomplete applications will not be considered. Required elements are:

- Application Form
- Program Detail Narrative
- Total Agency Operating Budget
- Budget that includes a Budget Narrative
- Pre-Award Questionnaire
- Proof of current and valid Nonprofit Status (IRS designation or affirmation letter)
- Current certificate of Good Standing with Secretary of State
- Current IRS form W-9 (signed and dated)

Application materials should be submitted as two (2) attachments. Please see details for each attachment.

Questions may be referred to the Grant Administrator by phone at 720-628-1480 or by emailing [lisa.stamm@dmva.state.co.us](mailto:lisa.stamm@dmva.state.co.us).





John Galusha, Chairman  
Arica Andreatta, Commissioner  
Karl Sporleder, Commissioner



Item 7h.

## HUERFANO COUNTY GOVERNMENT GRANT APPROVAL MEMORANDUM

# APPLICATION

Only complete applications received by the deadline of **March 1, 2023** will be considered. The required forms for 2023-2024 VAG Grant are attached. Where forms are not required follow the format specifications.

Email to: [grant.submission@dmva.state.co.us](mailto:grant.submission@dmva.state.co.us)

*Mail delivery or Hand deliveries are not possible at this time and will not be accepted. Ensuring that applications are received by the grants office by the deadline is the responsibility of the applicant.*

- I. 2023-2024 VAG Grant Application Form *(form attached)*
  - a. Submit original copy of the entire grant application
  - b. Must include an original signature of the authorized representative
  
- II. Program Narrative *(guidelines attached)*
  - a. Use attached guidelines
  - b. Complete on a separate sheet
  - c. Keep statements **brief** while fully addressing each criterion
  - d. Lines must be double spaced
  - e. Use Times Roman 12-point font
  - f. Use one-inch margins
  - g. Use boldface type and/or all caps only for captions and headings
  - h. Use the provided headings and subcategories as outlined under the narrative guidelines
  
- III. **Program Costs**
  - a. An applicant may ask for up to 10% of the project budget for program costs. Programmatic costs are directly tied to the delivery of the project, service, or activity undertaken by a grantee to achieve an outcome intended by the funding program. These expenses are directly related to the provision of program activities. Staffing expenses that are necessary to implement a project supported with the grant award, can be included. Allowable costs consist of the following:
    1. **Project Materials:** Must be defined and requires invoices/receipts for payment
    2. **Program/staff salaries:** Must submit all other funding and amounts to ensure there is no supplanting. Please describe how position was previously funded.
    3. **Equipment,** under \$5,000.00

4. **Supplies:** Must be defined and requires invoices/receipts for payment
5. **Travel:** Must follow state travel rule- mileage rate and per diem- requires mileage/travel forms
6. **Outreach:** Must be clearly defined

**Submit all items in I and II as one attachment labeled Attachment 1**

- IV. Appendix Documents
- a. Proof of current (within the last 5 years) Nonprofit Status (designation or affirmation letter from IRS)
  - b. Copy of certificate of good standing with the Colorado Secretary of State
  - c. Completed current IRS W9 Form with EIN number
  - d. Pre-Award Assessment Form (*form attached*)

**Submit all Appendix documents as one attachment labeled Attachment 2**

**Do not submit any other documents**

## EVALUATION

Initial screening of each application is performed by the Division's grant administrator to assess both eligibility and completeness. Ineligible and incomplete applications will be returned. Those that are eligible and complete will progress to evaluation.

Applications are evaluated by a committee of comprised of the Division Director, Grant Administrator, and members of the Board. Participating Board members are appointed by the Board chairman. This group determines funding recommendations utilizing an objective scoring tool and considering both the monies available to allocate and geographic distribution factors. Scoring considerations are as follows:

- Need – considers the extent to which the applicant establishes the need for the specific services to be delivered through a discussion of:
  - the estimated numbers of veterans in the specified target area with the data source clearly identified,
  - existing service gaps which present a compelling need for services to be delivered,
  - estimated number of veterans in need of the services to be delivered (20 points)
- Local partnerships – considers the extent to which the applicant demonstrates partnerships or collaborative approaches, establishing linkages for a variety of services and eliminating duplication of efforts (10 Points)
- Number of veterans – considers the identified number of veterans (unduplicated) to be served as supported by the number of veterans in the target area, the level of services to be delivered, and the program budget (10 Points)
- Outcomes and effectiveness – considers the applicant's clearly identified expected outcomes (expected changes) as a result of the project and measurable objectives including outputs (number to be served) (15 Points)
- Historical information on program effectiveness - considers quantitative information such as the number of veterans previously served by the organization as a whole and/or via the program or services identified in the application as well as qualitative information regarding the program's effectiveness in achieving identified outcomes. (15 Points)
- Previous administrative performance – for existing grantees considers administrative performance including timeliness and compliance; for new grantees considers capability and history of services offered to veterans (10 Points)
- Budget appropriateness – considers whether the budget request is reasonable and appropriate for the services to be delivered, the outcomes expected and the number of veterans to be served (10 Points)
- Geographic distribution – considers applicants and veterans population served by mapping to ensure the broadest possible coverage of the state and to identify duplicate services in a given area or region (10 Points)
- Available funds – considers total funds available, total funds requested, the number of applications, the geographic distribution of applicants, and the number and types of programs in region

Applications scoring fewer than 60 points will not be considered. Funding recommendations and accompanying applications are forwarded to the Director of Veterans Affairs or their designee, a CBVA Board member or their designee, and the DMVA Grants Administrator for evaluation. Recommendations are forwarded to the Adjutant General for approval. The decision of the Adjutant General is final.

## GRANT AWARDS

Applications may be funded in full or part. Funding thresholds may be established based upon the following factors: Risk assessment, Previous Compliance or Utilization of Grant Funds, track record or Capacity for New grantees, and availability of funds. A Letter of Intent and grant agreements will specify any limitations placed on partial funding.

When an award has been granted the grantee organization will receive a letter of instruction (LOI) and terms and conditions of the agreement. These documents will be emailed to the authorized representative identified in the application. The grant agreement is a unilateral agreement. By signing and submitting an application, the applicant agrees to accept the terms and conditions if awarded. The grant Agreement document finalizes that agreement with specific terms. Expenses are not eligible for reimbursement prior to the date that the agreement is fully executed or 01 July, whichever is later.

The grantee will also receive a grant handbook that contains an explanation of VAG grant processes and procedures. The authorized representative, program contact and other involved individuals will be required to attend a grantee webinar training at the beginning of the grant period. Attendance is MANDATORY and funds will be frozen if the webinar training is not attended. Grantees must notify the Grant Administrator, in writing via an official letter any changes to the named individuals responsible for the grant.

Funds will be reimbursed when grantees have expended organizational funds for grant purposes. In most cases the grantee will utilize organizational funds and request reimbursement of those funds from the department after providing acceptable proof of expenditures. Grantees must submit back-up documentation for expenditures such as a copy of the check and corresponding invoice, bill or receipt. Reimbursements lacking proper back-up documentation will be denied.

In the event the organization does not have sufficient organizational funds, an advance of funds may be requested. The authorized representative must submit a written request that clearly justifies the need for advance payment. Advance funds must be fully accounted for within 90 days.

Performance Progress Report Forms will be included in the grant agreement package. Regardless of the date the grant is awarded and funds dispersed, quarterly reports are due to the Department on October 15; January 15; April 15, and a close out report July 15. Reports must include number of veterans served, number of unduplicated veterans served, the number of instances of services, average instances per individual, services provided, how they were served, measures of effectiveness, satisfaction survey data, accomplishments and successes, and a summary of all expenditures made during the reporting period. Any final requests for reimbursement of expenses must be received by the Department by June 20 of the grant agreement period.



DEPARTMENT OF MILITARY AND VETERANS AFFAIRS  
Division of Veterans Affairs

## 2023-2024 VAG Grant Application Form

**Legal Name of Organization:**

Huerfano County Veteran Service Officer

**DBA (if applicable)**

**Mailing Address (include physical address if different):**

401 Main Street Ste. 303

Walsenburg, CO. 81089

**Website:** 719-738-3000 xVET

719-738-3996

<https://huerfano.us/departments/veterans-services/>

**Organization Email Address:**

ddewolf@huerfano.us

**Name of Authorized Representative:**

Destry DeWolf

**Title of Authorized Representative:**

County Veteran Service Officer

**Phone:**

719-738-3000 xVET

ddewolf@huerfano.us

**Program Contact (person responsible for the day to day operation of program or services to be funded):**

Destry DeWolf

**Contact Title:**

Veteran Service Officer

**Phone:**

719-738-3000 xVET

ddewolf@huerfano.us

Email:

**Amount of Request**

\$20,200

**Organization Information**

**Mission Statement:**

The VSO helps active and retired veterans with obtaining their benefits. This includes personal military records, military proof-of-service, help and filing VA claim and pension applications, grave marker and burial benefits, G.I. Bill/Post 911 Bill education applications and employment, adaptive housing applications, and survivor benefits.

**Geographic Area Served (specific to this proposal):**

Huerfano County, Colorado and surrounding counties.

County owned airport-type minibus that is half-used to supply transit to VA medical appointments for veterans up the Front Range VA offices and back to station. Costs will cover fuel, maintenance, and volunteer driver subsidy for VSO authorized use of vehicle only. Secondary use of funds will be for emergency assistance to qualified local veterans for various emergent needs, e.g., food, short-term temporary shelter, fuel, trucked in water for household cisterns, and various family emergencies that will be confirmed through the Board of County Commissioners, Fire Dept., or Sherriff Dept . Tertiary uses will be for the initiation and sustainment for a group meet once a month for Huerfano Veterans to share stories, do hobbies, and provide light refreshments during said meeting.

Typed Name of Authorized Representative/Title

Signature of Authorized Representative

Date

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS  
Division of Veterans Affairs



# 2023-2024 VAG GRANT APPLICATION NARRATIVE GUIDELINES

- I. **Organization description**
  - a. Identify the type of organization
  - b. Identify the veteran services provided

**II. Statement of need (20 Points)**

- a. Identify the specific need for this program or project as evidenced by the estimated number of veterans in the specific target area. Provide the data source (census data, VA estimates, previous utilization of services, Point in Time surveys or other data sources utilized to arrive at the number) and clearly identify the target area (city, county, region, statewide, etc.)
- b. Identify existing service gaps, previous utilization of services, address any duplication of services by other providers, and any other data or information that establishes a compelling need

**III. Number of Veterans to Be Served (10 Points)**

- a. Identify the number of unduplicated veterans to be served as supported by the number of veterans in the target area, the level of services to be delivered, and the program budget.

**IV. Local Partnerships (10 Points) - describe collaborative approaches and partnerships with County Veterans Services and other veteran service organizations to address the identified need without duplication of efforts**

**V. Project Description/Program Effectiveness (15 Points)**

- a. Explain the program or project including the issues and/or opportunity to be addressed
- b. Explain the activities and/or services to be delivered
- c. Identify the unduplicated number of veterans expected to be served
- d. Provide historical data on the number of veterans previously served

**VI. Evaluation and outcomes (15 Points)**

- a. Describe the impact/outcomes of the services, including measurable projections
- b. Identify the outputs/total number to be served
- c. Include a statement of willingness to participate in Division evaluation requirements
- d. **If you are a current grantee, include cumulative survey data.**

**VII. Budget (10 Points)**

- a. Include a Line Item Budget and Budget Narrative that clearly identifies estimated expenses, estimated numbers and purpose for funds.
- b. Identify any other sources of funding to be utilized for program (NARRATIVE)
- c. Provide overall agency budget (NARRATIVE)
- d. Describe how the budget request is appropriate for the services to be delivered, the outcomes expected and the number of veterans to be served. (NARRATIVE)



**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

**Division of Veterans Affairs**  
 6848 S. Revere Parkway  
 Centennial, Colorado 80112  
 Phone (720) 628-1480



## 2023-2024 VAG GRANT BUDGET AND BUDGET NARRATIVE EXAMPLE

	<b>TOTAL</b>
<b>Rent/Housing Assistance</b> 20 Veterans @ \$1,000/each Assistance to veterans to remain housed and prevent homelessness Each veteran is capped at a maximum of \$500 Second requests results in referral to Financial/Budgeting Program	\$20,000
<b>Utility Assistance</b> 30 Veterans @ \$100/each Assistance to veterans to pay arrears for gas and electric services, or purchase of propane or firewood. Assistance is capped at \$100 Second request results in referral to Financial/Budgeting Program	\$ 3,000
<b>Food/Gas cards</b> 50 Veterans @ \$50/each Purchase of food or gas cards for emergency assistance Second requests result in referrals to Financial/Budgeting Program	\$ 2,500
<b>Emergency Assistance</b> 30 Veterans @ \$150/each Provide assistance for needs that are unanticipated	\$ 4,500
<b>Program Costs</b> 10% of program budget Office Assistant to assist veteran needs – please refer to budget narrative	\$4,000.00
<b>Mental Health Therapy</b> 25 Veterans @ \$100/session x 4 sessions For mental health therapy not available through the VA	<u>\$10,000</u>
<b>Total Request</b>	<b>\$44,000</b>

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS  
Division of Veterans Affairs



# 2023-2024 VAG APPLICATION ATTACHMENTS

Include each attachment and provide in the order listed

## ATTACHMENT 1

### 1. Program Narrative

Include all items listed I – VII as identified in this application

### 2. Line item budget with budget narrative

Include items listed in VII as identified in this application including all expenses estimated for the program or project. Cost estimates must include the method of calculation. Explain the requested line items, including the specific purpose. If a request is for a vehicle, or piece of equipment which exceeds \$5,000 then an approved bid sheet must accompany the grant request. **\*You may request up to 10% of your project budget for program costs. Programmatic costs are directly tied to the delivery of the project, service, or activity undertaken by a grantee to achieve an outcome intended by the funding program.**

### 3. Identify other sources of funding

Include all other revenue that will support this program or project and identify the funding source.

**\*\*\*Include overall agency budget.**

## ATTACHMENT 2

### 4. Current proof of federal tax-exempt status

Also called a Letter of Determination or Affirmation Letter from the IRS. This letter must be dated within the last five years.

### 5. Certificate of Good Standing with Secretary of State

Include current certificate

### 6. Current IRS W-9 form

Also called Request for Taxpayer Identification Number and Certification. Must be dated and signed.

## 7. Pre-Award assessment form

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS  
Division of Veterans Affairs



# 2023-2024 VAG APPLICATION CHECKLIST Please do not include in your application submission

The Veterans Assistance Grant application consists of the following components, which should be submitted in the order listed below. This checklist is provided to help ensure a complete proposal. This checklist does not need to be submitted with the proposal, it is for your use only.

- 2023-2024 VTF Grant Application Form
- Narrative: Use the parameters and guidelines in the instructions
- Budget: Line item budget and narrative-
- Other sources of funding that support the program or project- **INCLUDE OVERALL AGENCY BUDGET**
- Proof of IRS federal tax-exempt status dated within the last five years
- Current Certificate of Good Standing with Secretary of State
- Current W-9
- Pre-Award Questionnaire

## APPLICATION TRAINING

**Please check our website for application training dates and webinar link.**

[Home | Department of Military and Veterans Affairs \(colorado.gov\)](#)

*\*\*\*Please plan to attend at least one training session. We will highlight all new information this year during our application training! Examples will be provided.*

**For 1:1 application technical assistance, please contact Lisa Stamm for an appointment at:**

**[Lisa.Stamm@dmva.state.co.us](mailto:Lisa.Stamm@dmva.state.co.us)**

## 2023-2024 VAG GRANT APPLICATION

### I. **Organization description**

- a. Huerfano County Veteran Services Office's direct veteran assistance program.
- b. This office services the veterans of Huerfano County and the State of Colorado with direction and guidance of benefit advisory, help obtaining mental and physical health opportunities, financial assistance and home loans, compensation and pension, educational and career rehabilitation, and other benefits the federal Veterans Administration offers. The office also distributes information and help with obtaining state benefits like State Park memberships for veterans, Disabled Veteran vehicle registration plates, and state veteran cemetery burials.

### II. **Statement of need**

- a. Huerfano County is in dire need for assistance to veterans for the county has very limited income as one of the poorest counties in Colorado. The local veteran population are mostly aged (55+) and are in need of transportation to and from VA appointed medical visits. With a veteran population of the county is 790 (+/- 3%), taken from the 2022 U.S. Census, and the average clientele according to the County Veteran Service Officer (VSO). Approximately 1/3 of the county veteran population live alone by way of being widowed or otherwise without family nearby for assistance.
- b. County low-income veterans are occasionally in need of financial support during winter months or during a financial crisis. During these times, county veterans often plead for assistance from the county VSO. With limited tax-appropriated income for the county, there are no additional funds to help with their veteran constituents. Grant funds are the

- only way to get help to these veterans without traveling to or awaiting a lengthy approval from nonprofit agencies during emergencies. The local sheriff department, state department of Human Services (DHS), or Board of County Commissioners can immediately approve appropriately approved financial assistance from the county VSO (as a secondary official) for disbursement of funds and accounting for how many times the veteran uses the service, as not to be abused.
- c. Finally, some funds used by the county VSO will be for outreach to county veterans in the form of group meetings with the veterans in three primary locations within the county (Walsenburg, La Veta, and Gardner). Every outreach will include; benefit review and explanation, question and answer sessions, official benefit pamphlets or handouts, and veteran camaraderie activities, e.g., light refreshments, audio/visual presentations, and various activity supplies.
  - d. With no current local or external help, the county has very limited assistance for their veteran population. County veterans had help with some transportation needs two years ago, but is lacking funds by grants originating from Alamosa County and is currently in-contract with Alamosa County for funded-as-needed rides on their limited schedule. The local state DHS office has the ability to help veterans on the same level as other county residents on the same approval or denial process. The same emergent priority facilitation used with all residents in need from DHS is regulated regardless of veteran or civilian status. Having grant funds readily available to the county, the stress of waiting for approval will be significantly reduced and thus relieving mental stress of veterans because many veterans have anxiety/PTSD sustained from military service.

### **III. Number of Veterans to Be Served**

- a. Out the estimated 790 county veterans, 103 unduplicated veterans sought out the county VSO for help with benefits or emergency financial assistance. More county veterans can be more served starting with advertising and outreach. Veterans sparsely inhabit the county and word of mouth is not good enough. VA medical transportation alone is constantly asked for by veterans and cannot be provided. If the grant funded county veteran support is successful, it is likely that more funds will be needed next year.

### **IV. Local Partnerships**

- a. The local American Legion is the only veteran association in the county. Although it is noted that the post has internal issues within, the post and the VSO work together for the benefit of the local veterans in a limited capacity. There is a state veteran home in Huerfano County, but it is managed by a private entity and does not like to apply themselves to external proceedings. In state nonprofit veteran assistance, not within 80 miles of the county, have been tried without many successes.

### **V. Project Description/Program Effectiveness**

- a. With a lack of funding and rural support for the county's veterans, the veteran population and county VSO have requested additional support. Transportation seems to be the number one issue that veterans need in the area. Suppling transport will significantly reduce emergency and immediate care of the county's aging veteran residents, thus relieving the service of common ailments that could be treated by the VA The program, if

funded, will be used to relieve these burdens on the veterans. In 2022, there were approximately 11 veterans asking for transportation to and from a VA medical service. From an inquiry to Alamosa County regarding how many veterans used transportation from there when Huerfano County was included in the transportation grant, there were 26 veterans (only categorized by location to and from) that used the service in 2021.

- b. The secondary use of the funds will be for emergencies originated by county emergency offices. The VSO has been asked for help in a few emergency conditions by veterans needing a liquid propane fill during heavy winter months or by fill their cistern with potable water during hot summer months, all between VA compensation pay dates. Before, water has been donated by a local business, but that business owner is retiring and will not be able to help any longer. With three other water delivery businesses in the area, the county could provide water delivery to veteran recipients in need. Calendar year of 2022, the VSO received three calls for assistance with liquid propane, water delivery, and emergency/short-term housing for veterans and their families due to an unforeseen emergency.
- c. Thirdly, grant funds from the program will be reserved for outreach to veterans in the small towns of Gardner and La Veta, along with the county seat of Walsenburg. Advertising is very expensive locally through the World Journal newspaper and public radio station KSPK. Some of the outreach funds will go towards the advertising of veteran services. Public service announcements of updated VA Acts (i.e., PACT, Blue Water) and dates of veteran informational meetings will be used to meet veteran needs for support and remote veteran services. Currently, the towns of Gardner and LaVeta



have medial veteran populations with no method of getting these veterans to the county seat for veteran services.

There are no taxis, Ubers, or other public transportation in the area with the exception of a company that provides Medicare rides to medical appointments. The VSO has gotten seven contacts in 2022 from veterans that needed the veteran benefit services provided, but could not get into town. Bringing the VSO to their location will provide these requested services to the towns' Community Center without intruding on the veteran's home or safety of either party.

- d. No additional support to veterans was provided from the previous county VSO. This new program is the first time that support in this manner, through the county VSO office, to offer transport originating from the county, emergency support, and outreach.

## VI. **Evaluation and outcomes**

- a. The program is directed towards those veterans that have limited support. The impact to these veterans getting service will significantly support the economic and social standings of the county, its people, and honor. Veterans are the sole supporters of our way of life, old and new, and when they are forgotten, we relieve and forget who we are as a nation.
- b. The foreseeable number of veterans serviced through all three avenues of the program range from 60 to 200. The true number cannot be evaluated due to this program being a new approach in support to veterans. The most vital approach to this program is advertising because word-of-mouth has been attempted and does not provide the outcomes that are to be expected from the 790 identified county veterans.
- c. Whatever the state requests from a Division evaluation to be completed, the program office will participate with hesitation to any and all aspects of the assessment.

Cooperation from the three agencies within the county (DHS, Sheriff, County Commissioners, and VSO) coincide with each other without relief due to being a small and concentrated county.

## VII. **Budget**

- a. Please see the “**2023 VAG GRANT BUDGET AND BUDGET NARRATIVE**” attached to this packet.
- b. Please see the “**Vet office budget**” attached to this packet.
- c. Please see the “**Huerfano VAG application packet 2023**” attached to this packet.

Huerfano County Veteran Service Officer  
401 Main Street Suite 303  
Walsenburg, CO. 81089



## 2023 VAG GRANT BUDGET AND BUDGET NARRATIVE

**Veteran Transportation**      12 Veterans at \$100/each      **TOTAL \$1,200**

Transportation to and from VA medical appointments in Pueblo and Denver along with per diem for a volunteer driver of county owned bus including maintenance and fuel for county-owned minibus.

**Emergency Human Needs**      20 Veterans at \$250/each      **TOTAL \$5000**

Short-term temporary shelter for two days maximum. Food and/or gas cards for verified emergencies. The supplying of and hauling potable water (max 600gl) or liquid propane gas (max 100gl @ \$2.50gl) delivered for county approved outlying homes.

**Emergency Assistance**      25 Veterans at \$200/each      **TOTAL \$5,000**

Providing emergency assistance to veterans for confirmed unforeseen emergencies.

**Mental Health Outreach**      75 Veterans at \$5/each      **TOTAL \$4,500**

Providing a supply of water and soft drinks for a monthly meeting of Huerfano Veterans to communicate health information, cohort assistance to each other, and Create outreach to veterans that have no awareness of state and federal benefits.

**Program Costs**      **TOTAL \$4,500**

Advertising on local radio and newspaper for several weeks disseminating information and contact for these new programs.

**TOTAL REQUEST**

**\$20,200**

**Pre-Award Assessment Questionnaire**

*This information is a requirement of the Federal and State Uniform Grant Guidance Regulations. We must capture this information to comply. Please answer accurately. Note that your responses will not qualify or disqualify your organization for consideration of grant funding.*

Organization name: Huerfano County VSO  
Contact Name: Destry DeWolf  
Contact Phone Number: 719.738-3000 Ext.VET  
Contact Email: ddewolf@huerfano.us  
Date Completed: 3 February, 2023

1. For the purposes of this grant, what type of accounting system will be utilized?  
Manual or Spreadsheet
2. How will grants funds be maintained separately from other sources of funding?  
Manually through spreadsheets
3. Who approves expenditures?  
Grant manager with Secondary approval from another individual
4. How often are accounts reconciled?  
Monthly
5. How often are financials reviewed by the Board or governing body of the Organization?  
Quarterly
6. When was the last independent financial audit conducted?  
Within the last year
7. Has your organization been found out of compliance by any governing entity?  
Yes  
If so, have corrective actions been implemented within specified timelines?  
Yes

8. Have there been, or do you anticipate key leadership changes that may impact the grant program?

No

9. Do you have written policies and procedures specific to the grant program?

Yes

10. Do you have a written Conflict of Interest policy?

Yes

11. If you have or will purchase a vehicle through grant funds, do you have policies and procedures to protect assets?

N/A

12. How many years of experience does your organization have with grants?

5+ Years

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VETERANS 46700					
001-46700-51110 - SALARIES (EMP)	\$15,909	\$16,640	\$11,692	_____	\$16,289
001-46700-51161 - OASI (EMP)	\$986	\$1,032	\$725	_____	\$1,010
001-46700-51162 - MEDICARE (EMP)	\$231	\$241	\$170	_____	\$236
001-46700-51210 - OFFICE SUPPLIES	\$356	\$100	\$80	_____	\$100
001-46700-51321 - TELEPHONE	\$0	\$0	\$0	_____	\$0
001-46700-51330 - TRAVEL & TRANSPORTATION	\$0	\$975	\$46	_____	\$975
001-46700-51420 - DUES & MEETINGS	\$0	\$305	\$0	_____	\$305
001-46700-51457 - CELLULAR PHONE SERVICE	\$613	\$634	\$411	_____	\$634
001-46700-51601 - VETERANS TRANSPORTATION	\$0	\$400	\$0	_____	\$400
001-46700-52000 - CAPITAL OUTLAY	\$0	\$0	\$0	_____	\$0
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<b>Total VETERANS 46700</b>	<b>\$18,095</b>	<b>\$20,327</b>	<b>\$13,123</b>	_____	<b>\$19,949</b>
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Huerfano County Fair Board  
PO Box 267  
La Veta, CO 81055

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Item 9a.

February 15, 2023

Dear Huerfano County Commissioners,

On January 31, 2023 Commissioner John Galusha attended our regular monthly meeting and presented a proposal to the Huerfano County Fair Board to work together on a full kitchen remodel at the Huerfano County 4-H barn. As a board we have been discussing the remodel of the kitchen since we have completed our bathroom remodel in 2022. Board member Steven Ames presented a layout and design for the kitchen cabinets that evening as well. Commissioner Galusha mentioned to the board that the county could contribute \$15,000.00 to the project if we could come up with the remaining funds. After reviewing our financial documents we the Huerfano County Fair Board have the funds available and would like to proceed with the project as soon as possible.

Thank you for your continued support,

Sincerely,

Sherry Faris- Huerfano County Fair Board Member

February 14, 2023

Huerfano County Building Authority  
 401 Main Street, Suite 304  
 Walsenburg, Colorado 81089

Greetings,

One of the stated purposes of the Building Authority is to receive and process complaints about contractors operating in Huerfano County. Nowhere in your specified job descriptions is a description that acknowledges superior service.

Last summer my garage was hit by lightning, which exploded the chimney on the garage and caused structural damage to the building. I contacted Optimum Roofing in Pueblo and they came down and looked at the damage and said they could repair it. After many COVID related delays that affected material manufacturing and delivery, and insurance delays in obtaining the go-ahead, they commenced work on the job in mid-fall.

Despite weather and scheduling interruptions, Optimum Roofing came through with flying colors. They listened to what I wanted in terms of the roofing job and accommodated my requests. They orchestrated a superior repair and roofing job, which other independent tradesmen have acknowledged. They very competently handled negotiations with the insurance company which relieved me of trying to negotiate with a system I quite frankly do not understand at all.

Overall it was a delight to work with them, and the result is a very well executed repair and roofing job that looks great.

I hope you will post this letter in a conspicuous location in the courthouse, so that other people can take advantage of their dedication to excellence and expertise. I give them five gold stars!

Sincerely,



Mary Jensen  
 25863 State Highway 69  
 Gardner, Colorado 81040

*Hi John -  
 This was a difficult commercial roof to repair. I sincerely  
 hope that the county will obtain bids from them for  
 any and all county work. They are real pro's.  
 Mary Jensen*

**FRIDAY MARCH 10<sup>th</sup> 2023**

The application of Abreaction, Desensitization and Emotional Reframing<sup>TM SM</sup>, in the opinion of Paul Rieker, should be brought to a "New International Credential", to benefit our loved ones.

**You are invited 2:00 PM – 3:30 pm FRIDAY March 10<sup>th</sup> 2023**

**Pioneer Room at Trinidad State College**

**The Sullivan Center** [tinyurl.com/4p3xxn4x](http://tinyurl.com/4p3xxn4x)

This presentation: Addressing THE ADVERSE CHILDHOOD EXPERIENCE -ACEs, DEPRESSION, SUICIDAL IDEATION, COMPLICATED GRIEF, DUAL DIAGNOSIS, NIGHTMARES, BRUXISM, PTSD.

Ultra-brief healing with hybrid processes to increase reading comprehension and recall for educational development in children.

You will see the process of Abreaction, Desensitization and Emotional Reframing<sup>TM SM</sup> as reviewed by US ARMY Medical Command. This process of ultra-brief healing introduced by Dan Roden, developed by PAUL RIEKER, Clinical Hypnotherapist (California Title) w/30 years' experience, Passed SCIENTIFIC REVIEW by Department of Defense Officials Defense Centers of Excellence Colonel Robinson, June 19, 2012, a pre-requirement for Medical Study.

**You will also see Video Documentation for Reading Comprehension  
A Therapeutic process, while including education skill improvements  
combined, facilitated in the shortest time possible.**

ADVANCING the ADER process, application to improve reading skills in children of the ADVERSE CHILDHOOD EXPERIENCE, who are "at risk". Improve COMPREHENSION and RECALL. Medical study with data collection, to evaluate the desensitization of emotional experience, which precludes education accomplishments contributing to impaired career accomplishments. This proposed new credential "bridges teachers with therapy, to heal the underlying cause of depression and lack of attention in education activities.

**ACEs leads depression, physical disability, drug abuse and loss of longevity.  
A financial weight on society, visited from generation to generation.**

**Please RSVP attendance:** Email [TheRiekerGroup@yahoo.com](mailto:TheRiekerGroup@yahoo.com),

FAX 951-602-8047

Phone: 719-717-0487

**Who should attend:** County Commissioners, HULA, SOUTHEAST COUNCIL OF GOVERNMENTS, Grandparents caring for Grandchildren, Medical providers, Colorado Association of Psychotherapists, members of American Legion.

Please recognize the CONFIDENTIAL NATURE of this presentation as product, market, business development, this is intended to be separate from APA and Education Credentials. The development of this new credential is unique and can be facilitated from our location of Southern Colorado.

Clinical Hypnotherapist, California Title, is not recognized by Colorado Department of Regulatory Agencies.