MEETING OF THE TOWN BOARD
Town Board Room
807 Mountain Avenue
Town of Berthoud, Colorado
Tuesday, March 14, 2023, 6:30 p.m.

This is an IN-PERSON meeting at the location and time noted above.
You may also join virtually using Zoom: Phone: 1-346-248-7799 or 301-715-8592
Web: www.zoom.us/join Use this Meeting ID: 210 035 9423

The Town Board may take action on any of the following agenda items as presented or modified prior to or during the meeting and items necessary or convenient to effectuate the agenda items.

1. Regular Meeting Called To Order - Mayor William Karspeck
2. Pledge Of Allegiance - Mayor William Karspeck
3. Roll Call - Mayor William Karspeck
4. Citizen Participation
5. Scheduled Items And Estimated Time For Discussion

5.I. Consent Agenda
Introduction by: Christian Samora (5 Min)

Documents:

CONSENT AGENDA INFORMATION SHEET.PDF
A. MARCH 14, 2023 MEETING AGENDA.PDF
B. FEBRUARY 28, 2023 TOWN BOARD MEETING MINUTES.PDF
C. JULY 3, 2023 FIREWORKS CONTRACT.PDF
D. OUR LANDS - OUR FUTURE OPEN LANDS STUDY UPDATE.PDF
E. DECEMBER 2022 FINANCIAL INFORMATION.PDF
F. CONGRESSIONALLY DIRECTED SPENDING REQUEST FOR PARTIAL FUNDING OF MICRO TRANSIT PILOT PROGRAM.PDF

5.II. Data Transparency Project
Introduction by: Gordon McLaughlin (15 Min)

Documents:

DATA TRANSPARANCY PROJECT INFORMATION SHEET.PDF

5.III. Arbor Day Proclamation

Introduction by Paul Furnas (5 Min)

Documents:

PROCLAMATION AND INFORMATION SHEET.PDF

5.IV. Sale Of Old Town Hall - Introduction

introduction by: Walt Elish (15 Min)

Documents:

ORDINANCE 1317 REGARDING THE SALE OF OLD TOWN HALL INFORMATION SHEET.PDF
ORDINANCE 1317 AN ORDINANCE OF THE TOWN OF BERTHOUD, COLORADO, REGARDING USES OF THE PROPERTY LOCATED AT 328 MASSACHUSETTS AVENUE.PDF

6. Elected Official Reports

1. Town Board - Tim Hardy, May Soricelli, Mike Grace, Sean Murphy, Karl Ayers, and Jeff Butler.
2. Mayor - William Karspeck
3. Staff - Town Administrator, Attorney

7. Executive Session

Pursuant to C.R.S. Section 24-6-402 (f)(I) for discussion of a personnel matter not involving: any specific employees who have requested discussion of the matter in open session; any member of this body of any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.

The following details are provided: Town Administrator Evaluation.

8. Adjourn

The order of agenda items listed above is approximate and intended as a guideline for the

Town Board. Individuals needing special accommodation may request assistance by *contacting the Town Clerk 807 Mountain Avenue, Berthoud, Colorado 80513, 970-532-2643 at least 24 hours in advance.*

BOARD OF TRUSTEES INFORMATION

ADMINISTRATION DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**Consent Agenda**
Type of Item:	**Regular Item**
Purpose:	**The Consent Agenda contains routine items that can be approved with a single action by the Board.**
Presented by:	**Christian Samora**

ATTACHMENTS:

- **a)** March 14, 2023, Meeting Agenda
- **b)** February 28, 2023, Meeting Minutes
- **c)** July 3, 2023 Fireworks Contract
- **d)** Our Lands – Our Future Open Lands Study Update
- **e)** December 2022 Financial Information
- **f)** Congressionally Directed Spending Request for Micro Transit Pilot Project

BACKGROUND:

"Consent Agenda" is a group of routine matters to be acted on with a single motion and vote. The Mayor will ask if any Board Member wishes to remove an item for separate discussion. Items removed from the consent agenda should be considered immediately following adoption of the amended Consent Agenda.

UPDATE/NEXT STEPS:

Any updates or next steps for the items on the Consent Agenda will be articulated in the information sheet provided for each item on the Consent Agenda.

FISCAL IMPACT AND FUND SOURCE:

Any fiscal information for the items on the Consent Agenda will be articulated in the information sheet provided for each item on the Consent Agenda.

COMMUNITY TOUCHSTONES:

Any Community Touchstones for the items on the Consent Agenda will be articulated in the information sheet provided for each item on the Consent Agenda.

RECOMMENDED ACTION(S):

"Move to combine and approve the items on the Consent Agenda."

Followed by a second and a vote.

MEETING OF THE TOWN BOARD

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Please note that you will need to call into the meeting if you wish to speak and do not have a microphone on your computer. If you are using a mobile device, it is highly recommended that you download the Zoom app.

The Town Board may take action on any of the following agenda items as presented or modified prior to or during the meeting and items necessary or convenient to effectuate the agenda items.

I. REGULAR MEETING CALLED TO ORDER – Mayor William Karspeck

II. PLEDGE OF ALLEGIANCE – Mayor William Karspeck

III. ROLL CALL – Mayor William Karspeck

IV. CITIZEN PARTICIPATION

V. SCHEDULED ITEMS and ESTIMATED TIMES FOR DISCUSSION

1. **Consent Agenda** **(Christian Samora)** **(5 Min)**
   Consent Agenda items are considered to be routine by the Town Board and will be enacted with a single vote. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately.
   - **a)** March 14, 2023, Meeting Agenda
   - **b)** February 28, 2023, Meeting Minutes
   - **c)** July 3, 2023 Fireworks Contract
   - **d)** Our Lands – Our Future Open Lands Study Update
   - **e)** December 2022 Financial Information
   - **f)** Congressionally Directed Spending Request for Micro Transit Pilot Project

2. **Data Transparency Project** **(Gordon McLaughlin)** **(15 Min)**

3. **Arbor Day Proclamation** **(Paul Furnas)** **(5 Min)**

4. **Sale of Old Town Hall – Introduction** **(Walt Elish)** **(15 Min)**
   Ordinance 1317 – An ordinance of the Town of Berthoud, Colorado, Regarding uses of the property located at 328 Massachusetts Avenue, Berthoud, Colorado

VI. ELECTED OFFICIAL REPORTS **(10 Min)**

1. Town Board – Tim Hardy, May Soricelli, Mike Grace, Sean Murphy, Karl Ayers, and Jeff Butler.

The order of agenda items listed above is approximate and intended as a guideline for the Town Board. Individuals needing special accommodation may request assistance by contacting the Town Clerk 807 Mountain Avenue, Berthoud, Colorado 80513, 970-532-2643 at least 24 hours in advance.

2. Mayor – William Karspeck
3. Staff – Town Administrator, Attorney

VII. ADJOURN

VIII. EXECUTIVE SESSION

Pursuant to C.R.S. Section 24-6-402(4)(f) for discussion of a personnel matter and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body of any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. And the following details are provided: Town Administrator Annual Evaluation

_____ _____

Town Clerk or Deputy Town Clerk William Karspeck, Mayor

MEETING MINUTES OF THE TOWN BOARD

Town Board Room
807 Mountain Avenue
Town of Berthoud, Colorado
Tuesday, February 28, 2023, 6:30 p.m.

I. REGULAR MEETING CALLED TO ORDER – Mayor William Karspeck

Mayor Karspeck called the meeting to order.

II. PLEDGE OF ALLEGIANCE – Mayor William Karspeck

Mayor Karspeck led the Pledge of Allegiance.

III. ROLL CALL – Mayor William Karspeck

The following Board Members were present:	William Karspeck, Mayor May Soricelli, Trustee Karl Ayers, Trustee Jeff Butler, Trustee
The following Board Members were Absent:	Mike Grace, Mayor Pro-Tem Sean Murphy, Trustee Tim Hardy, Trustee
The following were also present:	Chris Kirk, Town Administrator Christian Samora, Town Clerk Erin Smith, Town Attorney Michelle Adams, Deputy Town Clerk

IV. CITIZEN PARTICIPATION

There was not any public comment.

V. SCHEDULED ITEMS and ESTIMATED TIMES FOR DISCUSSION

1. **Consent Agenda** **(Christian Samora)** **(5 Min)**

Consent Agenda items are considered to be routine by the Town Board and will be enacted with a single vote. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately.

- **a)** February 28, 2023, Meeting Agenda
- **b)** February 14, 2023, Meeting Minutes
- **c)** Broadband Update
- **d)** Berthoud Fire Protection District IGA Regarding Left Turn Lane
- **e)** 2023 Street Maintenance Authorization to Solicit Bids
- **f)** Alfa Water Line Payoff

Trustee Ayers moved to combine and approve the items on the Consent Agenda. Trustee Butler seconded the motion. In a 4-0 roll call vote, THE MOTION CARRIED.

2. **Introduction of Larimer County Sheriff's Investigators** **(Sergeant Anderson)** **(5 Min)**

Sergeant Anderson introduced Lieutenant Donnie Robbins, Sergeant Rita Servin, Investigator Jackie Hurley, and Investigator Pete Metsker. Hurley spoke briefly regarding the Sheriff's Office.

3. **Appointment to PORT Committee (Town Board) (5 Min)**

Trustee Ayers moved to appoint Joe Donnelly for a term ending September 2023. Trustee Soricelli seconded the motion. In a 4-0 roll call vote, THE MOTION CARRIED.

4. **Farmstead Acres Neighborhood Master Plan and Rezoning – Public Hearing (Anne Johnson) (30 Min)**
Ordinance 1316 – An Ordinance amending the zoning map of the Town of Berthoud to rezone property previously known as the Sommers PUD from PUD with Light Industrial and Mixed Residential to Farmstead Acres PUD With Commercial, Light Industrial, Urban Residential, and Suburban Uses.

Anne Johnson gave an introduction.

Will Charles provided a presentation and background information regarding the request.

Todd Johnson, the applicant, gave an additional presentation.

Mayor Karspeck opened the public hearing.

Jim Anderson of Berthoud spoke regarding drainage impacts to the existing neighborhood.

Mayor Karspeck closed the public hearing.

Trustee Ayers moved to approve the Neighborhood Master Plan for Farmstead Acres with the following condition:

1. **Town Staff shall work with the developer and adjacent property owners to develop a meetable solution for the eastern border of the project, considering screening, aesthetics, and maintenance such as snow removal.**

Trustee Butler seconded the motion. In a 4-0 roll call vote, THE MOTION CARRIED.

Trustee Soricelli moved to approve Ordinance 1316, an ordinance of the Town of Berthoud Board of Trustees amending the Zoning Map of the Town of Berthoud to rezone property previously known as the Sommers PUD from PUD with Light Industrial and Mixed Residential to Farmstead Acres PUD with Commercial, Light Industrial, Urban Residential, and Suburban Uses. Trustee Ayers seconded the Motion. In a 4-0 roll call vote, THE MOTION CARRIED.

5. **Gateway BD PUD and FDP Amendment – Public Hearing (Anne Johnson) (30 Min)**
Resolution 04 – A Resolution of The Town of Berthoud Board of Trustees Approving a Final Development Plan and A Planned Unit Development Amendment for a development known as "Gateway Park" In the Town of Berthoud.

Anne Johnson gave an introduction.

Lauren Richardson provided a presentation and background information regarding the request.

Jason Hepp, the applicant, provided additional information.

Mayor Karspeck opened the public hearing.

John Minatta spoke regarding use compatibility and buffering.

Mayor Karspeck closed the public hearing.

Trustee Ayers moved to approve Resolution 2023-04, a Resolution of the Town of Berthoud Board of Trustees approving a Final Development Plan and Planned Unit Development Amendment for a development known as "Gateway Park" in the Town of Berthoud with the condition that Town staff with the applicant concerning noise and light pollution to surrounding residences on lots 1 and 3. Trustee Butler seconded the motion. In a 4-0 roll call vote, THE MOTION CARRIED.

VI. ELECTED OFFICIAL REPORTS (10 Min)

1. Town Board – Tim Hardy, May Soricelli, Mike Grace, Sean Murphy, Karl Ayers, and Jeff Butler.

Trustee Ayers Reported:

- The PORT committee met last month regarding the naming of the Richardson Bike Park. The Committee would like more background information.
- April 15th is the Spring Craft Fair.
- April 29th is the Skate-A-Palooza.
- Ayers asked if the Board be willing to develop guidelines so that each Committee is conducting the meetings in the same manner. Kirk explained that each committee varies how the meetings are run to some extent, and that staff can work on creating a guideline for consistency.

2. Mayor – William Karspeck

Mayor Karspeck Reported:

- Community meeting was held at the Cornerstone Cafe.
- Referenced bushes that are too high at the roundabout that obstructs view in the intersection.
- Karspeck will send a letter regarding post office issues to Yadira Caraveo. The Board was supportive.

3. Staff – Town Administrator, Attorney

Administrator Kirk Reported:

- Kirk provided a budget book to help explain the process and various elements included in the budget process. The Finance Director is applying for a Distinguished Budget designation through CGFOA
- The bike park is moving forward with installation of infrastructure.
- Construction of the Pickle Ball courts should begin as soon as late April.
- A draft Communications Plan is complete.
- The Town will eb taking over the Farmer's Market from Berthoud Local. The Farmer's Market will be held on Thursday evenings, which is anticipated to be very successful.
- A Study Session is scheduled for 3/21 regarding water.
- A Broadband Update was included in the packet, which will also be scheduled for a study session.

VII. EXECUTIVE SESSION

There was not an Executive Session held.

VIII. ADJOURN

The meeting adjourned at 8:35 P.M.

_____ _____

Town Clerk or Deputy Town Clerk William Karspeck, Mayor

BOARD OF TRUSTEES INFORMATION

SELECT DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**Town Fireworks Event**
Type of Item:	**Consent Agenda**
Purpose:	**Board Approval of Event and contract**
Presented by:	**Administration**

ATTACHMENTS:

- Zambelli Fireworks Proposal
- Zambelli Fireworks Contract

BACKGROUND:

The Town of Berthoud is planning to host its 5th annual fireworks show for the community on Monday July 3rd, 2023. Staff is recommending approval of a contract with Zambelli fireworks, who has managed all of Berthoud's pervious annual shows to date. In similarity to last year, we are preparing for the fireworks show launch zone to be located at Waggener Farm Park. This centralized location will also host the community event that evening on the north portion of the property at the multiple purpose fields. The planned fireworks show this year is estimated at 20 minutes and is within the current budget for 2023.

Concurrently at Waggener Park, Town staff is planning a July 3rd festival and fireworks viewing at the northern end of the park. The Town will provide community entertainment including food for sale at food trucks, Kids Zone with inflatables, various activities, and a live concert. The Event is estimated to begin at 5pm and last until roughly 10:00 PM in the park. Exact details and hours of the event will be marketed and made available to the community after Board approval.

FISCAL IMPACT AND FUND SOURCE:

The funding for this event will be from the budgeted line item in 2023. The contract to have a fireworks show will be at $41,000 and an additional estimated $13,000 for operations and programming of the event in the park.

Budget line item:

Community events- 11.01.5252.01

COMMUNITY TOUCHSTONES:

Part of Berthoud's **Community Identity** is being a great place to visit, live, and recreate.

Providing an event of this nature creates an additional way to show a community togetherness and harmony by providing areas for family entertainment and viewing Fireworks show that frequently brings a positivity synergy within the Town throughout the event and several months after.

RECOMMENDED ACTION(S):

Board approval through Consent Agenda for the Town Administrator to sign contract providing for the July 3rd, 2023 fireworks show, and with approval Trustees will support the day's planned program and events.

Zambelli
FIREWORKS

TOWN OF BERTHOUD COLORADO

JULY 3, 2023

Fireworks Proposal Prepared By

Ernie Simmons
303-570-5135
Cell 863-287-9168
esimmons@zambellifireworks.com

Zambelli
FIREWORKS

Display Overview: Berthoud Colorado

Show Date: JULY 3, 2023
BUDGET: $41,000.00-22 minutes

Insurance Liability Coverage: $10 Million dollars (per show coverage) for each Fireworks Display. Zambelli uses the highest insurance premium in the industry with "AAA" rated companies.

Permit/Fire Dept: Zambelli Fireworks will secure all needed permits (unless otherwise specified by the City) and organize plans directly with Fire and Safety Authorities.

Transportation Liability Coverage: $5 Million dollars as required by United States Department of Transportation. (DOT)

Workers Compensation: Pyrotechnicians will meet all of the requirements of the Workers Compensation Laws of Colorado.

Transportation: Fireworks and equipment will be delivered by qualified CDL drivers with Haz-Mat endorsed licenses as required by US DOT.

Personnel: Zambelli Certified Pyrotechnicians and Trained Assistants; no subcontractors used.

Safety Procedures: Zambelli Fireworks adheres to all safety regulations. NFPA 1123, 1126 and NFPA 160 codes will be strictly enforced.

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Berthoud Colorado July 3, 2023

$41,000.00 Budget

Opener
20-3" finale
salutes
30-4" red white and blue color finale shells

Body of Program
240-4" assorted color and pattern shells
150-5" assorted color and pattern shells
90-6" assorted color and pattern shells

Grand Finale
60-3" finale salutes
210-4" color finale shells
15-5" color finale shells
16-6" color finale shells

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Program Philosophy

Generally speaking there's an opening segment, main body and grand finale of a fireworks display. Just as a great play or movie has various segments that flow together, firework shows are similar type productions that should never leave the audience wanting more or leaving disappointed.

There are fundamental basics that Zambelli Fireworks adheres to, with which we create the best displays in the industry. Some of these fundamentals include:

- **No Dead Air** Just as any TV, radio or Big Screen Production, "Dead-Air" is simply not acceptable. At any given time there will be multiple firings of shots and shells in the air for the display.

- **Shell Size Combinations** A common way for companies to set a show is to shoot all 2 inch shells, then all 3 inch shells, then all 4 inch shells, etc. While this makes it easy for a technician, it is simply boring. Zambelli technicians are trained to set shows to create the ultimate in shell combinations for the various firing sites. For example, firing two 3 inch Gold Kamuro Willow shell (400 ft.) and six 2.5 inch Purple Dahlias is a great, beautiful combination. Firing two 3 inch Pink strobing lights and six 2.5 inch white strobing lights within seconds offers up to 8 seconds of beautiful strobes covering 200 to 400 ft in the air.

- **Rhythm and Intensity** Just as many movies have a loud, action-packed car chase one moment followed by a romantic scene the next moment, fireworks productions also need to flow. A show that is too fast or too slow can get monotonous. Zambelli designs shows that one moment are a constant barrage of colors and booms while the next moment may be soft horsetail golden willows fluttering down from the sky one-by-one.

- **Finales** There's a major art to shooting a spectacular finale. Many people think a finale is simply shooting a lot of shells. While true from a quantitative standpoint, a finale must make sense in order to entertain most effectively. Zambelli deigns finales that start slower and lower. For example, 3 inch peony finale shells fired every half-second for 20 seconds may then grow in intensity to include white or silver glittering for the next 20 seconds. Then larger 4 inch blue cracking spiders take over while 3 inch white coconut trees are laying the ground cover. Finally the 100 3 inch multi-color crossettes are covering the sky while the 3 inch titanium salutes are rumbling the skies for miles.

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Details of Proposed Show Segments

OPENING: An opening barrage is designed to attract the attention of the audience and entice them to pay attention…"The show has just begun!" The opening barrage for your event will certainly impress as a barrage of assorted colors, effects, and noise shells fill the night's air.

The purpose of the opener is to impress on your audience that they are about to see something spectacular. A well-designed Zambelli opener will grab the crowd's attention and prepare them for a wonderful fireworks display.

FEATURE PRESENTATION: The main body of the fireworks display should not be just one shell fired one after another. It's about rhythm, timing, and choosing the perfect effects to complement one another to build themes. Some fireworks shells are designed to be extremely intense while others are designed to slow the pace down with beautiful, softer effects. The design team hand picks every display shell used to ensure a wonderful variety of effects. The audience will never see the same combinations of shells fired in a Zambelli production.

Different size shells will be breaking simultaneously throughout the display. This allows us to vary the intensity of the show, but more importantly create beautiful canvases of color and effect in the sky, that stimulate both visually and audibly.

BARRAGES OF MULTI-SHOT DEVICES: Multi-shot devices or barrage cakes are used to add to the dynamics of the show. Zambelli Fireworks uses only the highest quality Barrages with innovative effects, colors, and angles. These devices incorporate effect sizes from 1" to 2".

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GRAND FINALE: and it will be GRAND!

Human nature is to remember things last experienced. The Grand Finale is what people will remember the most about a fireworks production. A poor finale will leave an audience disappointed. Zambelli Fireworks has a long tradition of supplying the best and biggest finales in the industry. It will be loud, it will be full of vibrant colors, it will be long, and it will leave a lasting impression. Hundreds of shots and effects of multi-color shells, gold and silver sparking lights, gold brocade crown shells and other effects coupled with chest-pounding titanium-salutes will be the magical ending of the grand display. The finale will be fired from multiple positions with dynamic angles. The incorporated shells, with multiple different sizes and effects, will cover every inch of sky from 150 to 300 ft in the air.

The Finale will be LARGE, but classy. Effects will be fired at angles to light up a larger portion of the sky rather than create an area of overlapping colors. After an intense array of colors, effects, and sounds, the final few seconds of the Display will fire a barrage of gold hanging effects that will linger in the sky well after the last shell breaks.

Products:

Zambelli Fireworks carries an inventory of display shells that is more than 2,000 unique shapes, colors, patterns or varieties from nearly a dozen manufacturers. During the 2015 July 4th display season Zambelli fired more than 1,200 different types of unique shells during the opener, body and finale of shows. It would be next to impossible to discuss every single shell in detail and provide information on each one.

Zambelli chooses fireworks from a number of different manufacturers from around the world to provide audiences with both unique and creative products. Sunny, PyroEast, Vulcan, Dominator and Dancing products all come from premium Chinese manufacturers. Cabeller shells are very premium Spanish shells. Panzera from Italy make the best multi-shot shells and roman candles in the industry. Hosoya Japanese shells provide some of the best willow and kamuro shells in the world. Lastly, Zambelli still manufactures shells, some of which will be seen during the display.

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WHY CHOOSE ZAMBELLI?

Zambelli Fireworks prides itself on being able to provide the largest "bang for your buck." We have a Colorado network which is unrivaled in the industry. With our offices in Denver, a permanent storage facility in Aurora, and technicians around the state, Zambelli can pass the savings these local facilities provide, onto you. We can offer more shells, regular site visits for safety, and local technicians and management to ensure you receive the best production possible.

Zambelli Fireworks believes in honesty and integrity as a core company philosophy. We invite, and encourage, our clients to audit our firing sites for quality and quantity of our fireworks and equipment.

Experience and Qualifications

Proudly known as the "First Family of Fireworks," Zambelli Fireworks is one of the oldest and largest American fireworks companies.

The corporate headquarters and main plant operations are based in New Castle, PA. The southeast regional office is located in Boca Raton, FL, the western office is located in Bakersfield, CA, the central US office is in Denver Co. Zambelli Fireworks currently employees over 40 full-time individuals and thousands of trained, qualified pyrotechnicians. All full-time staff and technicians working with your display will be fully trained, federally approved, Zambelli employees.

The Zambelli family has manufactured the highest quality fireworks and has presented artistic excellence in fireworks displays for over 100 years.

The Zambelli name is recognized and respected, worldwide. Competitors strive to achieve the name recognition that Zambelli Fireworks commands today.

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Zambelli Fireworks is known worldwide for setting the industry standard in show design and technology.

George Zambelli, Sr. was the pioneer of Zambelli Fireworks for over 65 years. His father, Antonio Zambelli, brought the artistry to New Castle, PA from Italy.

George Zambelli Jr., current Chairman of the Board, is carrying on the Family Tradition of "Lighting Up the Skies!" The Zambelli family and year-round professional staff of technicians, designers, office staff and administrators are here to assist and guide you in the development and implementation that is specific for your fireworks event. We have a team of individuals ready to make your event an extreme success.

Many of the most sought-after master pyrotechnicians in the industry are longtime employees of Zambelli Fireworks.

Experience means quality. Zambelli Fireworks is proud to have a number of individuals who have made long careers within the pyrotechnics industry. The Senior Plant Manager has over 35 years experience in fireworks, the Senior Choreographer/Show Designer has over 25 years experience in fireworks, and the Senior Product Manager has over 25 years experience choosing the highest quality shells and equipment. These individuals' dedication to the artistry of pyrotechnics creates a scenario for quality fireworks shows for every client, large and small.

There's a tremendous dedication to technician training to ensure the most safe display with the highest quality production.

All of our display technicians have attended Zambelli Fireworks' extensive training program and have met all of the rigid safety procedures, which exceed state and federal requirements. We offer a number of different training courses with extensive classroom

and hands-on training, per year, around the country. New technicians must also work alongside experienced technicians to gain competence and meet the highest safety, regulatory, and overall performance standards.

Zambelli Fireworks exists as the largest fireworks company in the United States for one reason…customer service and satisfaction EVERY SHOW!

Zambelli Fireworks is proud to be the largest fireworks company in the United States. However, we cannot rest on our laurels by simply being the largest. We must prove our quality and customer satisfaction to every client, on every show, every time. Clients trust us to successfully produce thousands of displays every year. Our goal is to outperform with every show, large or small.

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COMPANY EXPERIENCE:

Internationally Known Programs

The Statue of Liberty, Super Bowls, Presidential Inaugurations, Visits of Kings and Queens, Times Square New Years Eve, Mount Rushmore, Washington D.C. and New York City Fireworks displays, Kuwait Display for the Troops in the First Gulf War and many more historical events.

Top U.S. Festivals and Civic Celebrations

Thunder Over Louisville/Kentucky Derby Festival, Minneapolis Aquatennial, Pittsburgh 250th Anniversary, Boise Riverfest, Macon Cherry Blossom Festival, the North Carolina State Fair, Canton Football Hall of Fame, Tampa Gasparilla Celebration, the Florida State Fair and many more.

Sports Franchises and Venues

MLB World Series, NFL Super Bowl, Detroit Tigers, Pittsburgh Pirates, Baltimore Orioles, Colorado Rockies, Florida Marlins, Atlanta Braves, Washington Redskins, Pittsburgh Steelers, Tampa Bay Bucs, Miami Dolphins, Ft. Myers Miracle, Carolina Mudcats, Buffalo Bison, Charleston Riverdogs, Winston-Salem Wart Hogs, Louisville Bats, Clemson University, University of Miami, ACC Championship Game (Tampa), St. Petersburg Bowl (Tropicana Field) and a number of other College and HS Football venues.

Colorado Displays

Colorado Rockies, Colorado Rapids, Colorado Outlaws, City of Aurora, City of Arvada, City of Thornton, Town Of Idaho Springs, Fiddlers Green, Elitch Gardens, Steamboat Springs Ski School, Steamboat Lake Resort, I25 Speedway, City of Cripple Creek,
Ute Mountain Casino, as well as many corporate and private events.

Zambelli
FIREWORKS

Your Personalized Zambelli Fireworks Team and Technicians

Ernie Simmons
Operations Manager
Senior Project Manager
863-287-9168 cell
epsimms@aol.com
esimmons@zambellifireworks.com
Ernie has worked with Zambelli Fireworks since 1978 designing, shooting and training technicians. His primary roles include training both fireworks technicians and Fire Marshals/Safety Officials, and of course lead technician on dozens of shows annually.

Jerry Jones
Facilities Manager
Senior Technician
303-845-2620
Jerry has over 25 years experience as a technician and manages our Colorado storage facility.

Danielle Fredrickson
Senior Customer Service Manager
561-395-0955
daniellefredrickson@zambellifireworks.com

Danielle is the person who works behind the scenes to make everything regarding the fireworks show logistics come together. She will work on the permit applications, certificates of insurance, technician coordination, area site maps, and can answer any question you may have regarding your fireworks display.

Zach Taminosian
Senior Designer/Choreographer
561-395-0955 office
239-225-8012 cell
zach@zambeliifireworks.com

Zach has worked for Zambelli Fireworks for more than twelve years. His in-depth knowledge of show design and choreography is second-to-none. He is tasked with designing some of the largest displays in the United States. Zach also works tirelessly to buy the best fireworks from around the world.
Zach just recently designed and produced the winning program representing the United States in the International Fireworks Competition for 2016 in Calgary.

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Chrysanthemums

Description: Typically a spherical break of colored stars that leave a trail or sparks behind. May include pistils (center multi break stars) or other features such as multi-colored, half and half, cracking, etc.

Body

Red Chrys
Green Chrys
Yellow Chrys
Blooming Silvery Chrys
Blue Chrys
Red, White and Blue Chrys
Green to Purple Chrys
Varied Colorful Flowers
Multi-Color Chrys
Golden Chrys w/rising tails
Silver to Purple Chrys
Glittering Silver to Red Chrys
Purple Chrys with White Pistil
Red Chrys with white Pistil
Gold Wave to Red/Blue Chrys

Red to Blue Chyrs.
Silver to Green Chyrs.
Gold Chrys. w/ rising tails
Glitter Silver to Red Chrys
White Twinkling Chrys.
Spangle Chrys. w/rising tails
Orange Chrys. w/rising tails
Purple Chrys
Yellow Chrys
Silver Chrys w/rising tails
Silver to Green Chrys
Variegated Rainbow Chrys
Green Chrys with Green Pisitl
Silver and Gold Chrys
Multi-Color Chrys to Popping Flowers

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Peonies

Description: Typically a spherical break of colored stars that leave no trail or sparks behind. May include pistils (center multi break stars) or other features such as multi-colored, half and half, cracking, etc.

Body

White Peony
Silver Wave to Purple Peony
Yellow Peony
Purple Peony w/Gold Palm
Variegated Peony (rainbow)
Red, White and Blue Peony
Silver to Red Peony
Orange Peony
Silver Wave to Blue Peony
Red to Silver Peony
Golden Peony
Red and Green Peony
Color Changing Peony
Popping Peony (Red)
Half Blue Half Red Peony
Half Green Half White Peony
Pink Peony
Green to Silver to Blue Peony
Blue Peony w/Blue Palm Tree.
Multi-Colored Peony
Green Peony w/Gold Palm Tree
Red to Blue Peony
White Peony w/Blue Pistil
Glittering Peony
Silver to Blue Peony
Half Green Half White Peony
Silver Wave to Purple Peony
Green to Purple Peony
Blue Peony w/titanium reports
Blue to Silver Peony
Sparkling Peony w/Pistil
Popping Peony (White)
Half White Half Red Peony
Golden Waves to Purple Peony
Brilliant Orange Peony
Red to White to Blue Peony

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Crossettes

Description: A crossette is a unique shell that breaks into 6 or 8 arms. Then, after some delay, those arms again break into multiple arms criss-crossing each other in a grid-like fashion throughout the sky. Larger caliber shells may even have a third break in all of the arms.

Blue Crossettes
Red to Blue Crossettes
Variegated Rainbow Crossettes
Crackling Crossettes
Red to Green Crossettes
Green to Purple Crossettes
Red Crossette Palm Tree
White Flitter Crossettes

Green to Blue Crossettes
Silver Crossettes
Purple and White Crossettes
Gold Crossettes w/rising tails
Green Crossette w/green Tails
Rainbow Crossettes w/red Tails
Blue Crossette Palm Tree
Silver Crossettes

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Duration/Lingering Effects (Willows, Brocades, Kamuros)

Description: A Long Duration/Lingering Effect is like a Chrysanthemum but burns slowly to the ground leaving a trail of aerial spark dust. These shells are many times gold or silver with various color tips, color changing, or have various colored centers. Zambelli uses many long duration effects at the end of finales to create a sky of gold or silver.

Twilight Glitter w/Purple
Brocade Crowns
Brocade Crown to Purple
Variegated Falling Leaves
Long Duration Kamuro
Pixie Dust Willows
White Poca Shells

Twilight Glitter w/Red
Long Duration Red Falling Leaves
Brocade Crown to Red
Purple Falling Leaves
Super Brocade Crowns
Ultra-Long Duration Gold Kamuro
Gold Poca Shells

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Dahlias

Description: A Dahlia shell is like a peony but uses dramatically larger and fewer stars to create brighter, wider trails of sparks through the air. They are typically very bold, defined colors used to mix up the pace of a show. They many times are also used in finales.

Assorted Color Dahlia	Blue Dahlias w/Pistil
Green Dahlia w/Pistil	Red Dahlia w/Pisitl
Yellow Dahlia w/Pistil	Red and Blue Dahlia
Pink Dahlia	Silver Dahlia
Gold Strobe Dahlia	Blue Strobe Dahlia
Red Strobe Dahlia	Purple Strobe Dahlia
Variegated Dalia	White Dahlie w/Purple Tips
Purple and Red Dahlia	White Dahlia w/Red Tips

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Patterns

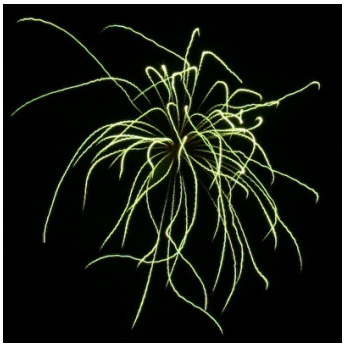
Description: Pattern shells come in a variety of shapes, sizes and depictions. Most notable shapes are shells with stars in patterns of hearts, smile faces, Saturn or other planet blasts, 4-leaf clovers, wagon wheels, etc.

Red Palm Trees
Red Hearts
Green to Purple Ring
Octopus Shells
Saturn Rings
Smile Faces
Green to Blue Crossing Rings
White/Red Bowtie in Ring

Blue Palm Trees
Triple Rings
Saturn Blasts
Meteor Rings
Crackling Palm Trees
Triple Rings w/scattering stars
Half White Half Purple Ring

Zambelli
FIREWORKS

Specialty Shells



Description: There's a variety of specialty, premium shells that include horsetail willows, scattering stars, bees, falling leaves, Palm Trees and other unique designs and effects.

Silver Bees	Blue Bees
Horsetails	Aluminum King Shells
Large Silver Whirls (Serpents)	Blue and Red Spiders
Trees of Many Colors	Kaleidoscopes
Peacock Feathers	Gold Sparkling Kamikazes
Thousands of Gold Waves	Thousands of Red Waves
Peacock Tails	Red, White, Blue Dragon Eggs
Silver and Purple Strobes	Popping Flowers
Treasure Chests	Red Shell of Shells
Green Magnesium to Fast Strobe	Green Shell of Shells
Multi-Color Shell of Shells	Tourbillion and Multi-Color

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Specialty Noise

Description: Noise shells come in many different types. The most popular are cracking, whistling or screamers, thousands of popping flowers, and the extremely loud titanium salutes.

Cracking Delight
Diamond Screamer Whistles
Crackling Double Rings
Crackling Coconut Trees
Twice Crackling Rain
Blue Crackling Flowers
Artillery Titanium
Gold Crackling Chrys
Serpents with Reports
Large Silver Screaming Whirls
White and Green Scattering
Blue Crackling Spiders
Tourbillion w/Reports
Green Crackling Flowers
Thundering Tourbillions
Whistles and Stars

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Barrage Cakes

Description: Barrage Cakes or Multi-shot devices are designed to significantly enhance fireworks displays by adding hundreds of rapid-fire shots of various effects. They are mainly used to create tableaus in tandem with aerial shells breaking around the multi-shot devices. Below are an example of the various types and designs.

35 Shot White Flitter Comet Box
35 Shot Red Crossette Fan Box
35 Shot Thunder Tourbillion Fan Box
35 Shot Dragon Eggs w/Tails
36 Shot Silver Fish with Tourbillion
36 Shot Assorted Colorful Falling Leaves
36 Shot Gold Twinkling Kamuro Box
36 Shot Red and Blue Crossettes
49 Shot Red and Silver Moons
49 Shot Red Crackling Tails
49 Shot Silver Crossettes
49 Shot Red and Green Crossettes
100 Shot Hammer Boxes
100 Shot Brocade Crowns
100 Shot Blue Crossettes with Tails
100 Shot Variegated Peonies
136 Shot W Shape Purple Kamuro
300 Shot 8 Shape White Strobe
372 Shot W-Shape Golden Willow

119 Shot Rapid Fired Gold Comets
192 Shot Fast Pearl Zippers
96 Shot Peacock Tails
140 Shot Silver Rain
80 Shot V-Shape Silver Coconuts
80 Shot V-Shape Rainbow Chrys.
200 Shot Whistling Comets
70 Shot Z-Shape Midnight Snow
400 Shot V Shape Rapid Fire Box
408 Shot Zipper Rapid Fire Box
300 Shot Finale Comet Box
665 Shot Silver Barriers
Angle Wipe Devices – (various angles)
Zipper Curtain Devices
Zipper Chase Devices
Fan Chase Devices
136 Shot W-Shape Silver to Green
300 Shot 8 Shape Red Pear Comets
408 Shot Z Shape Lime Green Pearl

Zambelli
FIREWORKS

References

City of Thornton
Contact-Chris Steinke 720-977-5939 email chris.steinke@cityofthornton.net
2211 Eppinger Blvd.
Thornton Co. 80229

Colorado Rockies Baseball Club
Contact-Beverly Coleman 303-312-2245 email Beverly.coleman@rockies.com
2001 Blake Street
Denver Co. 80205

Steamboat Springs Ski Resort
Contact Nelson Wingard 970-871-5386 email nwingard@steamboat.com
2305 Mt. Werner Circle
Steamboat Springs Co. 80487

City of Aurora Co.
Contact-Joshua Strum 303-739-7163 email jstrum@auroragov.org
15151 East Alameda Parkway
Aurora Co.

Ernie Simmons will be the Project Manager, his info is listed on page 10.

Matthew Johnson will be the lead technician.
300-726-3343 email mj147@gmail.com
2121 Night Sky Lane
Lafayete Co. 80026
Matt is holds a Pyrotechnicians license issued by the State of Colorado Fire Marshall's office.
He has been an employee of Zambelli Fireworks for more than 10 years.
He has worked on the following projects.
City of Longmont
City of Idaho Springs
City Cripple Creek
City of Lochbuie
Ute Mountain Casino
Elitch Gardens
Colorado Rockies

Zambelli
FIREWORKS

Denver Outlaws

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ZAMBELLI FIREWORKS MANUFACTURING CO.

THIS CONTRACT AND AGREEMENT (this "Contract") is made effective as of

this 13th day of February, 20 23, by and between:

Zambelli Fireworks Manufacturing Co. of Warrendale, Pennsylvania (hereinafter referred to as "Zambelli"),

Town of Berthoud, CO (hereinafter referred to as "Client").

WHEREAS, Zambelli is in the business of designing and performing exhibitions and displays of fireworks; and

WHEREAS, Client desires that Zambelli provide an exhibition and display of fireworks for Client's benefit pursuant to the terms and conditions hereof, and Zambelli desires to perform an exhibition and display of fireworks for Client's benefit pursuant to the terms and conditions hereof.

NOW, THEREFORE, in consideration of the mutual agreements herein contained:

Zambelli, intending to be legally bound, agrees as follows:

1. Zambelli agrees to sell, furnish and deliver to Client a 22 minute fireworks display [per the quote submitted by Zambelli to Client, accepted by Client and made a part hereof] (hereinafter referred to as the "Display") to be exhibited on the display date set forth below (hereinafter referred to as the "Display Date"), or on the postponement date set forth below (hereinafter referred to as the "Postponement Date") if the Display is postponed as provided herein, which Display Date and Postponement Date have been agreed upon at the time of signing this Contract.

   Display Date: July 3, 2023 **Postponement Date (if any):** _____

2. Zambelli agrees to furnish the services of display technicians (hereinafter referred to as "Display Technicians") who are sufficiently trained to present the Display. Zambelli shall determine in its sole discretion the number of Display Technicians necessary to take charge of and safely present the Display.

3. Zambelli agrees to furnish insurance coverage in connection with the Display for bodily injury and property damage, including products liability, which insurance shall include Client as additional insured regarding claims made against Client for bodily injury or property damage arising from the operations of Zambelli in performing the Display provided for in this Contract. Such insurance afforded by Zambelli shall not include claims made against Client for bodily injury or property damage arising from failure of Client, including through or by its employees, agents and independent contractors, to perform its obligations under this Contract, including without limitation those set forth in paragraphs 5 and 6 below. Client shall indemnify and hold Zambelli harmless from all claims and suits made against Zambelli for bodily injury or property damage arising from failure of Client, including through or by its employees, agents and independent contractors, to perform its obligations under this Contract, including without limitation those set forth in paragraphs 5 and 6 below.

Client, intending to be legally bound, agrees as follows:

4. Client agrees to pay Zambelli the sum of $ 41,000 (hereinafter referred to as the "Purchase Price"), fifty percent (50%) of which is due upon signing this Contract and the balance of which is due at noon three days before the Display Date. All credit card payments will be subject to a 3.9% surcharge. Zambelli reserves the right to add to Client's invoice an equitable transportation surcharge in the event of any material increase in transportation costs (including the cost of fuel and third party shipping costs) to Zambelli after the date of this Contract. In addition, Client agrees to pay a postponement fee of fifteen percent (15%) of the Purchase Price plus Additional Third Party Charges (as defined in paragraph 11 below) if the Display is fired on the Postponement Date, or twenty-five percent (25%) of the Purchase Price plus Additional Third Party Charges if the Display is fired on a date other than the Display Date or the Postponement Date ("Alternate Date"). The Alternate Date must occur within six months of the original Display Date at a time agreeable to both Zambelli and the Client. Generally, Alternate Dates will not include the period from June 28th through July 7th. This Checks shall be made payable to Zambelli Fireworks Manufacturing Co., unless otherwise authorized in writing by Zambelli. NO CASH shall be paid to any agent or employee of Zambelli, unless otherwise authorized in writing

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by Zambelli. There shall be no refund of the Purchase Price due and payable under this paragraph 4, except as specifically provided in paragraph 11 below.

5. Client agrees to meet all deadlines outlined in the Design and Production Provisions, which has been provided to Client, including but not limited to the following:

   (a) Client must select a suitable place for the Display, including a firing and debris zone reasonably acceptable to Zambelli (hereinafter referred to as the "Display Area") and submit such selection to Zambelli no later than sixty (60) days prior to the Display Date. The Display Area shall adhere to or exceed applicable National Fire Protection Association ("NFPA") standards including the Zambelli guideline that the Display Area have a radius of at least 100 feet per inch (or as mutually agreed to between Zambelli and Client) of the largest diameter pyrotechnic from the firing site in all directions to any parking area, spectators, inhabited buildings, public roads, or active railroad. Client shall submit a site map (attached hereto as Exhibit A) to Zambelli accurately representing the physical characteristics of the Display Area as pertains to NFPA and Zambelli guidelines. The content of the Display may be limited by the selection of the Display Area due to the requirement to provide sufficient safety zones.

   (b) Zambelli will secure all permits necessary for the Display as required, including but not limited to police, local, state and United States Coast Guard ("USCG") permits, where applicable, and arrange for any security bonds or insurance as required by law. In addition, Zambelli will notify and obtain permission from the FAA to display fireworks when required. Client will assist Zambelli when appropriate in completing permit applications. Client shall be responsible for any Special Event permits required by the City. It is the responsibility of the Client to contact the City's Special Events Department regarding their event.

   (c) **If the display is choreographed to music, the final selection of the music must be submitted to Zambelli by Client no later than ninety (90) days prior to the Display Date.**

6. If, in its sole discretion, Client designates an area for members of the public to view the Display (hereinafter referred to as the "Spectator Area") or an area for vehicular parking (hereinafter referred to as the "Parking Area"), Client shall (a) ensure that the Spectator Area does not infringe on the Display Area, (b) have sole responsibility for ensuring that the terrain of the Spectator Area and any structures thereon, including but not limited to grandstands and bleachers are safe for use by spectators, (c) have sole responsibility for ensuring that the Parking Area is safe for use, (d) have sole responsibility to police, monitor and appropriately control spectator access to the Spectator Area and the Parking Area and police and monitor and appropriately control the behavior of persons in these areas. It is expressly agreed that Zambelli shall not inspect any area other than the Display Area, except to ensure that any Spectator or Parking Areas are outside the Display Area.

7. Prior to, during, and immediately following the Display, Client shall monitor the Display Area and will be solely responsible to keep all persons and property not authorized by Zambelli out of the Display Area and behind safety zone lines and limits.

8. Following the Display, Client shall be solely responsible for policing of the Display Area and for cleanup except as specifically provided in the sentence immediately following. Zambelli shall be responsible for the removal of unexploded fireworks and the cleanup of material debris, the removal of frames, sets and lumber from the Discharge Area, and the refilling of holes created by Zambelli or on behalf of Zambelli within the Discharge Area.

9. Client will include a direct reference to "Zambelli Fireworks" in all promotional material, including but not limited to event schedules; radio, television, newspaper and internet announcements; newspaper articles; and other media.

The parties, intending to be legally bound, mutually agree as follows:

10. It is agreed and understood by the parties hereto that should inclement weather prevent firing of the Display on the Display Date, as determined by the Authority Having Jurisdiction (as defined in paragraph 14 below) or as reasonably determined by Zambelli, then the program shall be postponed and fired on the Postponement Date. If there is no Postponement Date and the Display is not fired on the Display Date, or if inclement weather prevents firing of the Display on the Postponement Date, as determined by the Authority Having Jurisdiction or as reasonably determined by Zambelli, the Display will be cancelled and there will be no refund of the Deposit or fifty percent (50%) of the Purchase Price, whichever is greater.

11. Client's cancellation of the Display will only be effective upon receipt by Zambelli of a written notice from an authorized person representing Client. In the event of cancellation of the Display, the parties agree as follows:

    (a) If Client cancels the Display more than sixty-one (61) days prior to the Display Date, Client agrees to pay Zambelli a cancellation fee equal to ten percent (10%) of the Purchase Price plus Additional Third Party Charges, as defined below.

    (b) If Client cancels the Display from thirty-one (31) to sixty (60) days prior to the Display Date, Client agrees to pay Zambelli a cancellation fee equal to twenty percent (20%) of the Purchase Price plus Additional Third Party Charges, as defined below.

    (c) If Client cancels the Display from five (5) days prior the Display to thirty (30) days prior to the Display Date, Client agrees to pay Zambelli a cancellation fee equal to thirty percent (30%) of the Purchase Price plus Additional Third Party Charges, as defined below.

    (d) If Client cancels the Display less than five (5) days prior to the day of the Display, Client agrees to pay Zambelli a cancellation fee equal to fifty percent (50%) of the Purchase Price plus Additional Third Party Charges, as defined below.

    (e) "Additional Third Party Charges" shall mean all costs and expenses incurred by Zambelli and paid or payable to third parties in connection with the Display, including but not limited to security fees, permits and licensing fees and expenses, barge and tow expenses, and firewatch fees.

12. Zambelli reserves the exclusive right to make minor modifications and substitutions to the Display, provided that such changes are reasonable and necessary and do not materially adversely affect price, time of delivery, functional character or performance of the Display.

13. It shall be within Zambelli's and/or the Authority Having Jurisdiction's discretion to terminate the firing of the Display if any unsafe or unsuitable condition is identified. If such condition is not corrected, Zambelli may cancel the Display without further liability to Client for such cancellation.

14. The parties agree to cooperate with the regulatory authorities having jurisdiction over the Display, including, but not limited to local fire and police departments, the Bureau of Alcohol, Tobacco, Firearms and Explosives, the Department of Transportation, the Department of Homeland Security, and the USCG (any such authority having jurisdiction over the Display is sometimes referred to herein as, the "Authority Having Jurisdiction"). The parties acknowledge that such governmental regulatory authorities having jurisdiction over the Display have the right to prohibit the Display until unsafe or unsuitable conditions are corrected.

15. This contract shall be deemed made in the State of Colorado and shall be construed in accordance with the laws of the State of Colorado, excluding its conflict of law rules. The parties agree and consent to the jurisdiction of the courts of the State of Colorado to decide all disputes regarding this Contract.

16. If Client becomes bankrupt or insolvent, or if a petition in bankruptcy is filed by or against Client or if a receiver is appointed for Client, Zambelli may refuse to perform under this Contract and may terminate this Contract without prejudice to the rights of Zambelli. If Client's financial condition becomes unsatisfactory to Zambelli, Zambelli may require that Client deposit the balance of the Purchase Price in escrow or provide sufficient proof of its ability to pay the balance of the Purchase Price.

17. Except to the extent, if any, specifically provided to the contrary herein, in no event shall Zambelli be liable to Client for any indirect, special, consequential, incidental or punitive damages or lost profits, however caused and on any theory of liability (including negligence of any kind, strict liability or tort) arising in any way out of this contract, whether or not Zambelli has been advised of the possibility of damages.

18. If Client fails to pay the monies due under this Contract, Zambelli is entitled to recover the balance due plus interest at one and one-half percent (1 ½ %) per month on amounts past due sixty (60) days or more. Further, on balances outstanding one hundred twenty (120) days or more, Zambelli is entitled to recover the balance due, plus accrued interest, plus attorneys fees of ten percent (10%) of the amount past due, plus court costs, or, if less, the maximum amount permitted by law.

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19. This Contract shall not be construed to create a partnership or joint venture between the parties or persons mentioned herein.

20. Each party hereunder shall be excused for the period of delay in the performance of any of its obligations hereunder and shall not be liable for failure to perform or considered in default hereunder, when prevented from so performing by a cause or causes beyond its reasonable control, including but not limited to fire, storm, earthquake, flood, drought, accident, explosion, operation malfunction, or interruption, strikes, lockouts, labor disputes, riots, war (whether or not declared or whether or not the United States is a member), Federal, state, municipal or other governmental legal restriction or limitation or compliance therewith, failure or delay of transportation, shortage of, or inability to obtain materials, supplies, equipment, fuel, power, labor or other operational necessity, interruption or curtailment of power supply, or act of God, nature or public enemy.

21. This Contract constitutes the sole and entire understanding of the parties with respect to the matters contemplated hereby and supersedes and renders null and void all prior negotiations, representations, agreements and understandings (oral and written) between the parties with respect to such matters. No change or amendment may be made to this Contract except by an instrument in writing signed by each of the parties.

22. Notices, consents, requests or other communications required or permitted to be given by either party pursuant to this Contract shall be given in writing by first class mail, postage prepaid addressed as follows: if to Zambelli, to the address set forth below; if to Client, to 807 Mountain Ave., Berthoud, CO 80513.

23. This Contract may be executed in one or more counterparts, each of which shall be deemed to be an original but all of which together shall be deemed to be one and the same instrument. The exchange of copies of this Contract and of signature pages by facsimile transmission shall constitute effective execution and delivery of this Contract as to the parties and may be used in lieu of the original Contract for all purposes. This Contract and all the rights and powers granted by this Contract shall bind and inure to the benefit of the parties and their respective successors and assigns.

IN WITNESS WHEREOF, we set our hands and seals to the agreement in duplicate the day and year first above written.

FOR Client:	**FOR: Zambelli Fireworks Manufacturing Co.**
BY_____	BY_____
PRINT Jeremy Olinger	PRINT_____
DATE_____	DATE_____

Please sign contract where indicated for Client and return all copies for final acceptance to:

Zambelli Fireworks Manufacturing Co.
1060 Holland Drive, Suite J
Boca Raton, FL 33487
561.395.0955 800.245.0397 FAX 561.395.1799

BOARD OF TRUSTEES INFORMATION

OPEN SPACE DEPARTMENT

Meeting Date:	**February 28, 2022**
Agenda Title/Subject:	**Larimer County Our Lands, Our Future Survey Information**
Type of Item:	**Consent Agenda**
Purpose:	**Approve Berthoud's Support in Survey Process**
Presented by:	**Keith Knoll – Public Works Operations Manager**

ATTACHMENTS:

- Our Lands, Our Future Fact Sheet

BACKGROUND:

Larimer County and seven Partner Agencies intend to contract with a consultant to conduct a statistically valid county-wide survey in 2023. This work is an update to a survey that was part of northern Colorado's *Our Lands - Our Future* regional study (2013). As the population of Northern Colorado continues to grow, the demand for additional conservation and recreation grows with it. Ensuring Larimer County and Partner Agencies have an up to date understanding of this demand and our constituencies is critical to guide our collective work moving forward.

The Berthoud Open Space Master Plan was adopted in 2021. Staff and consultants referenced the 2013 *Our Lands – Our Future* survey throughout the master plan creation. Staff supports collaborating with Larimer County and neighboring communities to complete this survey to update the Open Space priorities of residents in Larimer County. Town staff will be involved in coordination meetings and will assist in reviewing RFP's, survey questions, and drafts of the survey update. Staff will also assist the county efforts by assisting with the promotion of the survey to our town residents. In order to be a part of the survey review process, partner agencies will contribute to the cost of the survey, explained below.

FISCAL IMPACT AND FUND SOURCE:

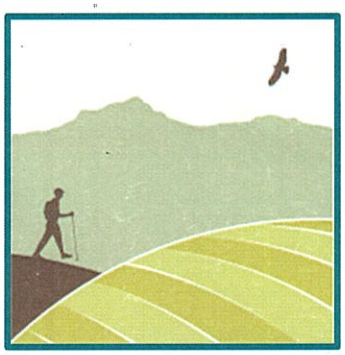
Partner agencies will help fund this survey based on the percentage of Open Space taxes each community receives. Berthoud will contribute $1,050.00.

Larimer County Open Space Tax Fund 36-00-5266.00

COMMUNITY TOUCHSTONES:

Part of Berthoud's **Community Identity** is tied into our "Open Lands" which include natural areas, agriculture, and trail corridors. Berthoud's Open space priorities are similar to Larimer County's and our neighboring communities thus making it vital we collaborate to achieve our own Open Space goals.

RECOMMENDED ACTION(S):
Approve Berthoud's staff support and financial contribution to Larimer County's *Our Lands-Our Future Survey* Update



Our Lands, Our Future.

Background: In 2013, Larimer County and all of the incorporated municipalities within, joined together to complete the *Our Lands, Our Future* regional study which evaluated community preferences around land conservation and outdoor recreation for the future. As the population of Northern Colorado continues to grow, the demand for additional conservation and recreation grows with it. Updating our understanding of this demand is critical to guide our work moving forward.

Purpose: Now, a decade later, Larimer County would like to partner again with all of the municipalities to update the statistically valid survey administered as part of *Our Lands, Our Future*. In 2023, this update will gather important and relevant insights about our constituents that will guide and inform our work – now and in the near future.

Goals & Objectives: The intent is to determine community values with respect to land conservation and nature-based recreational opportunities. Additionally, learning public preferences to how agencies should obtain and spend funds moving forward for conserving and stewarding both new and existing lands. It is anticipated new questions could be added to better understand public access barriers and opportunities, equity, and perceptions of crowding, conflict and congestion. The feedback and subsequent analysis are designed to assist the partner agencies in future planning and policy formation efforts, such as a precursor to future master plan updates and sales tax renewals.

Survey Project Partner Splits: Proposed cost to fund the survey is based on the % share of open space sales tax received. The estimated total cost to complete this survey is $75,000.

Partner Entities	Splits (100%)	Estimated Cost
Larimer County	50.0%	$37,500
Fort Collins	26.7%	$20,025
Loveland	13.0 %	$9,750
Estes Park	2.6%	$1,950
Timnath	1.7%	$1,275
Wellington	1.6%	$1,200
Johnstown	1.6%	$1,200
Windsor	1.4%	$1,050
Berthoud	1.4%	$1,050

Survey Timeline: A consultant will be brought on to help develop and administer the survey and analyze the survey results. All of the partners are invited to be part of the development and review of the updated survey.

- Feb 2023 - Partner Agency Commitments
- March-April 2023 - RFP for Consultant
- May-June 2023 - Engage Consultant
- July-Aug 2023 - Survey Review Period
- Sept-Nov 2023 - Survey Collection
- Dec 2023- Feb 2024 - Data Analysis
- March 2024 – Final Report

TOWN OF BERTHOUD AT A GLANCE

Monthly Report
DECEMBER 2022

- Sales & Use Tax revenue is 55% **over** budget for the month of December; $1,026,384 was received and $662,459 was budgeted.

- Town Revenue through December including transfers between funds is 46% **over** budget for 2022.

- Town Expenditures through December are 36% **under** budget for 2022.

Sales Tax Review

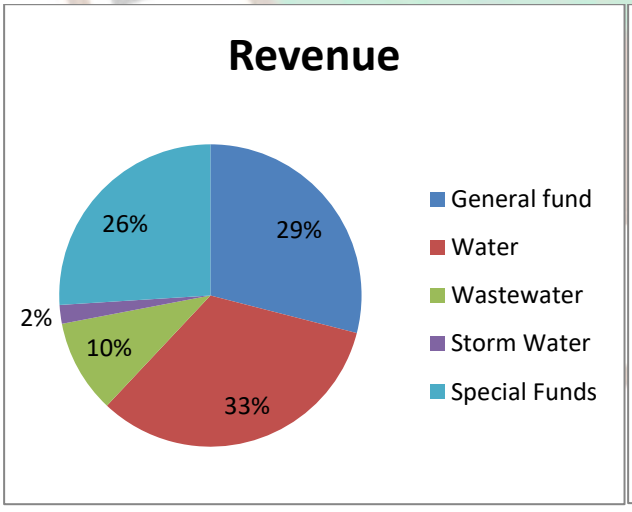
DECEMBER	Berthoud Sales Tax	Motor Vehicle Use Tax	Building Materials Use Tax	Combined Total
2022	735,766.43	116,254.63	174,362.73	1,026,383.79
2021	635,982.96	103,650.86	251,477.61	991,111.43
2020	483,565.26	73,056.91	260,795.07	817,417.24
2019	358,371.65	71,030.65	242,296.01	671,698.31

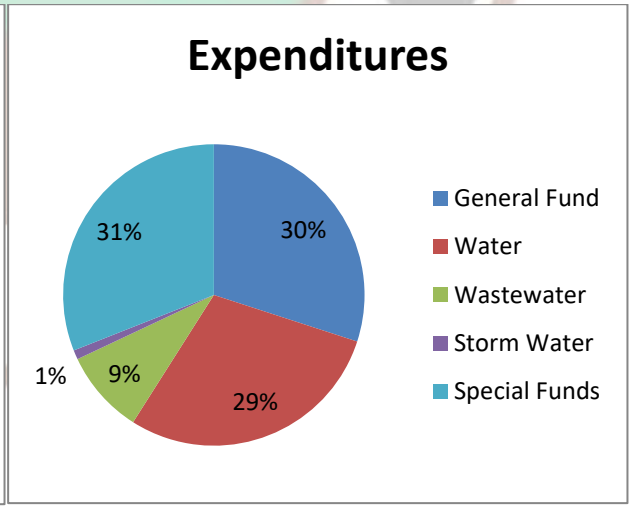
SALES TAX YEAR-TO-DATE FOR 2022 $ 12,500,928.45

COMBINED STATEMENT OF REVENUES AND EXPENDITURES
DECEMBER 2022

REVENUE	Current Month	YTD Actual	YTD Budget	% of YTD Budget	% of Annual Budget
General Fund	1,880,337	14,392,568	10,428,213	138%	138%
Water	788,333	16,402,793	8,491,242	193%	193%
Wastewater	441,509	5,232,355	4,998,510	105%	105%
Storm Water	102,228	1,178,216	983,200	120%	120%
Special Funds	2,076,867	12,774,885	9,232,700	138%	138%
TOTAL REVENUE	**5,289,274**	**49,980,817**	**34,133,865**	**146%**	**146%**

EXPENDITURES	Current Month	YTD Actual	YTD Budget	% of YTD Budget	% of Annual Budget
General Fund	1,339,918	9,390,628	11,217,449	84%	84%
Water	945,905	8,863,055	15,069,363	59%	59%
Wastewater	315,482	2,644,978	6,482,470	41%	41%
Storm Water	3,245	69,056	905,907	8%	8%
Special Funds	2,095,566	10,023,791	14,897,194	67%	67%
TOTAL EXPENDITURES	**4,700,116**	**30,991,508**	**48,572,383**	**64%**	**64%**



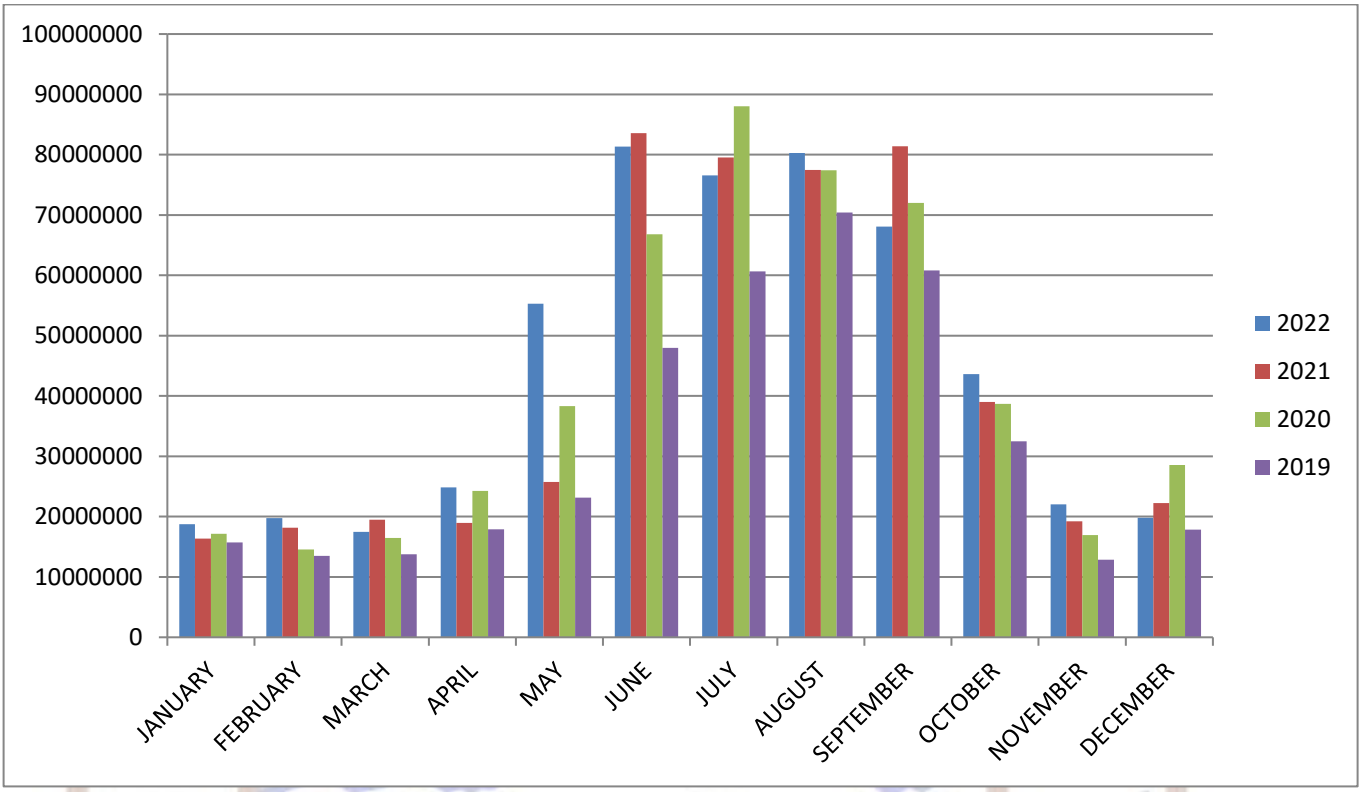


	YEAR TO DATE TOTALS THRU DECEMBER 2022
Single Family Permits	215
Overall Permit Total	809
Water Gallons Billed	527,845,000
Passports	1376
Cemetery	24 Funerals

Building Permit & Permit Valuation by Year & 2022 YTD

	2018	2019	2020	2021	2022 YTD
Single-Family home permits	525	341	499	511	215
All permits (roofing, decks, additions, etc.)	1126	752	934	1110	809
Total Permit Value	$106,937,656	$124,840,545	$119,451,932	$238,661,288	$ 164,526,847

BERTHOUD WATER USAGE



Personnel Summary

	Full-time	Part-time	Seasonal
Administration	12		
Code Enforcement	1		
Economic Development	1		
Planning-Building	5		
Streets	4		
Recreation	4		
Rec Center	7	78	
Parks-Forestry	8		
BATS	1	1	
Water-Wastewater	5		

Town of Berthoud
807 Mountain Ave
PO Box 1229
Berthoud, CO 80513-1229
Phone 970.532.2643 Fax 970.532.0640

BILLS SUMMARY
DECEMBER 2022 FINAL

BILLS ALLOWED

TOTAL BILLS	$	2,634,081
NET PAYROLL	$	233,689

Mayor William Karspeck _____

Mayor Pro-Tem Mike Grace _____

Trustee Karl Ayers _____

Trustee Jeff Butler _____

Trustee Tim Hardy _____

Trustee Sean Murphy _____

Trustee May Soricelli _____

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
1100200400							
120122330							
12/22	12/01/2022	120122	Allstate	DECEMBER	11-00-200400	Insurance Payable	824.56
120122331							
12/22	12/01/2022	120122	CIGNA	DECEMBER	11-00-200400	Insurance Payable	36,623.92
120122332							
12/22	12/01/2022	120122	Guardian	DECEMBER	11-00-200400	Insurance Payable	5,479.79
Total 1100200400:							42,928.27
1101500912							
73034							
12/22	12/29/2022	73034	Petty Cash	4TH QUART	11-01-5009.12	Travel/Training-Clerk	7.05
Total 1101500912:							7.05
1101501001							
73090							
12/22	12/19/2022	73090	Office Depot	Multiple	11-01-5010.01	Office Supplies-General Office	611.99
73099							
12/22	12/27/2022	73099	USPS-Berthoud	PERMIT #01	11-01-5010.01	Office Supplies-General Office	275.00
73163							
12/22	12/12/2022	73163	Culligan of Cheyenne	37191	11-01-5010.01	Office Supplies-General Office	88.77
73206							
12/22	12/27/2022	73206	Culligan of Cheyenne	38386	11-01-5010.01	Office Supplies-General Office	100.00
73218							
12/22	12/27/2022	73218	Midwest Connect	497022	11-01-5010.01	Office Supplies-General Office	223.00
73225							
12/22	12/27/2022	73225	Office Depot	Multiple	11-01-5010.01	Office Supplies-General Office	1,451.51
73280							
12/22	12/30/2022	73280	Culligan of Cheyenne	38385	11-01-5010.01	Office Supplies-General Office	143.33
73303							
12/22	12/30/2022	73303	Midwest Connect	488569	11-01-5010.01	Office Supplies-General Office	223.27
Total 1101501001:							3,116.87
1101501101							
73162							
12/22	12/07/2022	73162	Voice Exchange (Paragon	60405-45743	11-01-5011.01	Telephone-General Office	38.00
73203							
12/22	12/27/2022	73203	CenturyLink Business Serv	620750482	11-01-5011.01	Telephone-General Office	8.75
Total 1101501101:							46.75
1101501501							
73159							
12/22	12/07/2022	73159	Healthiest You	2022123052	11-01-5015.01	Insurance	700.00
Total 1101501501:							700.00
1101501707							
73286							
12/22	12/30/2022	73286	Office Depot	Multiple	11-01-5017.07	Building Maintenance-Town Hall	21.19
73302							
12/22	12/30/2022	73302	Larimer Co Solid Waste	DECEMBER	11-01-5017.07	Building Maintenance-Town Hall	456.38

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 1101501707:							477.57
1101501804							
73127							
12/22	12/06/2022	73127	Berthoud Weekly Surveyor	36994	11-01-5018.04	Publications/Legal Notice	223.89
73169							
12/22	12/12/2022	73169	Prairie Mountain Media	331759	11-01-5018.04	Publications/Legal Notice	197.30
73261							
12/22	12/30/2022	73261	Berthoud Weekly Surveyor	Multiple	11-01-5018.04	Publications/Legal Notice	574.93
Total 1101501804:							996.12
1101502001							
73149							
12/22	12/06/2022	73149	Town of Mead	2508	11-01-5020.01	Professional Services-Admin	22.88
Total 1101502001:							22.88
1101502103							
73187							
12/22	12/15/2022	73187	March, Olive & Sapienza, L	Multiple	11-01-5021.03	Municipal Judge	1,532.30
Total 1101502103:							1,532.30
1101502302							
73213							
12/22	12/27/2022	73213	Larimer Co Clerk & Record	BALLOT QU	11-01-5023.02	Election Supplies	26,023.45
73239							
12/22	12/27/2022	73239	Weld County Election Depa	2022 GENER	11-01-5023.02	Election Supplies	231.25
Total 1101502302:							26,254.70
1101502801							
73204							
12/22	12/27/2022	73204	CivicPlus	250995	11-01-5028.01	Records Management	1,986.74
Total 1101502801:							1,986.74
1101503800							
73158							
12/22	12/07/2022	73158	Hays Market	NOV22	11-01-5038.00	Administrative Expenses	40.37
73198							
12/22	12/15/2022	73198	Cardmember Service	NOV22	11-01-5038.00	Administrative Expenses	23,610.85
73244							
12/22	12/29/2022	73244	Dance Department	72151	11-01-5038.00	Administrative Expenses	308.00
73284							
12/22	12/30/2022	73284	Hays Market	DECEMBER	11-01-5038.00	Administrative Expenses	161.19
Total 1101503800:							24,120.41
1101504003							
73126							
12/22	12/06/2022	73126	Bell Gould Linder & Scott P	34044	11-01-5040.03	Attorney-Municipal Court	2,797.48
73277							
12/22	12/30/2022	73277	Bell Gould Linder & Scott P	34223	11-01-5040.03	Attorney-Municipal Court	930.50

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 1101504003:							3,727.98
1101504004							
73165							
12/22	12/12/2022	73165	Foote Law Firm	278	11-01-5040.04	Attorney-Board Meetings	1,100.00
Total 1101504004:							1,100.00
1101508907							
73128							
12/22	12/06/2022	73128	C&B Cleaning Services	Multiple	11-01-5089.07	Janitorial Service & Supplies	6,200.00
73253							
12/22	12/29/2022	73253	Rallo's Window Cleaning	2874	11-01-5089.07	Janitorial Service & Supplies	1,937.00
73279							
12/22	12/30/2022	73279	C&B Cleaning Services	Multiple	11-01-5089.07	Janitorial Service & Supplies	6,450.00
Total 1101508907:							14,587.00
1101509501							
73151							
12/22	12/06/2022	73151	Anchor Network Solutions	Multiple	11-01-5095.01	Computer Maintenance/Replace	13,188.95
Total 1101509501:							13,188.95
1101509601							
73154							
12/22	12/06/2022	73154	Comcast	DEC22	11-01-5096.01	Internet	15.94
Total 1101509601:							15.94
1101524701							
121522300							
12/22	12/12/2022	121522	Caselle Inc.	DECEMBER	11-01-5247.01	Software-admin	1,728.00
Total 1101524701:							1,728.00
1101524901							
73161							
12/22	12/07/2022	73161	Picture This Creative Servi	000221	11-01-5249.01	Public Outreach	300.00
73227							
12/22	12/27/2022	73227	Picture This Creative Servi	226	11-01-5249.01	Public Outreach	300.00
Total 1101524901:							600.00
1102501004							
73139							
12/22	12/06/2022	73139	Morgan, Theresa	11062022	11-02-5010.04	Office Supplies-Code Enf	32.30
Total 1102501004:							32.30
1102503404							
73156							
12/22	12/06/2022	73156	Larimer Humane Society	1014	11-02-5034.04	Animal Control	2,895.50
Total 1102503404:							2,895.50

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
1102522207							
73082							
12/22	12/19/2022	73082	AM Signal Inc	AM26861	11-02-5222.07	Drug Education Program	19,440.00
Total 1102522207:							19,440.00
1102522801							
73274							
12/22	12/30/2022	73274	Larimer Co Sheriff's Office	22-1208	11-02-5228.01	LCSO Contract Services	540,109.51
Total 1102522801:							540,109.51
1103501001							
73288							
12/22	12/30/2022	73288	Uline	79389083	11-03-5010.01	Office Supplies	699.77
Total 1103501001:							699.77
1103501101							
73157							
12/22	12/07/2022	73157	Complete Wireless Technol	102399	11-03-5011.01	Telephone	165.00
Total 1103501101:							165.00
1103501406							
73136							
12/22	12/06/2022	73136	Kwik Korner	NOV22	11-03-5014.06	Gas & Oil	2,312.73
73267							
12/22	12/30/2022	73267	Kwik Korner	DEC22	11-03-5014.06	Gas & Oil	2,447.64
Total 1103501406:							4,760.37
1103502106							
73142							
12/22	12/06/2022	73142	O. J. Watson Equipment	0104448	11-03-5021.06	Light Duty Veh/Eqiup Maint	285.25
73224							
12/22	12/27/2022	73224	O. J. Watson Equipment	0104752-IN	11-03-5021.06	Light Duty Veh/Eqiup Maint	206.16
73230							
12/22	12/27/2022	73230	Prestige Chrysler Dodge	6124275	11-03-5021.06	Light Duty Veh/Eqiup Maint	718.65
73246							
12/22	12/29/2022	73246	AAA AUTO PARTS	Multiple	11-03-5021.06	Light Duty Veh/Eqiup Maint	242.58
Total 1103502106:							1,452.64
1103503602							
73150							
12/22	12/06/2022	73150	Wear Parts & Equip CO	Multiple	11-03-5036.02	Heavy Duty Veh/Equip Maint	2,695.10
73254							
12/22	12/29/2022	73254	Wagner Equipment Compa	P09C039840	11-03-5036.02	Heavy Duty Veh/Equip Maint	511.94
Total 1103503602:							3,207.04
1103504007							
73191							
12/22	12/15/2022	73191	Gopher Excavation Inc	06-2319	11-03-5040.07	Contract Services	2,500.00

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 1103504007:							2,500.00
1103504102							
73186							
12/22	12/15/2022	73186	Loveland Barricade LLC	19269	11-03-5041.02	Equipment Rental	168.97
73285							
12/22	12/30/2022	73285	Loveland Barricade LLC	19457	11-03-5041.02	Equipment Rental	74.79
Total 1103504102:							243.76
1103504506							
73088							
12/22	12/19/2022	73088	Mountain View Commercial	Multiple	11-03-5045.06	Shop Operations	1,490.00
73259							
12/22	12/29/2022	73259	Mountain View Commercial	13151	11-03-5045.06	Shop Operations	350.00
Total 1103504506:							1,840.00
1103504601							
73029							
12/22	12/29/2022	73029	Keegan, Brandon	4TH QUART	11-03-5046.01	Uniforms	203.66
73033							
12/22	12/29/2022	73033	Lambing, Adam	4TH QUART	11-03-5046.01	Uniforms	102.51
73102							
12/22	12/29/2022	73102	Snyder, Kent	4TH QUART	11-03-5046.01	Uniforms	198.41
73104							
12/22	12/29/2022	73104	Wicks, Jeff	4TH QUART	11-03-5046.01	Uniforms	163.95
Total 1103504601:							668.53
1103504704							
73130							
12/22	12/06/2022	73130	Colorado Barricade Co	Multiple	11-03-5047.04	Signs & Signage	383.00
73212							
12/22	12/27/2022	73212	J & A Traffic Products	35292	11-03-5047.04	Signs & Signage	600.00
73263							
12/22	12/30/2022	73263	Colorado Barricade Co	Multiple	11-03-5047.04	Signs & Signage	2,470.95
Total 1103504704:							3,453.95
1104505202							
73083							
12/22	12/19/2022	73083	Cintas First Aid & Safety	Multiple	11-04-5052.02	First Aid Supplies	658.19
Total 1104505202:							658.19
1104505601							
73122							
12/22	12/06/2022	73122	AdSortium, LLC	5207	11-04-5056.01	Brochures/Advertising	250.00
Total 1104505601:							250.00
1104505901							
73272							
12/22	12/30/2022	73272	Trusted Coaches	6408	11-04-5059.01	Coach Certification/background	345.00

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 1104505901:							345.00
1105508000							
73226							
12/22	12/27/2022	73226	Ohlson Lavoie Corporation	114676	11-05-5080.00	Remove old swimming pool	88,000.00
Total 1105508000:							88,000.00
1106510106							
73192							
12/22	12/15/2022	73192	NCCAR	5868	11-06-5101.06	Memberships	305.00
Total 1106510106:							305.00
1106511006							
73256							
12/22	12/29/2022	73256	Crazy Good Marketing	3374	11-06-5110.06	Professional Serv-Consultants	165.10
73264							
12/22	12/30/2022	73264	Crazy Good Marketing	3213	11-06-5110.06	Professional Serv-Consultants	142.50
Total 1106511006:							307.60
1107501001							
73228							
12/22	12/27/2022	73228	Pioneer Press of Greeley	87829	11-07-5010.01	Office Supplies	58.00
Total 1107501001:							58.00
1107501101							
73087							
12/22	12/19/2022	73087	Hilltop Broadband	1489-202212	11-07-5011.01	Telephone	261.56
Total 1107501101:							261.56
1107501209							
73196							
12/22	12/15/2022	73196	Poudre Valley REA	DEC22	11-07-5012.09	Utilities-facilities/gen parks	1,488.49
73255							
12/22	12/29/2022	73255	XCEL Energy	808031860	11-07-5012.09	Utilities-facilities/gen parks	12.42
Total 1107501209:							1,500.91
1107501309							
73217							
12/22	12/27/2022	73217	Mainstreet Car Care & Qui	Multiple	11-07-5013.09	Vehicle Maint-General Park	4,257.95
Total 1107501309:							4,257.95
1107504601							
73025							
12/22	12/29/2022	73025	Chard, Coleton	4TH QUART	11-07-5046.01	Uniforms	306.11
73028							
12/22	12/29/2022	73028	Howrey, Casey	4TH QUART	11-07-5046.01	Uniforms	200.00
73030							
12/22	12/29/2022	73030	Knoll, Keith	4TH QUART	11-07-5046.01	Uniforms	284.39

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
73032							
12/22	12/29/2022	73032	Kouns, Samantha	4TH QUART	11-07-5046.01	Uniforms	114.71
73101							
12/22	12/29/2022	73101	Pickard, Sam	4TH QUART	11-07-5046.01	Uniforms	313.52
73211							
12/22	12/27/2022	73211	INKLINGS	22312	11-07-5046.01	Uniforms	113.45
Total 1107504601:							1,332.18
1107505503							
73219							
12/22	12/27/2022	73219	Mountain View Commercial	13132	11-07-5055.03	Restroom Maintenance	520.01
73252							
12/22	12/29/2022	73252	Mountain View Commercial	Multiple	11-07-5055.03	Restroom Maintenance	1,020.00
Total 1107505503:							1,540.01
1107505709							
73084							
12/22	12/19/2022	73084	EcoResource Solutions Inc	16122	11-07-5057.09	Repair/Supplies-General Park	130.00
Total 1107505709:							130.00
1107505806							
73175							
12/22	12/15/2022	73175	AAA AUTO PARTS	NOV22	11-07-5058.06	Equipment Maint-Fleet	753.39
73216							
12/22	12/27/2022	73216	MAC Equipment INC	419817	11-07-5058.06	Equipment Maint-Fleet	91.15
Total 1107505806:							844.54
1107509008							
73121							
12/22	12/06/2022	73121	United Rentals	213064472-0	11-07-5090.08	Equipment rental seasonal	3,481.70
Total 1107509008:							3,481.70
1108521502							
73170							
12/22	12/12/2022	73170	ProCode, Inc.	0094197	11-08-5215.02	Contract Inspections	27,829.42
Total 1108521502:							27,829.42
1110512000							
73202							
12/22	12/27/2022	73202	Carpet One Commercial Fl	Multiple	11-10-5120.00	Carpet / Paint Town Hall	98,840.00
Total 1110512000:							98,840.00
1110572000							
73134							
12/22	12/06/2022	73134	Ground Engineering Consu	220664.0-1	11-10-5720.00	Fickel Park Bathroom	470.00
Total 1110572000:							470.00
1111501006							

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
73091							
12/22	12/19/2022	73091	Quadient Finance USA, Inc	121322	11-11-5010.06	Office Supplies	1,450.00
73232							
12/22	12/27/2022	73232	Quadient Finance USA, Inc	121322A	11-11-5010.06	Office Supplies	2,961.21
Total 1111501006:							4,411.21
1111502401							
73140							
12/22	12/06/2022	73140	Mountain States Specialtie	123733	11-11-5024.01	Youth Advisory Commission	518.71
73195							
12/22	12/15/2022	73195	Novak, Grazia	12152022	11-11-5024.01	Youth Advisory Commission	17.76
73223							
12/22	12/27/2022	73223	Novak, Grazia	CLUEOLOG	11-11-5024.01	Youth Advisory Commission	240.00
Total 1111502401:							776.47
1111518603							
73234							
12/22	12/27/2022	73234	Sopher Sparn Architects	11302022	11-11-5186.03	Zoning Code update	7,500.00
Total 1111518603:							7,500.00
1111518803							
73168							
12/22	12/12/2022	73168	Plan Tools LLC	22-52	11-11-5188.03	Comp Plan	22,708.75
73276							
12/22	12/30/2022	73276	Plan Tools LLC	23-2	11-11-5188.03	Comp Plan	11,047.50
Total 1111518803:							33,756.25
1111518902							
73222							
12/22	12/27/2022	73222	Norton & Smith, P.C.	NOVEMBER	11-11-5189.02	DEVELOPMENT REVIEW	17,199.76
Total 1111518902:							17,199.76
1112501201							
73243							
12/22	12/27/2022	73243	XCEL Energy	808001258	11-12-5012.01	Utilities	658.56
Total 1112501201:							658.56
1112501702							
73205							
12/22	12/27/2022	73205	Clear Shine Window Cleani	12532	11-12-5017.02	Building Maintenance-Maint	30.00
Total 1112501702:							30.00
1112503901							
73152							
12/22	12/06/2022	73152	Berthoud Village Shopping	DEC22	11-12-5039.01	HOA Fees	3,433.04
Total 1112503901:							3,433.04
1115515000							

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
73085							
12/22	12/19/2022	73085	Elish, Walt	BHS BOOK	11-15-5150.00	Chamber of Commerce	19.95
Total 1115515000:							19.95
2000504002							
73238							
12/22	12/27/2022	73238	Vranesh & Raisch	Multiple	20-00-5040.02	Attorney Fees	23,546.69
Total 2000504002:							23,546.69
2000510700							
73145							
12/22	12/06/2022	73145	RJH Consultants	55386	20-00-5107.00	New Water Storage design	8,186.36
73214							
12/22	12/27/2022	73214	Leonard Rice Engineers In	21642	20-00-5107.00	New Water Storage design	41,280.68
73233							
12/22	12/27/2022	73233	RJH Consultants	55158A	20-00-5107.00	New Water Storage design	8,866.00
Total 2000510700:							58,333.04
2000520802							
73209							
12/22	12/27/2022	73209	Gopher Excavation Inc	06-2294	20-00-5208.02	Raw Line Maintenance	23,259.00
73231							
12/22	12/27/2022	73231	Providence Infrastructure C	4	20-00-5208.02	Raw Line Maintenance	16,200.65
Total 2000520802:							39,459.65
2100441000							
73010							
12/22	12/05/2022	73010	ALLEN, MONTE $ DONNA	2313.1	21-00-4410-00	Sale of Water	37.19
73011							
12/22	12/08/2022	73011	Custom On-Site Builders	Multiple	21-00-4410-00	Sale of Water	577.56
73012							
12/22	12/12/2022	73012	GONZALES MARES, BRE	11236.2	21-00-4410-00	Sale of Water	116.86
73014							
12/22	12/19/2022	73014	KROPOG, MARIAN	2439.3	21-00-4410-00	Sale of Water	112.26
73015							
12/22	12/19/2022	73015	ZENNER, COURTNEY	9333.2	21-00-4410-00	Sale of Water	179.98
73016							
12/22	12/19/2022	73016	RETAIL CONSTRUCTION	HM0665	21-00-4410-00	Sale of Water	2,415.00
73017							
12/22	12/19/2022	73017	MALDONADO, OSCAR	HM0667	21-00-4410-00	Sale of Water	2,199.99
73018							
12/22	12/20/2022	73018	FCI Constructors, Inc	HM0656	21-00-4410-00	Sale of Water	2,230.00
73019							
12/22	12/21/2022	73019	KOCHEN, KIM & JEANNE	2596.3	21-00-4410-00	Sale of Water	29.27
73020							
12/22	12/21/2022	73020	NIGUS, ZACKARY A	8986.3	21-00-4410-00	Sale of Water	217.18
73021							
12/22	12/26/2022	73021	FARMSTEAD MASTER H	HM0619	21-00-4410-00	Sale of Water	2,394.95
73022							
12/22	12/13/2022	73022	GLH Construction	HM0662	21-00-4410-00	Sale of Water	1,000.00
Total 2100441000:							11,510.24

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
2100501001							
73112							
12/22	12/05/2022	73112	USPS-Berthoud	DEC22	21-00-5010.01	Office Supplies	2,328.07
Total 2100501001:							2,328.07
2100501101							
73160							
12/22	12/07/2022	73160	Hilltop Broadband	3582-202211	21-00-5011.01	Telephone	190.30
Total 2100501101:							190.30
2100501203							
73242							
12/22	12/27/2022	73242	XCEL Energy	808096535	21-00-5012.03	Utilities-Treatment	11,278.43
Total 2100501203:							11,278.43
2100504601							
73024							
12/22	12/29/2022	73024	Catron, Bryan	UNIFORMS	21-00-5046.01	Uniforms	556.08
73103							
12/22	12/29/2022	73103	Steuben, Cody	UNIFORMS	21-00-5046.01	Uniforms	405.44
Total 2100504601:							961.52
2100504802							
73026							
12/22	12/29/2022	73026	Cintas First Aid & Safety	Multiple	21-00-5048.02	Safety Equipment	198.00
Total 2100504802:							198.00
2100505700							
73144							
12/22	12/06/2022	73144	Ramey Environmental	Multiple	21-00-5057.00	Repair & Maintenance	101,037.73
Total 2100505700:							101,037.73
2100505702							
73171							
12/22	12/12/2022	73171	Smith Power Products	72910	21-00-5057.02	Repair, Maint, Supp Dist	.82
73181							
12/22	12/15/2022	73181	DBC Irrigation Supply	S4850596.00	21-00-5057.02	Repair, Maint, Supp Dist	84.09
73295							
12/22	12/30/2022	73295	Grainger	Multiple	21-00-5057.02	Repair, Maint, Supp Dist	2,669.18
Total 2100505702:							2,754.09
2100505703							
73199							
12/22	12/27/2022	73199	AGFINITY INC	FS9983	21-00-5057.03	Repair, Maint, Supp Treat	200.00
73237							
12/22	12/27/2022	73237	USA Bluebook	Multiple	21-00-5057.03	Repair, Maint, Supp Treat	2,074.94
73297							
12/22	12/30/2022	73297	UNCC	222120162	21-00-5057.03	Repair, Maint, Supp Treat	401.70

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 2100505703:							2,676.64
2100508103							
73235							
12/22	12/27/2022	73235	Timber Line Electric & Cont	7348	21-00-5081.03	SCADA	282.50
Total 2100508103:							282.50
2100510902							
73131							
12/22	12/06/2022	73131	Dana Kepner	6230164-00	21-00-5109.02	Meters-repairs	4,792.50
Total 2100510902:							4,792.50
2100511602							
73201							
12/22	12/27/2022	73201	Bureau of Reclamation	1803687775	21-00-5116.02	Carriage Agreement (BUREC)	43,013.82
Total 2100511602:							43,013.82
2100512401							
73141							
12/22	12/06/2022	73141	Northern Water	12062022	21-00-5124.01	Water Assessments	10,494.18
Total 2100512401:							10,494.18
2200527600							
73271							
12/22	12/30/2022	73271	Tetra Tech, Inc.	Multiple	22-00-5276.00	Master Planning Update	66,491.72
Total 2200527600:							66,491.72
2200527701							
73298							
12/22	12/30/2022	73298	Maguire Iron	Multiple	22-00-5277.01	Plant Improvements	208,225.00
Total 2200527701:							208,225.00
2200541000							
73178							
12/22	12/15/2022	73178	CDM Smith	90166791	22-00-5410.00	Treatment Plant Backwash Imp	18,438.99
Total 2200541000:							18,438.99
2300441000							
73023							
12/22	12/27/2022	73023	LYDIC, DON	1159.3	23-00-4410-00	Wastewater Charges	41.41
Total 2300441000:							41.41
2300501101							
73125							
12/22	12/06/2022	73125	AT&T Mobility	NOV22	23-00-5011.01	Telephone	675.62
73153							
12/22	12/06/2022	73153	CenturyLink	DEC22	23-00-5011.01	Telephone	395.24

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
73155							
12/22	12/06/2022	73155	Comcast	DEC22-2	23-00-5011.01	Telephone	1,329.43
73248							
12/22	12/29/2022	73248	AT&T Mobility	DECEMBER	23-00-5011.01	Telephone	680.95
Total 2300501101:							3,081.24
2300501201							
73143							
12/22	12/06/2022	73143	Poudre Valley REA	NOV22-3	23-00-5012.01	Utilities	17,319.83
73215							
12/22	12/27/2022	73215	Little Thompson Water Dist	Multiple	23-00-5012.01	Utilities	143.51
73229							
12/22	12/27/2022	73229	Poudre Valley REA	DECEMBER	23-00-5012.01	Utilities	6,088.23
73269							
12/22	12/30/2022	73269	Poudre Valley REA	DEC22-2	23-00-5012.01	Utilities	17,520.53
73292							
12/22	12/30/2022	73292	AGFINITY INC	Multiple	23-00-5012.01	Utilities	5,380.55
Total 2300501201:							46,452.65
2300501202							
73290							
12/22	12/30/2022	73290	XCEL Energy	809663789	23-00-5012.02	Utilities-Serenity Ridge	1,319.21
Total 2300501202:							1,319.21
2300501203							
73137							
12/22	12/06/2022	73137	Little Thompson Water Dist	NOV22	23-00-5012.03	Utilities	885.12
73258							
12/22	12/29/2022	73258	Little Thompson Water Dist	DEC22	23-00-5012.03	Utilities	68.65
73275							
12/22	12/30/2022	73275	Little Thompson Water Dist	DEC22-2	23-00-5012.03	Utilities	1,340.42
Total 2300501203:							2,294.19
2300502004							
73296							
12/22	12/30/2022	73296	Tetra Tech, Inc.	52007513	23-00-5020.04	Professional Fees	1,275.00
Total 2300502004:							1,275.00
2300505701							
73220							
12/22	12/27/2022	73220	MTech Mechanical	Multiple	23-00-5057.01	Repair, Maint. & Supplies	1,887.00
73270							
12/22	12/30/2022	73270	Ramey Environmental	Multiple	23-00-5057.01	Repair, Maint. & Supplies	86,153.92
Total 2300505701:							88,040.92
2300505703							
73188							
12/22	12/15/2022	73188	UNCC	222110175	23-00-5057.03	Repair, Maint. & Supplies	431.60
73189							
12/22	12/15/2022	73189	USA Bluebook	Multiple	23-00-5057.03	Repair, Maint. & Supplies	1,343.74

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 2300505703:							1,775.34
2300506001							
73200							
12/22	12/27/2022	73200	BH Enterprises	4061	23-00-5060.01	Chemicals	1,081.67
Total 2300506001:							1,081.67
2300506002							
73236							
12/22	12/27/2022	73236	Treatment Technology	188291	23-00-5060.02	Chemicals-Serenity Ridge	5,162.62
Total 2300506002:							5,162.62
2300510801							
73180							
12/22	12/15/2022	73180	Colorado Analytical Labs, I	Multiple	23-00-5108.01	Lab Tests	2,181.00
73293							
12/22	12/30/2022	73293	Colorado Analytical Labs, I	Multiple	23-00-5108.01	Lab Tests	3,513.40
Total 2300510801:							5,694.40
2300511401							
73183							
12/22	12/15/2022	73183	Denali Water Solutions	372559	23-00-5114.01	Sludge Hauling	1,214.06
73207							
12/22	12/27/2022	73207	Denali Water Solutions	Multiple	23-00-5114.01	Sludge Hauling	3,964.54
73294							
12/22	12/30/2022	73294	Denali Water Solutions	380021	23-00-5114.01	Sludge Hauling	2,558.27
Total 2300511401:							7,736.87
2400501900							
123022820							
12/22	12/30/2022	123022	Alfa Construction LLC	DECEMBER	24-00-5019.00	ALFA Line Reimbursement	6,050.00
Total 2400501900:							6,050.00
2400527804							
73301							
12/22	12/30/2022	73301	HT Land Partners	HARVEST RI	24-00-5278.04	Plant Improvements	171,961.00
Total 2400527804:							171,961.00
2800510400							
73129							
12/22	12/06/2022	73129	CDM Smith	90160452	28-00-5104.00	Berthoud Res Storm Outfall	2,562.73
Total 2800510400:							2,562.73
2900526102							
73135							
12/22	12/06/2022	73135	Hardline Equipment	Multiple	29-00-5261.02	Sweeper Parts	3,285.14
73289							
12/22	12/30/2022	73289	Wear Parts & Equip CO	38876	29-00-5261.02	Sweeper Parts	986.43

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 2900526102:							4,271.57
3100502202							
73132							
12/22	12/06/2022	73132	DTJ Design	Multiple	31-00-5022.02	Bike Park plan	7,435.90
73182							
12/22	12/15/2022	73182	DeFalco Construction Com	01	31-00-5022.02	Bike Park plan	9,645.82
73208							
12/22	12/27/2022	73208	DTJ Design	65396	31-00-5022.02	Bike Park plan	21,700.00
73281							
12/22	12/30/2022	73281	DeFalco Construction Com	2	31-00-5022.02	Bike Park plan	201,323.81
73282							
12/22	12/30/2022	73282	e3 Signs	5149	31-00-5022.02	Bike Park plan	1,692.10
Total 3100502202:							241,797.63
3100520702							
73177							
12/22	12/15/2022	73177	Berthoud Local	12122022	31-00-5207.02	Pioneer Park Community Garden	630.76
Total 3100520702:							630.76
3100522000							
73240							
12/22	12/27/2022	73240	Wenk Associates, Inc.	500978	31-00-5220.00	Waggener Farm Construction	11,823.75
Total 3100522000:							11,823.75
3100525100							
73147							
12/22	12/06/2022	73147	Terracon Consultants, Inc.	TH69471	31-00-5251.00	Richardson Park	20,400.00
Total 3100525100:							20,400.00
3200517100							
73172							
12/22	12/12/2022	73172	Welborn Sullivan Meck & T	11142022	32-00-5171.00	Land Acquisition	637.50
73273							
12/22	12/30/2022	73273	Welborn Sullivan Meck & T	DEC22	32-00-5171.00	Land Acquisition	2,430.00
Total 3200517100:							3,067.50
3400501301							
73278							
12/22	12/30/2022	73278	B-Town Automotive	33623	34-00-5013.01	Vehicle Maintenance	202.51
Total 3400501301:							202.51
3400504601							
73027							
12/22	12/29/2022	73027	Furnas, Paul	4TH QUART	34-00-5046.01	Uniforms	8.65
73031							
12/22	12/29/2022	73031	Koons, Brandon	4TH QUART	34-00-5046.01	Uniforms	403.28
73100							
12/22	12/29/2022	73100	Miller, Austin	4TH QUART	34-00-5046.01	Uniforms	200.00

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 3400504601:							611.93
3400505801							
73086							
12/22	12/19/2022	73086	High Altitude Equipment	Multiple	34-00-5058.01	Equipment Maintenance	1,457.23
Total 3400505801:							1,457.23
3400526300							
73092							
12/22	12/19/2022	73092	Bozarth Chevrolet	161338	34-00-5263.00	Vehicle	65,518.00
Total 3400526300:							65,518.00
3600430600							
73300							
12/22	12/30/2022	73300	Larimer County Sales Tax	DECEMBER	36-00-4306-00	County Open Space Revenue	33,711.27
Total 3600430600:							33,711.27
3600526800							
73190							
12/22	12/15/2022	73190	XCEL Energy	NOV22-3	36-00-5268.00	Berthoud Reservoir park Maint	12,968.38
Total 3600526800:							12,968.38
3900501701							
73210							
12/22	12/27/2022	73210	Hamann, Randy	2310	39-00-5017.01	Insurance deductible	757.85
Total 3900501701:							757.85
3900502000							
73133							
12/22	12/06/2022	73133	Felsburg Holt & Ullevig	35493	39-00-5020.00	Professional Services	750.00
Total 3900502000:							750.00
3900504502							
73193							
12/22	12/15/2022	73193	NOCO Drug Testing	22-947	39-00-5045.02	Driver Drug Testing	133.00
Total 3900504502:							133.00
3900511402							
123122400							
12/22	12/30/2022	123122	WEX BANK	DECEMBER	39-00-5114.02	Gas & Oil	1,859.52
Total 3900511402:							1,859.52
4000508700							
73197							
12/22	12/15/2022	73197	Transwest Truck Trailer RV	DE-03893	40-00-5087.00	Plow Truck	98,963.00
Total 4000508700:							98,963.00

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
4000511400							
73166							
12/22	12/12/2022	73166	HDR Engineering	1200484182	40-00-5114.00	Spartan Design and Crossing	11,644.00
73176							
12/22	12/15/2022	73176	Baseline Engineering Corp.	Multiple	40-00-5114.00	Spartan Design and Crossing	40,632.58
Total 4000511400:							52,276.58
4100522100							
73262							
12/22	12/30/2022	73262	BHA Design, Inc.	Multiple	41-00-5221.00	Downtown Sidewalk Replacement	17,167.50
Total 4100522100:							17,167.50
5100461000							
73299							
12/22	12/30/2022	73299	Town of Johnstown	DECEMBER	51-00-4610-00	Sales Tax Revenue	6,117.00
Total 5100461000:							6,117.00
5100503800							
73251							
12/22	12/29/2022	73251	Marx, David and Regina	SIDEWALK	51-00-5038.00	Sidewalk Improvements	750.00
Total 5100503800:							750.00
5100523900							
73184							
12/22	12/15/2022	73184	Ground Engineering Consu	220622.0-1	51-00-5239.00	Street Improvements	430.00
73247							
12/22	12/29/2022	73247	All Pro Pavement Services	1088	51-00-5239.00	Street Improvements	19,371.45
Total 5100523900:							19,801.45
5200450001							
73013							
12/22	12/19/2022	73013	FOOTHILLS GATEWAY	12.19.2022	52-00-4500-01	Recreation Center Memberships	60.00
Total 5200450001:							60.00
5200520100							
73283							
12/22	12/30/2022	73283	FCI Constructors, Inc.	25	52-00-5201.00	Waggener Farm Park	17,289.89
Total 5200520100:							17,289.89
5201500801							
73260							
12/22	12/30/2022	73260	American DataBank LLC	2212265-2	52-01-5008.01	Background/Physicals	55.00
Total 5201500801:							55.00
5201501001							
73179							
12/22	12/15/2022	73179	Citizen Printing	118804	52-01-5010.01	Office Supplies	125.00
73291							
12/22	12/30/2022	73291	Cardmember Service	DEC22	52-01-5010.01	Office Supplies	20,174.86

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 5201501001:							20,299.86
5201501101							
73167							
12/22	12/12/2022	73167	Hilltop Broadband	4872-202212	52-01-5011.01	Telephone/Internet	637.22
Total 5201501101:							637.22
5201501201							
73174							
12/22	12/12/2022	73174	XCEL Energy	NOV22-2	52-01-5012.01	Utilities	18,849.98
Total 5201501201:							18,849.98
5201502004							
73266							
12/22	12/30/2022	73266	IVR Systems	M22101312	52-01-5020.04	Purchased Services	96.00
Total 5201502004:							96.00
5201504801							
73249							
12/22	12/29/2022	73249	Cintas First Aid & Safety	9202576399	52-01-5048.01	Safety/First Aid	100.19
Total 5201504801:							100.19
5201505404							
73079							
12/22	12/13/2022	73079	Republic Services	DECEMBER	52-01-5054.04	Trash Service	1,742.35
Total 5201505404:							1,742.35
5201505601							
73146							
12/22	12/06/2022	73146	Smart Marketing with Easy	4691	52-01-5056.01	Brochures/Advertising/Printing	387.00
Total 5201505601:							387.00
5201524701							
73164							
12/22	12/12/2022	73164	DaySmart Recreation	00839203	52-01-5247.01	Computer Software	2,486.11
73265							
12/22	12/30/2022	73265	DaySmart Recreation	858918	52-01-5247.01	Computer Software	1,493.88
Total 5201524701:							3,979.99
5202502004							
73077							
12/22	12/12/2022	73077	Schenker, Peter	1	52-02-5020.04	Purchased Services	200.00
Total 5202502004:							200.00
5202510201							
70399							
12/22	12/30/2022	70399	Gustafson, Amanda	980324173	52-02-5102.01	Supplies/Equipment	219.00-

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
73245							
12/22	12/29/2022	73245	Gustafson, Amanda	980324173	52-02-5102.01	Supplies/Equipment	219.00
Total 5202510201:							.00
5203501701							
73138							
12/22	12/06/2022	73138	Longmont Winair	62525501	52-03-5017.01	Building Maintenance/Repair	124.08
Total 5203501701:							124.08
5203502004							
73250							
12/22	12/29/2022	73250	DH Pace Company	450323	52-03-5020.04	Purchased Services	400.00
Total 5203502004:							400.00
5203510201							
73257							
12/22	12/29/2022	73257	Home Depot Pro	Multiple	52-03-5102.01	Supplies/Equipment	608.46
Total 5203510201:							608.46
5205500801							
73123							
12/22	12/06/2022	73123	American DataBank LLC	2211278	52-05-5008.01	Background/Physicals	44.00
Total 5205500801:							44.00
5205505701							
73124							
12/22	12/06/2022	73124	Associated Supply Compa	A101322	52-05-5057.01	Equipment Maintenance/Repair	543.28
Total 5205505701:							543.28
5205506001							
73148							
12/22	12/06/2022	73148	The Aqueous Solution, Inc	Multiple	52-05-5060.01	Chemicals	784.27
Total 5205506001:							784.27
5206502004							
73173							
12/22	12/12/2022	73173	Wellbeats	68762	52-06-5020.04	Purchased Services	249.00
Total 5206502004:							249.00
5207502004							
73076							
12/22	12/12/2022	73076	Colorado Salsa	925	52-07-5020.04	Purchased Services	115.50
73078							
12/22	12/12/2022	73078	Tang Soo Do Concepts LL	743	52-07-5020.04	Purchased Services	803.60
73241							
12/22	12/27/2022	73241	Wildfire Arts Center	Multiple	52-07-5020.04	Purchased Services	580.68
73287							
12/22	12/30/2022	73287	Tang Soo Do Concepts LL	920	52-07-5020.04	Purchased Services	919.80

GL Period	Check Issue Date	Check Number	Payee	Invoice Number	Invoice GL Account	Invoice GL Account Title	Check Amount
Total 5207502004:							2,419.58
5208502011							
73194							
12/22	12/15/2022	73194	Northern Colorado Sports	8972	52-08-5020.11	Officials-Adult Basketball	240.00
Total 5208502011:							240.00
5208502031							
73089							
12/22	12/19/2022	73089	Northern Colorado Sports	9008	52-08-5020.31	Officials-Adult Volleyball	940.00
73221							
12/22	12/27/2022	73221	Northern Colorado Sports	9032	52-08-5020.31	Officials-Adult Volleyball	670.00
73268							
12/22	12/30/2022	73268	Northern Colorado Sports	9043	52-08-5020.31	Officials-Adult Volleyball	140.00
Total 5208502031:							1,750.00
5209504612							
73185							
12/22	12/15/2022	73185	INKLINGS	22485	52-09-5046.12	Uniforms-Youth Basketball	838.95
Total 5209504612:							838.95
Grand Totals:							2,634,081.09

December 2022

Beginning and ending fund balances are not included in YTD and TOTAL Budget columns.

GENERAL FUND

REVENUE

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TAXES	$ 1,560,714.59	$ 9,259,465.80	$ 6,527,750.00	$ 6,527,750.00	141.8%
LICENSES & PERMITS	$ 25,115.00	$ 1,416,346.13	$ 132,000.00	$ 132,000.00	1073.0%
INTERGOVERNMENTAL REVENUE	$ 69,651.83	$ 498,692.00	$ 1,553,884.00	$ 1,553,884.00	32.1%
FINES	$ 1,544.00	$ 24,127.40	$ 16,000.00	$ 16,000.00	150.8%
MISCELLANEOUS	$ 187,009.40	$ 2,587,893.75	$ 1,585,000.00	$ 1,585,000.00	163.3%
TRANSFERS	$ 27,750.43	$ 349,239.81	$ 343,699.00	$ 343,699.00	101.6%
PROPERTY SALES & DONATIONS & INS CLAIM	$ -	$ 2,450.00	$ -	$ -	0.0%
RECREATION	$ 373.00	$ 144,122.17	$ 168,230.00	$ 168,230.00	85.7%
PARKS	$ -	$ 11,222.00	$ 4,550.00	$ 4,550.00	246.6%
LEASE REVENUE	$ 8,178.95	$ 99,009.02	$ 97,100.00	$ 97,100.00	102.0%
TOTAL REVENUE GENERAL FUND	**$ 1,880,337.20**	**$ 14,392,568.08**	**$ 10,428,213.00**	**$ 10,428,213.00**	138.0%

ADMINISTRATION

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
ADMIN SALARIES/TAXES/BENEFITS	$ 159,053.70	$ 1,237,411.85	$ 1,381,410.00	$ 1,381,410.00	89.6%
GENERAL OFFICE OTHER	$ 35,282.40	$ 633,184.66	$ 664,195.00	$ 664,195.00	95.3%
ELECTIONS	$ -	$ 68,889.42	$ 117,000.00	$ 117,000.00	0.0%
MUNICIPAL COURT	$ 1,275.55	$ 44,299.34	$ 43,300.00	$ 43,300.00	102.3%
BOARD & BOARD MEETINGS	$ 1,049.14	$ 76,209.44	$ 56,595.00	$ 56,595.00	134.7%
FINANCE	$ 65.00	$ 9,131.59	$ 20,000.00	$ 20,000.00	45.7%
BUILDING MAINTENANCE	$ 5,321.55	$ 39,250.26	$ 70,000.00	$ 70,000.00	56.1%
COMMUNITY SUPPORT	$ 1,530.23	$ 91,056.69	$ 115,000.00	$ 115,000.00	79.2%
NON-ENTITLEMENT FUNDS	$ -	$ -	$ 1,142,800.00	$ 1,142,800.00	0.0%
TRANSFERS	$ 1,666.63	$ 20,000.00	$ 20,000.00	$ 20,000.00	100.0%
TOTAL ADMIN EXPENDITURES	$ 205,244.20	$ 2,219,433.25	$ 3,630,300.00	$ 3,630,300.00	61.1%

PUBLIC SAFETY DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
CODE ENFORCEMENT (INCLUDES SALARY)	$ 6,257.11	$ 69,153.72	$ 71,323.00	$ 71,323.00	97.0%
TELEPHONE/OFFICE SUPPLIES/ADMIN	$ -	$ 6,857.00	$ 7,500.00	$ 7,500.00	91.4%
ANIMAL CONTROL	$ 2,895.50	$ 30,140.96	$ 35,000.00	$ 35,000.00	86.1%
TRAFFIC CONTROL/PEDESTRIAN SAFETY	$ -	$ -	$ 1,000.00	$ 1,000.00	0.0%
DRUG EDUCATION	$ 19,440.00	$ 19,440.00	$ 16,000.00	$ 16,000.00	121.5%
LARIMER COUNTY SHERIFF	$ 540,109.51	$ 1,736,904.71	$ 1,881,550.00	$ 1,881,550.00	92.3%
TOTAL PUBLIC SAFETY EXPENDITURES	$ 568,702.12	$ 1,862,496.39	$ 2,012,373.00	$ 2,012,373.00	92.6%

STREETS DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
SALARIES/TAXES/BENEFITS	$ 45,653.71	$ 338,400.32	$ 460,430.00	$ 460,430.00	73.5%
ADMINISTRATION OTHER	$ 2,703.13	$ 19,428.31	$ 34,620.00	$ 34,620.00	56.1%
STREET REPAIR/MAINTENANCE	$ 22,643.15	$ 185,307.66	$ 223,482.00	$ 223,482.00	82.9%
WEED CONTROL	$ -	$ -	$ 3,000.00	$ 3,000.00	0.0%
SIGNAGE	$ 3,070.95	$ 32,925.78	$ 35,000.00	$ 35,000.00	94.1%
SNOW REMOVAL	$ -	$ 17,623.44	$ 65,000.00	$ 65,000.00	27.1%
PROFESSIONAL SERVICES	$ 3,706.00	$ 55,245.48	$ 65,000.00	$ 65,000.00	85.0%
SHOP & VEHICLE MAINTENANCE	$ 8,924.61	$ 95,454.47	$ 142,000.00	$ 142,000.00	67.2%
REMOVAL OF OLD STREETS BUILDING	$ -	$ 3,475.00	$ 5,000.00	$ 5,000.00	0.0%
TOTAL STREETS EXPENDITURES	$ 86,701.55	$ 747,860.46	$ 1,033,532.00	$ 1,033,532.00	72.4%

RECREATION DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
ADMIN SALARIES/TAXES/BENEFITS	$ 35,358.87	$ 266,483.26	$ 247,607.00	$ 247,607.00	107.6%
ADMINISTRATION (SUPPLIES,CONCESSIONS)	$ 1,107.40	$ 47,226.40	$ 87,700.00	$ 87,700.00	53.8%
FLAG FOOTBALL	$ -	$ 9,101.93	$ 10,090.00	$ 10,090.00	90.2%
TRACK	$ -	$ 700.00	$ 5,000.00	$ 5,000.00	14.0%
TENNIS	$ -	$ 2,137.88	$ 8,680.00	$ 8,680.00	24.6%
ADULT SOFTBALL	$ -	$ -	$ 4,500.00	$ 4,500.00	0.0%
YOUTH BASEBALL	$ 499.95	$ 15,073.82	$ 17,050.00	$ 17,050.00	88.4%
YOUTH SOFTBALL	$ 269.95	$ 7,050.66	$ 12,425.00	$ 12,425.00	56.7%
ADULT KICKBALL	$ -	$ 2,567.26	$ 2,920.00	$ 2,920.00	87.9%
SOCCER	$ -	$ 15,300.48	$ 20,100.00	$ 20,100.00	76.1%
CAMPS/TOURNAMENTS	$ -	$ 5,166.38	$ 6,750.00	$ 6,750.00	76.5%
ADDITIONAL PROGRAMS	$ 54.18	$ 3,282.97	$ 7,450.00	$ 7,450.00	44.1%
TOTAL RECREATION EXPENDITURES	$ 37,290.35	$ 374,091.04	$ 430,272.00	$ 430,272.00	86.9%

PARKS DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
SALARIES/TAXES/BENEFITS	$ 34,546.15	$ 352,268.31	$ 633,540.00	$ 633,540.00	55.6%
ADMINISTRATION OTHER	$ 4,631.21	$ 17,272.15	$ 37,990.00	$ 37,990.00	45.5%
INSECT CONTROL	$ 3,391.84	$ 43,257.88	$ 45,000.00	$ 45,000.00	96.1%
FACILITIES MAINTENANCE	$ 1,641.37	$ 30,393.81	$ 36,500.00	$ 36,500.00	83.3%
TURF/BALLFIELDS	$ 1,617.62	$ 102,847.19	$ 110,000.00	$ 110,000.00	93.5%
GENERAL PARKS	$ 6,478.06	$ 72,426.44	$ 61,510.00	$ 61,510.00	117.7%
FLEET MAINTENANCE	$ 107.52	$ 14,921.03	$ 23,000.00	$ 23,000.00	64.9%
SEASONAL DECORATIONS/BANNERS	$ -	$ 23,356.55	$ 20,500.00	$ 20,500.00	113.9%
TRANSFER TO FORESTRY	$ 41,666.63	$ 500,000.00	$ 500,000.00	$ 500,000.00	100.0%
TOTAL PARKS EXPENDITURES	$ 94,080.40	$ 1,156,743.36	$ 1,468,040.00	$ 1,468,040.00	78.8%

ECONOMIC DEVELOPMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
SALARIES/TAXES/BENEFITS	$ 16,334.00	$ 139,695.30	$ 142,866.00	$ 142,866.00	97.8%
ADMINISTRATION OTHER	$ 714.55	$ 22,649.97	$ 28,580.00	$ 28,580.00	79.3%
BUSINESS DEVELOPMENT/MARKETING	$ 1,074.02	$ 36,434.90	$ 98,700.00	$ 98,700.00	36.9%
GRANTS - MARKET STUDY & FAÇADE/SIGN	$ -	$ 3,049.47	$ 50,000.00	$ 50,000.00	6.1%
TOTAL ECONOMIC DEV EXPENDITURES	$ 18,122.57	$ 201,829.64	$ 320,146.00	$ 320,146.00	63.0%

BUILDING DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
SALARIES/TAXES/BENEFITS	$ 24,555.98	$ 204,798.77	$ 197,784.00	$ 197,784.00	103.5%
ADMINISTRATION OTHER	$ 772.10	$ 5,921.09	$ 13,000.00	$ 13,000.00	45.5%
INSPECTIONS	$ 36,756.33	$ 781,957.50	$ 616,000.00	$ 616,000.00	126.9%
TOTAL BUILDING DEPARMENT EXPENDITURES	$ 62,084.41	$ 992,677.36	$ 826,784.00	$ 826,784.00	120.1%

PLANNING DEPARTMENT

EXPENDITURES	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
SALARIES/TAXES/BENEFITS	$ 28,592.19	$ 232,312.68	$ 244,502.00	$ 244,502.00	95.0%
ADMINISTRATION OTHER	$ 5,242.53	$ 20,925.04	$ 20,600.00	$ 20,600.00	101.6%
COMMISSION SUPPORT	$ 622.76	$ 2,377.91	$ 6,000.00	$ 6,000.00	39.6%
DEVELOPMENT REVIEW	$ 51,172.75	$ 69,651.35	$ 60,000.00	$ 60,000.00	0.0%
COMPREHENSIVE PLANNING	$ 27,073.77	$ 176,992.39	$ 213,000.00	$ 213,000.00	83.1%
TOTAL PLANNING DEPARTMENT EXPENDITURES	$ 112,704.00	$ 502,259.37	$ 544,102.00	$ 544,102.00	92.3%

	TOWN HALL-MOUNTAIN AVE				PERCENTAGE YTD ACTUAL vs YTD BUDGET
	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	
EXPENDITURES					
INSURANCE AND TAXES	$ 24,096.46	$ 24,111.09	$ 28,000.00	$ 28,000.00	86.1%
BUILDING MAINTENANCE	$ 2,300.57	$ 16,210.01	$ 15,300.00	$ 15,300.00	105.9%
BUILDING REPAIRS	$ -	$ 136.27	$ 3,000.00	$ 3,000.00	4.5%
HOA FEES	$ 3,433.04	$ 38,726.12	$ 48,000.00	$ 48,000.00	80.7%
PURCHASE/DEVELOPMENT EXPENSE	$ -	$ -	$ -	$ -	0.0%
ADMINISTRATION FEES	$ -	$ -	$ 1,000.00	$ 1,000.00	0.0%
TOTAL MOUNTAIN AVE EXPENDITURES	**$ 29,830.07**	**$ 79,183.49**	**$ 95,300.00**	**$ 95,300.00**	83.1%

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL G.F.C.I. EXPENDITURES	$ 102,706.31	$ 632,491.97	$ 758,700.00	$ 758,700.00	83.4%
REMOVE OLD SWIMMING POOL	$ 22,000.00	$ 598,416.08	$ 300,000.00	$ 300,000.00	199.5%
TOTAL CONTRIBUTION EXPENDITURES	$ 452.18	$ 23,145.96	$ 97,900.00	$ 97,900.00	23.6%
TOTAL EXPENDITURES GENERAL FUND	**$ 1,339,918.16**	**$ 9,390,628.37**	**$ 11,217,449.00**	**$ 11,217,449.00**	
TOTAL REVENUE OVER EXPENDITURES	**$ 540,419.04**	**$ 5,001,939.71**	**$ (789,236.00)**	**$ (789,236.00)**	

WATER FUND

SOURCE OF SUPPLY

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL SOURCE OF SUPPLY REVENUE	$ 179,077.48	$ 9,922,908.03	$ 2,435,750.00	$ 2,435,750.00	407.4%
TOTAL SOURCE OF SUPPLY EXPENDITURES	$ 99,260.81	$ 4,500,491.45	$ 8,367,700.00	$ 8,367,700.00	53.8%
NET REVENUE OVER EXPENDITURES	**$ 79,816.67**	**$ 5,422,416.58**	**$ (5,931,950.00)**	**$ (5,931,950.00)**	

WATER OPERATIONS & MAINTENANCE

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL WATER OPERATING REVENUE	$ 135,490.76	$ 4,122,272.63	$ 3,503,000.00	$ 3,503,000.00	117.7%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ 46,918.65	$ 284,222.85	$ 337,523.00	$ 337,523.00	84.2%
ADMINISTRATION OTHER	$ 4,780.22	$ 401,384.05	$ 433,600.00	$ 433,600.00	92.6%
DISTRIBUTION	$ 1,693.45	$ 130,282.26	$ 495,500.00	$ 495,500.00	26.3%
TREATMENT	$ (12,286.55)	$ 560,560.98	$ 581,000.00	$ 581,000.00	96.5%
PROFESSIONAL SERVICES	$ 36,213.09	$ 482,031.33	$ 662,000.00	$ 662,000.00	72.8%
UTILITY BILLING	$ 1,080.75	$ 13,726.74	$ 11,000.00	$ 11,000.00	124.8%
IMPROVEMENTS	$ -	$ 82,942.03	$ 980,000.00	$ 980,000.00	8.5%
TRANSFER	$ 343,482.00	$ 535,982.00	$ 535,980.00	$ 535,980.00	100.0%
TOTAL WATER OPERATING EXPENDITURES	$ 421,881.61	$ 2,491,132.24	$ 4,036,603.00	$ 4,036,603.00	61.7%
NET REVENUE OVER EXPENDITURES	**$ (286,390.85)**	**$ 1,631,140.39**	**$ (533,603.00)**	**$ (533,603.00)**	

WATER PLANT CAPITAL IMPROVEMENTS

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL WATER PLANT CAPITAL REVENUE	$ 473,764.74	$ 2,357,612.02	$ 2,552,492.00	$ 2,552,492.00	92.4%
TOTAL WATER PLANT CAPITAL EXPENDITURES	$ 424,762.87	$ 1,871,431.62	$ 2,665,060.00	$ 2,665,060.00	70.2%
NET REVENUE OVER EXPENDITURES	**$ 49,001.87**	**$ 486,180.40**	**$ (112,568.00)**	**$ (112,568.00)**	
TOTAL WATER FUND REVENUE	$ 788,332.98	$ 16,402,792.68	$ 8,491,242.00	$ 8,491,242.00	193.2%
TOTAL WATER FUND EXPENDITURES	$ 945,905.29	$ 8,863,055.31	$ 15,069,363.00	$ 15,069,363.00	58.8%
NET REVENUE OVER EXPENDITURES	**$ (157,572.31)**	**$ 7,539,737.37**	**$ (6,578,121.00)**	**$ (6,578,121.00)**	

WASTEWATER FUND

WASTEWATER OPERATIONS & MAINTENANCE

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL WASTEWATER REVENUE	$ 316,875.25	$ 3,472,621.54	$ 2,828,500.00	$ 2,828,500.00	122.8%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ 15,546.82	$ 109,932.11	$ 95,320.00	$ 95,320.00	115.3%
ADMINISTRATION OTHER	$ 11,417.82	$ 258,955.96	$ 266,020.00	$ 266,020.00	97.3%
MAIN WASTEWATER TREATMENT PLANT	$ 43,513.75	$ 478,724.06	$ 659,470.00	$ 659,470.00	72.6%
REGIONAL I-25 TREATMENT PLAN	$ 7,463.20	$ 61,181.98	$ 85,000.00	$ 85,000.00	72.0%
COLLECTION SYSTEM	$ 8,203.85	$ 154,579.26	$ 239,500.00	$ 239,500.00	64.5%
PROFESSIONAL SERVICES	$ 38,338.99	$ 456,115.88	$ 530,000.00	$ 530,000.00	86.1%
UTILITY BILLING	$ 1,080.75	$ 11,726.78	$ 10,000.00	$ 10,000.00	117.3%
IMPROVEMENTS	$ 15,240.00	$ 116,932.30	$ 1,620,000.00	$ 1,620,000.00	7.2%
BOND	$ -	$ 663,391.23	$ 742,100.00	$ 742,100.00	89.4%
TOTAL WASTEWATER EXPENDITURES	$ 140,805.18	$ 2,311,539.56	$ 4,247,410.00	$ 4,247,410.00	54.4%
NET REVENUE OVER EXPENDITURES	**$ 176,070.07**	**$ 1,161,081.98**	**$ (1,418,910.00)**	**$ (1,418,910.00)**	

WASTEWATER CAPITAL IMPROVEMENTS

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL WASTEWATER CAPITAL REVENUE	$ 124,633.56	$ 1,759,733.74	$ 2,170,010.00	$ 2,170,010.00	81.1%
TOTAL WASTEWATER CAPITAL EXPENDITURES	$ 174,676.99	$ 333,438.17	$ 2,235,060.00	$ 2,235,060.00	14.9%
NET REVENUE OVER EXPENDITURES	**$ (50,043.43)**	**$ 1,426,295.57**	**$ (65,050.00)**	**$ (65,050.00)**	
TOTAL WASTEWATER FUND REVENUE	$ 441,508.81	$ 5,232,355.28	$ 4,998,510.00	$ 4,998,510.00	104.7%
TOTAL WASTEWATER FUND EXPENDITURES	$ 315,482.17	$ 2,644,977.73	$ 6,482,470.00	$ 6,482,470.00	40.8%
TOTAL REVENUE OVER EXPENDITURES	**$ 126,026.64**	**$ 2,587,377.55**	**$ (1,483,960.00)**	**$ (1,483,960.00)**	

STORM WATER FACILITIES FUND

STORM WATER OPERATIONS & MAINTENANCE

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL STORM WATER REVENUE	$ 58,996.96	$ 634,430.09	$ 451,000.00	$ 451,000.00	140.7%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ -	$ 447.47	$ 24,037.00	$ 24,037.00	1.9%
ADMINISTRATION OTHER	$ 833.33	$ 10,354.96	$ 22,810.00	$ 22,810.00	45.4%
STREET CLEANING	$ 2,411.43	$ 25,961.61	$ 84,000.00	$ 84,000.00	30.9%
PROFESSIONAL SERVICES	$ -	$ 2,570.00	$ 55,000.00	$ 55,000.00	4.7%
IMPROVEMENTS	$ -	$ -	$ 75,000.00	$ 75,000.00	0.0%
TOTAL STORM WATER EXPENDITURES	$ 3,244.76	$ 39,334.04	$ 260,847.00	$ 260,847.00	15.1%
NET REVENUE OVER EXPENDITURES	**$ 55,752.20**	**$ 595,096.05**	**$ 190,153.00**	**$ 190,153.00**	

STORM WATER CAPITAL IMPROVEMENTS

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL STORM WATER CAPITAL REVENUE	$ 43,230.99	$ 543,785.86	$ 532,200.00	$ 532,200.00	102.2%
TOTAL STORM WATER CAPITAL EXPENDITURES	$ -	$ 29,722.44	$ 645,060.00	$ 645,060.00	4.6%
NET REVENUE OVER EXPENDITURES	**$ 43,230.99**	**$ 514,063.42**	**$ (112,860.00)**	**$ (112,860.00)**	
TOTAL STORM WATER FUND REVENUE	$ 102,227.95	$ 1,178,215.95	$ 983,200.00	$ 983,200.00	119.8%
TOTAL STORM WATER FUND EXPENDITURES	$ 3,244.76	$ 69,056.48	$ 905,907.00	$ 905,907.00	7.6%
TOTAL REVENUE OVER EXPENDITURES	**$ 98,983.19**	**$ 1,109,159.47**	**$ 77,293.00**	**$ 77,293.00**	

SPECIAL REVENUE FUNDS

PARK DEVELOPMENT

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL PARK DEVELOPMENT REVENUE	$ 57,936.58	$ 872,313.80	$ 1,262,600.00	$ 1,262,600.00	69.1%
TOTAL PARK DEVELOPMENT EXPENDITURES	$ 237,706.89	$ 778,959.65	$ 3,396,060.00	$ 3,396,060.00	22.9%
NET REVENUE OVER EXPENDITURES	**$ (179,770.31)**	**$ 93,354.15**	**$ (2,133,460.00)**	**$ (2,133,460.00)**	

PARK DEDICATION

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL PARK DEDICATION REVENUE	$ 14,522.95	$ 225,292.15	$ 228,200.00	$ 228,200.00	98.7%
TOTAL PARK DEDICATION EXPENDITURES	$ 1,370,426.19	$ 1,436,029.24	$ 1,405,060.00	$ 1,405,060.00	102.2%
NET REVENUE OVER EXPENDITURES	**$ (1,355,903.24)**	**$ (1,210,737.09)**	**$ (1,176,860.00)**	**$ (1,176,860.00)**	

PUBLIC FACILITIES

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL PUBLIC FACILITIES REVENUE	$ 17,630.42	$ 340,548.50	$ 535,900.00	$ 535,900.00	63.5%
TOTAL PUBLIC FACILITIES EXPENDITURES	$ -	$ 70,030.00	$ 460,060.00	$ 460,060.00	15.2%
NET REVENUE OVER EXPENDITURES	**$ 17,630.42**	**$ 270,518.50**	**$ 75,840.00**	**$ 75,840.00**	

CONSERVATION TRUST/FORESTRY

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL CONSERVATION TRUST REVENUE	$ 78,397.24	$ 638,786.59	$ 560,250.00	$ 560,250.00	114.0%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ 31,382.50	$ 254,708.94	$ 350,990.00	$ 350,990.00	72.6%
ADMINISTRATION OTHER	$ 2,666.96	$ 18,928.06	$ 26,060.00	$ 26,060.00	72.6%
PARK MAINTENANCE & IMPROVEMENTS	$ -	$ 72,162.62	$ 95,200.00	$ 95,200.00	75.8%
TREE MAINTENANCE	$ 1,261.98	$ 52,484.47	$ 79,500.00	$ 79,500.00	66.0%
EAB RESPONSE	$ -	$ 36,849.45	$ 38,000.00	$ 38,000.00	97.0%
NEW VEHICLE	$ 65,518.00	$ 65,518.00	$ 77,000.00	$ 77,000.00	85.1%
TOTAL CONSERVATION TRUST EXPENDITURES	$ 100,829.44	$ 500,651.54	$ 666,750.00	$ 666,750.00	75.1%
NET REVENUE OVER EXPENDITURES	**$ (22,432.20)**	**$ 138,135.05**	**$ (106,500.00)**	**$ (106,500.00)**	

LARIMER COUNTY OPEN SPACE TAX

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL LARIMER COUNTY REVENUE	$ 104,970.80	$ 498,173.84	$ 421,500.00	$ 421,500.00	118.2%
TOTAL LARIMER COUNTY EXPENDITURES	$ 10,062.81	$ 61,327.36	$ 152,060.00	$ 152,060.00	40.3%
NET REVENUE OVER EXPENDITURES	**$ 94,907.99**	**$ 436,846.48**	**$ 269,440.00**	**$ 269,440.00**	

CEMETERY ENDOWMENT

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL CEMETERY ENDOWMENT REVENUE	$ 3,371.24	$ 89,028.12	$ 70,150.00	$ 70,150.00	126.9%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ 4,492.29	$ 33,237.53	$ 70,315.00	$ 70,315.00	47.3%
FUNERALS	$ -	$ 1,200.00	$ -	$ -	0.0%
MAINTENANCE	$ 321.95	$ 13,330.78	$ 21,760.00	$ 21,760.00	61.3%
IMPROVEMENTS	$ -	$ -	$ -	$ -	0.0%
TOTAL CEMETERY ENDOWMENT EXPENDITURES	$ 4,814.24	$ 47,768.31	$ 92,075.00	$ 92,075.00	51.9%
NET REVENUE OVER EXPENDITURES	**$ (1,443.00)**	**$ 41,259.81**	**$ (21,925.00)**	**$ (21,925.00)**	

BATS

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL BATS REVENUE	$ 68,415.28	$ 147,903.47	$ 113,200.00	$ 113,200.00	130.7%
EXPENDITURES					
SALARIES/TAXES/BENEFITS	$ 10,438.08	$ 85,469.11	$ 89,970.00	$ 89,970.00	95.0%
ADMINISTRATION OTHER	$ -	$ 3,633.71	$ 7,810.00	$ 7,810.00	46.5%
DRIVING	$ 1,302.50	$ 17,672.87	$ 16,300.00	$ 16,300.00	108.4%
SERVICES	$ -	$ 115,584.80	$ 137,000.00	$ 137,000.00	84.4%
TOTAL BATS EXPENDITURES	$ 11,740.58	$ 222,360.49	$ 251,080.00	$ 251,080.00	88.6%
NET REVENUE OVER EXPENDITURES	**$ 56,674.70**	**$ (74,457.02)**	**$ (137,880.00)**	**$ (137,880.00)**	

ROAD IMPACT FEES

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL ROAD IMPACT REVENUE	$ 52,274.35	$ 1,046,625.47	$ 797,950.00	$ 797,950.00	131.2%
TOTAL ROAD IMPACT EXPENDITURES	$ 104,185.30	$ 419,929.99	$ 876,759.00	$ 876,759.00	47.9%
NET REVENUE OVER EXPENDITURES	**$ (51,910.95)**	**$ 626,695.48**	**$ (78,809.00)**	**$ (78,809.00)**	

RECREATIONAL MMJ

	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL RECREATIONAL MMJ REVENUES	$ 118,694.03	$ 683,159.20	$ 380,300.00	$ 380,300.00	179.6%
TOTAL RECREATIONAL MMJ EXPENDITURES	$ 25,912.50	$ 323,305.26	$ 390,060.00	$ 390,060.00	82.9%
NET REVENUE OVER EXPENDITURES	**$ 92,781.53**	**$ 359,853.94**	**$ (9,760.00)**	**$ (9,760.00)**	

1998 1% SALES TAX	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
TOTAL 1998 1% REVENUE	$ 700,190.67	$ 3,499,962.07	$ 1,990,875.00	$ 1,990,875.00	175.8%
TOTAL 1998 1% EXPENDITURES	$ 33,396.58	$ 1,325,534.26	$ 2,040,060.00	$ 2,040,060.00	65.0%
NET REVENUE OVER EXPENDITURES	**$ 666,794.09**	**$ 2,174,427.81**	**$ (49,185.00)**	**$ (49,185.00)**	

2019 1% SALES TAX	CURRENT MONTH	YTD ACTUAL	YTD BUDGET	TOTAL 2022 BUDGET	PERCENTAGE YTD ACTUAL vs YTD BUDGET
RECREATION CENTER REVENUE	$ 151,400.20	$ 1,452,357.81	$ 884,400.00	$ 884,400.00	164.2%
SALES TAX REVENUE/INTEREST	$ 709,062.76	$ 3,280,734.15	$ 1,987,375.00	$ 1,987,375.00	165.1%
TOTAL 2019 1% REVENUE	$ 860,462.96	$ 4,733,091.96	$ 2,871,775.00	$ 2,871,775.00	164.8%
RECREATION CENTER OPERATING EXPENSES	$ 178,752.65	$ 1,643,434.93	$ 1,934,770.00	$ 1,934,770.00	84.9%
COP PAYMENT AND OTHER EXPENSES	$ 17,738.81	$ 3,194,460.03	$ 3,232,400.00	$ 3,232,400.00	98.8%
TOTAL 2019 1% EXPENDITURES	$ 196,491.46	$ 4,837,894.96	$ 5,167,170.00	$ 5,167,170.00	93.6%
NET REVENUE OVER EXPENDITURES	**$ 663,971.50**	**$ (104,803.00)**	**$ (2,295,395.00)**	**$ (2,295,395.00)**	

TOTAL SPECIAL FUNDS REVENUE	$ 2,076,866.52	$ 12,774,885.17	$ 9,232,700.00	$ 9,232,700.00	
TOTAL SPECIAL FUNDS EXPENDITURES	$ 2,095,565.99	$ 10,023,791.06	$ 14,897,194.00	$ 14,897,194.00	
TOTAL REVENUE OVER EXPENDITURES	**$ (18,699.47)**	**$ 2,751,094.11**	**$ (5,664,494.00)**	**$ (5,664,494.00)**	

TOTAL REVENUE	$ 5,289,273.46	$ 49,980,817.16	$ 34,133,865.00	$ 34,133,865.00
TOTAL EXPENDITURES	$ 4,700,116.37	$ 30,991,508.95	$ 48,572,383.00	$ 48,572,383.00

BOARD OF TRUSTEES INFORMATION

ADMINISTRATION DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**Congressionally Directed Spending (CDS) Request for Micro Transit Pilot Project**
Type of Item:	**Consent Agenda**
Purpose:	**Consider submitting a CDS request for partial funding of a micro transit pilot program**
Presented by:	**Brian Dubois**

ATTACHMENTS:

- Micro Transit Pilot Program Fact Sheet
- Community Support Letter

BACKGROUND:

The Town Board recently approved the Town of Berthoud Transit Assessment report. One of the conclusions of that report was that moving away from the traditional Berthoud Area Transit System (BATS) dial-a-ride model of business, to a more flexible and efficient micro transit system would be the preferred next step for the Town.

In late February and early March, Town staff was notified of the Congressionally Directed Spending opportunities through our elected Senator's and Congressional Representative's offices. The appropriations committees of each chamber is accepting CDS requests for Fiscal Year 2024. These requests, if approved, will be funded through numerous government funding bills. Local governments are able to submit federal CDS requests for a variety of project types which may ultimately be funded through a specific federal agency.

While hundreds of requests are typically submitted to each Senator and Representative, only a handful are selected for funding. Town Staff believes that submitting a funding request for the deployment of a turnkey microtransit service pilot program would be an effective way to enhance the efficiency and reliability of the Town's transit service. The deployment of the service would be a next step from the Town's transit assessment adopted in early 2023. While the direction from the Board was to evaluate both a Software Only micro transit option, and a turnkey service, federal funding would allow the Town to accelerate the deployment of a more expensive turnkey service. The CDS request from the Town would be for 80% of the turnkey service costs. The breakdown of funding is outlined as follows:

Total: $1,080,000
CDS Amount (80%): $864,000
Local Match (20%): $216,000

The Town of Berthoud's 1% Sales Tax Fund (1998) would be used to cover the match if funded.

If projects are selected for submission to the appropriations committee, and ultimately approved for inclusion in a funding bill, an actual grant application to the federal agency will be required as a future step. Funding for the project would be in the 2024 Federal Fiscal Year and deployment of the project would be expected to start around September 2024.

In order to submit a request, a fact sheet is provided outlining the basics of the project, and a letter of support must be included from the Board of Trustees. A letter has been prepared for signature, should the Board support submittal of the CDS request. An initial request was already submitted to Senator Hickenlooper's office, pending the submittal of a letter of support in order to meet his office's submittal deadline of March 10. Representative Caraveo will accept requests until March 17.

UPDATE/NEXT STEPS:

Upon approval and signature of the letter of support, Staff will finalize submittal of a CDS Request to both Senator Hickenlooper, and Representative Caraveo's offices.

Should the Board not support the CDS request, staff will notify Senator Hickenlooper's office of our intent to withdraw the request.

FISCAL IMPACT AND FUND SOURCE:

There is no direct impact at this time. Should the Town's request be accepted, and the subsequent grant application to the Department of Transportation be approved, the Town would be required to fund the 20% match for the grant, which is estimated at $216,000. This funding would need to be included in the Town's 2024 Annual Budget.

COMMUNITY TOUCHSTONES:

This item pertains to *Sustainability b*y providing additional long-term transportation options for the community.

RECOMMENDED ACTION(S):

A Board Member may move to approve the letter of support for the CDS Request for the Berthoud Microtransit Pilot Program

BERTHOUD AREA TRANSPORTATION SYSTEM (BATS) MICROTRANSIT PILOT PROGRAM

PROJECT OVERVIEW

The Town of Berthoud requests Congressionally Directed Spending to fund a microtransit pilot program. Through a turnkey partnership with a microtransit service provider, this project will improve the accessibility, convenience, and user experience of transit riders in Berthoud. The project will address first-and-last mile trips and mode shift to alleviate traffic congestion. It will provide connections to regional transit services offered by TransFort and CDOT.

PROJECT BENEFITS

This funding request will allow the Town of Berthoud to launch a microtransit pilot program, transforming the Town's current transit service, Berthoud Area Transportation System (BATS). As Berthoud's population continues to grow and change, Town leadership has prioritized the need to modernize public transit and make transit more accessible, reliable, and convenient for residents.

Currently, BATS operates weekdays between 8 AM and 4 PM. Riders must call before 4 PM at least one business day before the ride is needed. These limited operating hours and single method of trip booking severely limit the service's availability and accessibility for community members, resulting in only a handful of community members using this community resource. Town staff do not have the technical expertise to redesign, optimize, or deliver tech-enabled transportation; however, in partnership with a microtransit service provider, the Town's operations would be modernized and expanded using real-time, on-the-ground information.

Through initial coordination with microtransit service providers, it is the Town's understanding that the average wait time (time between when a trip is requested/booked and the pickup time) would be reduced from 12+ hours (given the required call-ahead time) to 8 to 14 minutes. Modernizing and expanding the Town's service will change the types of trips being completed and increase the total number of trips.

LOCATION

Berthoud Area Transportation System (BATS) currently operates within the Town of Berthoud town limits with limited weekly trips to the cities of Longmont and Loveland. The proposed microtransit service would maintain this service area and also provide connections to the Mobility Hub located at I-25 and State Highway 56, where regional travelers can access CDOT's Bustang service.

FINANCIALS

REQUEST: $864,000
MATCH: $216,000(20%)
TOTAL: $1,080,000

The total cost of this project is for one-year of turnkey service. Turnkey service includes service design, vehicle procurement, app development, marketing and community engagement, driver acquisition and onboarding, dispatch and customer service, and service operations.

The Town of Berthoud's 1% Sales Tax Fund (1998) will cover the match. The Town of Berthoud has provided a project sponsor letter from the Town of Berthoud's Board of Trustees confirming the financial support for executing the project, if awarded funding. This is a one-time Congressionally Directed Spending funding request.

PROCESS DESCRIPTION

The Town of Berthoud recently completed a transit assessment. The assessment recommended microtransit as the most suitable service scenario to meet the Town's current and future transit needs. The assessment, completed in coordination with local and regional stakeholders, was informed by feedback received through the community engagement process. The Town has since initiated conversations with microtransit service providers to understand next steps related to implementation.

ADDITIONAL DETAILS

Project Phases

Planning
The Town of Berthoud has completed a transit assessment and has determined that microtransit is the recommended service scenario to meet the Town's current and future transit needs. The Town has also initiated conversations with microtransit service providers to understand next steps related to implementation.

Previous Federal Funding

No federal funding has been previously awarded.

For additional project information and further details, please see the provided attachments.

Garden Spot of Colorado

807 Mountain Avenue | PO Box 1229 | Berthoud, CO 80513 | O: 970.532.2643 | F: 970.532.0640 | **Berthoud.org**

Hon. Senator John Hickenlooper
374 Russell Senate Office Building
Washington, DC 20510

Dear Senator Hickenlooper:

The Town of Berthoud Board of Trustees would like to declare our support for the Congressionally Directed Spending request for the Berthoud Microtransit Pilot Program. The deployment of a turn-key microtransit service in a small rural community like Berthoud would strengthen our existing Berthoud Area Transportation System by increasing ride availability, efficiency, and improving access to regional transit services.

Transit and transportation access is just as important in a smaller community like Berthoud as it is in large metropolitan areas and it provides critical access to healthcare, commercial opportunities, and recreation, among other things. This is a clearly articulated need in the Town's Transit Assessment and Master Plan adopted by the Town Board in January 2023. Deploying this turnkey service in Berthoud will also demonstrate to other municipalities of our size that microstransit is a legitimate, viable alternative to the transitional transit model that is difficult to run efficiently in a community of our size.

Please consider our request for Congressionally Directed Spending for this important community project.

Sincerely,

Mayor William Karspeck

BOARD OF TRUSTEES INFORMATION

ADMINISTRATION DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**Data Transparency Project**
Type of Item:	**Presentation**
Purpose:	**Informational Presentation**
Presented by:	**Gordon McLaughlin, District Attorney**

BACKGROUND:

This item will be an informational presentation District Attorney Gordon McLaughlin regarding the Data Transparency Project. There may be additional information distributed during the presentation.

BOARD OF TRUSTEES INFORMATION

FORESTRY DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**2023 Arbor Day Proclamation**
Type of Item:	**Regular Item**
Purpose:	**Proclamation for 2023 Arbor Day in Berthoud**
Presented by:	**Paul Furnas – Berthoud Town Forester**

ATTACHMENTS:

- 2023 Arbor Day Proclamation

BACKGROUND:

Berthoud has been recognized by the Arbor Day Foundation as being a Tree City USA for 40 years. Required standards for a town to be recognized as a Tree City are maintaining a tree board or department, having a community tree ordinance, spending at least $2 per capita on urban forestry, and celebrating Arbor Day. The town recognizing and celebrating Arbor Day each year helps keep this tradition of our town's devotion to trees alive and well. We are among 12 other towns in Colorado that have now reached 40 years of Tree City recognition with the Arbor Day Foundation. 95 towns across Colorado are recognized as Tree Cities. The Arbor Day Foundation started the Tree City program 47 years ago.

FISCAL IMPACT AND FUND SOURCE:

34-00-5079.02

COMMUNITY TOUCHSTONES:

Berthoud's unique urban forest and devotion to being a Tree City is part of our **Community Identity** that Berthoud residents take pride in. Berthoud's Arbor Day gives residents a unique opportunity to participate in planting a tree in our city. Additionally, further promotion and education about planting trees promoted by the town might encourage homeowners to plant on their own or engage in tree-planting projects in their local communities.

RECOMMENDED ACTION(S):

Read the 2023 Arbor Day Proclamation and approve to recognition of April 29th as Arbor Day in Berthoud.

PROCLAMATION
ARBOR DAY 2023

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and;

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and;

WHEREAS, Arbor Day is now observed throughout the United States and the world, and;

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and;

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and;

WHEREAS, trees in our town increase property values, enhance the economic vitality of business areas, and beautify our community, and;

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual Renewal, and;

NOW THEREFORE, I, William Karspeck, Mayor of the Town of Berthoud, do hereby proclaim Saturday, April 29th, 2023 as:

Arbor Day

In the Town of Berthoud.

Given under my hand in these free United States in the Town of Berthoud, on this 14th day of March 2023, and to which I have caused the Seal of the Town of Berthoud to be affixed and have made this proclamation public.

_____

William Karspeck, Mayor

BOARD OF TRUSTEES INFORMATION

BUSINESS DEVELOPMENT DEPARTMENT

Meeting Date:	**March 14, 2023**
Agenda Title/Subject:	**Old Town Hall Redevelopment Update**
Type of Item:	**Presentation**
Purpose:	• **Provide a current update regarding the status of the project**
Presented by:	**Walt Elish**

ATTACHMENTS:

- DRAFT Ordinance 1317

BACKGROUND:

In 2017, staff initiated a Request for Proposals (RFP) process for the redevelopment of the Old Town Hall (OTH) site. One response was received but not generally accepted by the Town Board. On July 7, 2021, with the Board's consent, staff distributed a second RFP. Mike Schroetlin, of Schroetlin Custom Homes, was the lone responder. Staff then reviewed his proposal and presented to the Board of Trustees, at their regular meeting, on October 12, 2021. During that meeting the Board generally expressed approval of Mr. Schroetlin's proposal while also providing a number of suggestions regarding the layout and uses for the project. Staff then followed that presentation up with a progress report to the Board on January 11, 2022. Taking all this information into account, Mike Schroetlin revised his plan and presented it to the Board on June 14, 2022. The Board generally approved the revised proposal and agreed with staff's recommendation to set a date for an Executive Session to discuss the proposal in detail and the possible sale of the site to Mr. Schroetlin. Finally, on June 28, 2022, after it's regularly scheduled meeting, the Board of Trustees convened an Executive Session to discuss the sale of the OTH site.

Since last June, staff has met and /or discussed with Mr. Schroetlin the desires of the Board and began in earnest to develop a DRAFT development agreement. In parallel with this effort, a review of the Colorado Revised Statutes (CRS) relating to the sale of public property was completed. CRS 31-15-713 outlines procedures for selling land that is being used or held for public purposes. As the OTH site is not being used or held for public works or other public purposes, an Ordinance approving the sale is sufficient to initiate the process of concluding the negotiations and sale, the final terms of which would then be approved by a second ordinance.

COMMUNITY TOUCHSTONES:

Shortly after Town Government relocated to our current facility in 2016, the redevelopment of the Old Town Hall Site (OTH) has been discussed and planned. The redevelopment of this site not only compliments the work and plans of the Mountain Avenue Overlay Plan and the redevelopment of the 3rd Street corridor but also has the potential to be catalyst for additional redevelopment in our downtown.

RECOMMENDED ACTION(S):

Introduce Ordinance No. 1317 and set a public hearing to consider approval of the ordinance on March 28, 2023.

ORDINANCE NO. 1317

AN ORDINANCE OF THE TOWN OF BERTHOUD, COLORADO, REGARDING USES OF THE PROPERTY LOCATED AT 328 MASSACHUSETTS AVENUE, BERTHOUD, COLORADO

WHEREAS, the Town of Berthoud ("Town") is a municipal corporation possessing all powers granted to statutory towns by Title 31 of the Colorado Revised Statutes; and

WHEREAS, pursuant to Warranty Deeds dated May 8, 1929, April 19, 1944, November 1, 1954, and April 12, 1994, the Town owns the property located at 328 Massachusetts Avenue, Berthoud, Colorado (the "Old Town Hall Property"); and

WHEREAS, the Old Town Hall Property was previously used as the Town's offices; and

WHEREAS, the Old Town Hall Property has not been used as the Town's offices since 2016, and while it has been used by the Town for the storage of surplus property and the occasional parking of the Town's shuttle bus, it has not been used for any governmental purpose since the Town's offices moved to their new location; and

WHEREAS, the Town wishes to convey the Old Town Hall Property to a private developer for the purpose of mixed use development, which will promote economic growth, the creation of new jobs, increased sales tax revenues, enhanced retail opportunities, and generally promote the health, safety, and welfare of the people of the Town;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO:

Section 1. **Legislative Findings**.

(a) Section 31-15-713, C.R.S., grants the power to a governing body of a municipality such as the Town Board of Trustees to sell and dispose of property used or held for any governmental purpose. Before any "such sale" is made, the question of the sales and the terms and consideration thereof shall be submitted to a vote of the registered electors of the municipality at a regular or special election.

(b) *In New Stanley Associates, LLLP v. Town of Estes Park*, 200 P.3d 118 (Colo. App. 2008), the Colorado Court of Appeals dealt with a lawsuit involving the sale of property ("Lot 4") that had originally been purchased by the Town of Estes Park "for a municipal center" and any other use permitted by a prior development agreement. The lease and option to purchase had been acquired in 1997, after another third party entity had expressed an interest in buying the existing Town Hall building. However, that party withdrew its interest, but the Town continued to make lease payments until it exercised its option to purchase in 2004. Between 1999 and 2004, Estes Park considered various options for using the property, including as a post office, the

construction of a parking facility, and a relocation of the police facility. No action was taken with regard to any of these proposals. In 2004, Estes Park set up a "theater goal team" to study the feasibility of establishing a performing arts facility for the town. The team identified a site and recommended that Lot 4 be sold, and the proceeds used to pay for infrastructure around the new community theatre.

(c) The Court of Appeals concluded that although Estes Park had held Lot 4 continuously since 1997, it did not use or hold it for any governmental purpose. The Court further reasoned that the Colorado legislature intended to distinguish between property held or used for any governmental purpose, the sale of which must be approved by election, and "any other real estate," which, pursuant to section 31-15-713(b), C.R.S., may be sold by ordinance. Also, the Court held that while Estes Park had considered using its site for a parking facility, post office facility, or police facility, no action had been taken on those proposals, and the lot had not been actually held for governmental purposes.

(d) The Trustees find that the Old Town Hall site is "other real estate" for the purposes of section 31-15-713, C.R.S. Although the Town has held portions of the property since 1929, it has not held any of it for a governmental purpose since 2016, when the Town offices moved to their current location. The Old Town Hall site may therefore be sold or otherwise disposed of by ordinance and without an election. This result is also in line with how other jurisdictions have dealt with the sale of property no longer held for governmental purposes. As a leading legal treatise on municipal law has said, "property which is not appropriated or devoted to a public use, which has ceased to be used or is not used by the public, or which is in excess of public need may be disposed of by a city without special statutory authorization." 10 E. McQuillen, *The Law of Municipal Corporations*, §28.38.20 (rev.3d ed. 1990).

Section 2. **Conveyance of Old Town Hall Property**. The Trustees therefore order that the Old Town Hall site be conveyed by ordinance to a private purchaser for the purposes of mixed use development. The terms of sale or other disposition shall be negotiated by the Town Administrator and memorialized by a contract in a form mutually acceptable to the Town and the purchaser and approved by the Town Attorney. The terms and conditions of sale and final contract between the Town and the purchaser shall then be subject to approval by the Town Board of Trustees, without a prior vote of the registered electors of the Town.

Section 3. **Severability Clause**. Should any section, clause, or provision of this Ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of the balance of this Ordinance.

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

INTRODUCED, READ, ADOPTED, APPROVED, AND ORDERED PUBLISHED IN FULL on this ____ day of _____, 2023.

TOWN OF BERTHOUD

By: _____
William Karspeck, Mayor

ATTEST:

By: _____
Christian Samora, Town Clerk