



**CITY OF TRINIDAD
TRINIDAD, COLORADO**

The City Council of the City of Trinidad, Colorado,
will hold its regular Work Session on Tuesday, July 22, 2014 at 1:30 P.M.
in City Council Chambers at City Hall, Third Floor, City Hall

AGENDA

1. Petitions and Communications, Oral or Written
2. Consideration of the ordinances required for the continuation of the one-cent Capital Improvement sales tax
3. Discussion regarding the ordinances necessary to submit to the voters a ballot initiative for the imposition of a sales tax on retail marijuana
4. Discussion regarding grant possibilities and update on existing grants– Louis Fineberg, Planning Director
5. Consideration of a resolution supporting a member contribution rate increase to the FPPA Statewide Defined Benefit Plan
6. Consideration of Planning, Zoning and Variance Commission's recommendation regarding the request to name the North Lake Dam in honor of James A. Fernandez
7. Discussion regarding Acting City Manager salary
8. Discussion regarding Deputy City Manager
9. Discussion of other agenda items

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting Audra Garrett, City Clerk, 135 N. Animas Street, Phone (719) 846-9843, or FAX (719) 846-4140. At least a 48 hour advance notice prior to the scheduled meeting would be appreciated so that arrangements can be made to locate the requested auxiliary aid(s).



COUNCIL COMMUNICATION

2

CITY COUNCIL MEETING: July 22, 2014
PREPARED BY: Audra Garrett, Acting City Manager
DEPT. HEAD SIGNATURE: *Audra Garrett*
OF ATTACHMENTS: 2

SUBJECT: Consideration of the ordinances required for the continuation of the one-cent Capital Improvement sales tax

PRESENTER: Audra Garrett, Acting City Manager

RECOMMENDED CITY COUNCIL ACTION: Consider the ordinances to forward to the August 5th regular meeting.

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: Yes, the proportional share of the actual costs incurred in the conduct of the coordinated election.

SOURCE OF FUNDS: City Clerk Budget, Special Elections Line Item

POLICY ISSUE: N/A

ALTERNATIVE: Suggest alternate language

BACKGROUND INFORMATION:

- The City Clerk's office has notified the County Clerk in writing that it has taken formal action to participate in the General Election, as required 100 days before the same.
- An intergovernmental agreement was signed by the County Clerk and the City to participate in the coordinated election (No later than 70 days before the General Election).
- September 5th is the last day for the designated election official of each political subdivision to certify the ballot order and content (No later than 60 days before the General Election).
- The ordinance was prepared to allow for maintenance of public works to also be a permissible use of the funds.

2



ORDINANCE NO.

AN ORDINANCE TO EXTEND THE ONE PERCENT SALES TAX ORIGINALLY AUTHORIZED BY VOTE OF THE PEOPLE ON NOVEMBER 4, 1980 AND EXTENDED BY VOTE OF THE PEOPLE ON JULY 23, 1991, NOVEMBER 5, 1996, NOVEMBER 5, 2002, AND NOVEMBER 4, 2008 AND TO PROVIDE FOR DEDICATION OF THE REVENUE FROM SUCH TAX TO CAPITAL PROJECTS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, as follows:

SECTION 1. The purpose of this Ordinance is to extend the one percent sales tax Authorized by vote of the people on November 4, 1980 and by Ordinance Number 1181, and extended by vote of the people on July 23, 1991 and by Ordinance Number 1398, and by vote of the people on November 5, 1996 and by Ordinance Number 1539, and by vote of the people on November 5, 2002 and by Ordinance Number 1697 and by vote of the people on November 4, 2008 and by Ordinance Number 1857 and to provide for the dedication of the revenue from such tax for capital projects.

SECTION 2. Sections 7-7, 7-10(1), 7-10(2), 7-10(3), 7-10(6), 7-10(7), 7-13(1), 7-19(1)(b), and 7-19(2) of the Code of Ordinances of the City of Trinidad, Colorado, are hereby repealed and re-enacted as follows:

Section 7-7. Purpose of Article.

The purpose of this Article is to impose a sales tax on the sale of tangible personal property at retail and the furnishing of services within the City.

Section 7-10. Taxable transactions - Exemptions.

(1) There is hereby levied and shall be collected and paid a tax in the amount stated in Section 7-13 of this Article on the sale of tangible personal property at retail and the furnishing of services within the City. The tangible personal property and services taxable pursuant to this Article shall be the same as the tangible personal property and services taxable pursuant to Section 39-26-104, C.R.S., and subject to the same exemptions as those specified in Section 39-26-713, C.R.S., except the exemption allowed by Section 39-26-709, C.R.S. for purchases of machinery or machine tools, the exemptions of sales and purchases of those items in Section 39-26-715(1)(a)(II), C.R.S., the exemption for sales of

food specified in Section 39-26-707, C.R.S., the exemptions for vending machine sales of food set forth in Section 39-26-714(1)(b), C.R.S., the exemption for occasional sales by a charitable organization set forth in Section 39-26-718, C.R.S., the exemption for sales and purchases of farm equipment and farm equipment under lease or contract specified in Section 39-26-716(2)(3)(4), C.R.S., and the exemption for sales of low-emitting motor vehicles, power sources, or parts used for converting such power sources as specified in Section 39-26-719, C.R.S.

(2) All sales of personal property on which a specific ownership tax has been paid or is payable shall be exempt from the tax imposed by this Article when such sales meet both of the following conditions:

(a) The purchaser is a non-resident of or has his/her principal place of business outside of the City; and

(b) Such personal property is registered or required to be registered outside the City limits under the laws of the State of Colorado.

(3) The amount subject to tax shall not include the amount of any sales or use tax imposed by Article 26 of Title 39, C.R.S.

(6) This sales tax shall not apply to the sale of food purchased with food stamps. For the purpose of this subsection (6), "food" shall have the same meaning as provided in 7 U.S.C. Section 2012(g), as such section existed on October 1, 1987, or as thereafter amended.

(7) This sales tax shall not apply to the sale of food purchased with funds provided by the special supplemental food program of women, infants, and children, 42 U.S.C., 1786. For purposes of this subsection (7), "food" shall have the same meaning as provided in 42 U.S.C. Section 1786, as such section existed on October 1, 1987, or as thereafter amended.

Section 7-13. Schedule of taxes.

(1) There is hereby imposed upon sales of tangible personal property and the furnishing of services as specified in Section 7-10 of this Article a tax at the rate of four percent (4%) of the amount of sale, to be computed in accordance with schedules or systems approved by the executive director.

Section 7-19. Use of proceeds of tax.

(1) Tax monies collected pursuant to this Article shall be used as follows:

(b) The sum equal to the remaining twenty-five percent (25%) of the amount shall be set aside in a reserve fund and shall be used to pay for capital projects, including the construction, maintenance and improvement of public works, and the purchase of land and buildings, as determined by City Council. City Council shall hold at least one public hearing per year for the purpose of providing an opportunity for the public to express opinions as to how such monies should be spent.

(2) The allocation of the tax monies collected pursuant to this Article set forth in subsection (1) of this Section, shall remain in effect until December 31, 2020. Unless the one percent (1%) sales tax to be used for capital projects is extended by vote of the people prior to that date, the rate of sales tax shall decrease to three percent (3%) on January 1, 2021, and from that date forward all tax monies collected pursuant to this Article shall be deposited in the general fund of the City.

SECTION 3. Effective dates.

(1) This ordinance shall not become effective unless and until it shall have been approved in the state general election to be held on November 4, 2014 by a majority vote of the registered electors voting thereon.

(2) The tax imposed by this ordinance shall not be levied until January 1, 2015.

(3) In the event that this ordinance is approved, the City Clerk shall notify the Executive Director of the Department of Revenue at least forty-five days prior to the effective date of this tax.

(4) In the event that this ordinance is approved, the four percent (4%) sales tax shall remain in full force and effect until December 31, 2020, after which date the rate of sales tax shall decrease to three percent (3%) unless the one percent (1%) sales tax to be used for capital projects is extended by vote of the people prior to that date.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED
PUBLISHED this 5th day of August, 2014.

FINALLY PASSED AND APPROVED this ____ day of August, 2014.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE THE ____ day of August, 2014.

JOSEPH A. REORDA, Mayor

ATTEST:

DONA VALENCICH, Asst. City Clerk



ORDINANCE NO.

AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF TRINIDAD AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2008, A MEASURE WHICH WOULD EXTEND THE ONE PERCENT SALES TAX AUTHORIZED BY VOTE OF THE PEOPLE ON NOVEMBER 4, 1980 AND EXTENDED BY VOTE OF THE PEOPLE ON JULY 23, 1991, NOVEMBER 5, 1996, NOVEMBER 5, 2002, AND NOVEMBER 4, 2008, AND DEDICATE THE REVENUES OF SUCH SALES TAX TO CAPITAL PROJECTS

WHEREAS, by vote of the electorate within the City of Trinidad on November 4, 1980, a one percent sales tax was authorized and committed to debt retirement for the restoration of City Hall, the renovation and expansion of the Monument Lake facility, and the improvements and expansion of recreational facilities within the City; and

WHEREAS, the one percent sales tax was extended until December 31, 1996 by vote of the electorate on July 23, 1991, and committed to the development and construction of capital improvement projects; and

WHEREAS, the one percent sales tax was again extended until December 31, 2002 by vote of the electorate on November 5, 1996, with the revenues of such tax dedicated to capital projects; and

WHEREAS, the one percent sales tax was extended until December 31, 2008 by vote of the electorate on November 5, 2002, and with the revenues of such tax dedicated to capital projects; and

WHEREAS, the one percent sales tax was most recently extended until December 31, 2014 by vote of the electorate on November 4, 2008, and with the revenues of such tax dedicated to capital projects; and

WHEREAS, the City Council of the City of Trinidad, Colorado, has approved an ordinance which would extend the one percent sales tax; and

WHEREAS, Article X, Section 20 of the Colorado Constitution and Section 102, Article 2, Title 29, C.R.S., require that said ordinance be submitted to the registered electors of the City for approval; and

WHEREAS, Article X, Section 20, requires that proposals to extend an expiring tax be decided in a state general election, biennial local district election, or on the first Tuesday in November of odd-numbered years.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, that:

Section 1. At the state general election to be held on Tuesday, November 4, 2014, there shall be submitted to the voters of the City of Trinidad a proposal to extend a one percent sales tax, until December 31, 2020, which would maintain the total amount of City sales tax at four percent with the proceeds of the one percent sales tax segregated from any other sales tax revenues of the City and used solely for capital projects, including the construction, maintenance and improvement of public works, and the purchase of land and buildings, as determined by City Council.

Section 2. The question submitted to the electorate shall be as follows:

SHALL THE CITY OF TRINIDAD EXTEND UNTIL DECEMBER 31, 2020, THE ADDITIONAL ONE PERCENT SALES TAX ORIGINALLY APPROVED IN 1980 AND EXTENDED IN 1991, 1996, 2002 AND 2008 BY VOTE OF THE PEOPLE, SCHEDULED TO EXPIRE DECEMBER 31, 2014, TO PROVIDE FUNDING FOR CAPITAL PROJECTS, INCLUDING THE CONSTRUCTION, MAINTENANCE AND IMPROVEMENT OF PUBLIC WORKS, AND THE PURCHASE OF LAND AND BUILDINGS, AS DETERMINED BY CITY COUNCIL?

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED PUBLISHED this ____ day of August, 2014.

FINALLY PASSED AND APPROVED this ____ day of August, 2014.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE THE ____ day of August, 2014.

JOSEPH A. REORDA, Mayor

ATTEST:

DONA VALENCICH, Asst. City Clerk



COUNCIL COMMUNICATION

CITY COUNCIL MEETING: July 22, 2014
PREPARED BY: Audra Garrett, Acting City Manager
DEPT. HEAD SIGNATURE: *Audra Garrett*
OF ATTACHMENTS: 2

3

SUBJECT: Discussion regarding the ordinances necessary to submit to the voters a ballot initiative for the imposition of a sales tax on retail marijuana

PRESENTER: Les Downs, City Attorney

RECOMMENDED CITY COUNCIL ACTION: Consider the ordinances and make changes for their reconsideration at the July 29th work session.

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: Yes, the proportional share of the actual costs incurred in the conduct of the coordinated election.

SOURCE OF FUNDS: City Clerk Budget, Special Elections Line Item

POLICY ISSUE: N/A

ALTERNATIVE: Suggest alternate language

BACKGROUND INFORMATION:

- The City Clerk's office has notified the County Clerk in writing that it has taken formal action to participate in the General Election, as required 100 days before the same.
- An intergovernmental agreement was signed by the County Clerk and the City to participate in the coordinated election (No later than 70 days before the General Election).
- September 5th is the last day for the designated election official of each political subdivision to certify the ballot order and content (No later than 60 days before the General Election).
- The ordinance was prepared with language for various uses of the proposed tax just as talking points if Council wishes. Community development was the only one that was originally discussed.

3

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

Section 1: Addition to Municipal Code. A new Article 9 is added to Chapter 7 of the City of Trinidad Municipal Code providing in its entirety the following:

**ARTICLE 9
MARIJUANA SALES TAX**

Section 7-54. Purpose. The purpose of this Article is to impose a separate and additional sales tax on the lawful retail sale of marijuana, marijuana products and marijuana accessories within the City.

Section 7-55. Definitions.

For purposes of this Article, the following words shall have the following meanings:

- (a) "Consumer" shall have the meaning attributed to it section (2)(b) of Section 16 of Article VIII of the Colorado Constitution;
- (b) "Lawful retail sale of marijuana, marijuana products and marijuana accessories" shall mean the sale of marijuana, marijuana products and marijuana accessories by a licensed retail marijuana store to a consumer in compliance with Section 16 of Article VIII of the Colorado Constitution and § 12-43.4-101, *et seq.*, C.R.S.;
- (c) "Lawful wholesale sale of marijuana" shall mean the sale of marijuana by a licensed marijuana cultivation facility to another licensed marijuana establishment;
- (d) "Marijuana" shall have the meaning attributed to it in section (2)(f) of Section 16 of Article VIII of the Colorado Constitution;
- (e) "Marijuana Accessories" shall have the meaning attributed to it in section (2)(g) of Section 16 of Article VIII of the Colorado Constitution;
- (f) "Marijuana Cultivation Facility" shall have the meaning attributed to it in section 2(h) of Section 16 of Article VIII of the Colorado Constitution;
- (g) "Marijuana Establishment" shall have the meaning attributed to it in section 2(i) of Section 16 of Article VIII of the Colorado Constitution;
- (h) "Marijuana Products" shall have the meaning attributed to it in section (2)(k) of Section 16 of Article VIII of the Colorado Constitution; and
- (i) "Retail marijuana store" shall have the meaning attributed to it in section (2)(n) of Section 16 of Article VIII of the Colorado Constitution.

Section 7-56. Tax Imposed.

- (a) A tax is levied and shall be collected upon the lawful retail sale of marijuana, marijuana products and marijuana accessories within the City at a rate of five percent (5%) of the price paid by the consumer thereof rounded off to the nearest penny.

(b) The sale tax imposed by this section shall be in addition to and not in lieu of the sales tax imposed on the retail sale of tangible personal property pursuant to Article 2 of this Chapter.

Section 7-57. Collections, administration and enforcement.

The collection, administration and enforcement of the sales tax tax imposed by this Article shall be performed by the Director of Revenue of the State of Colorado in the same manner as the collection, administration and enforcement of the state sales tax as provided in Article 26 of Title 39 of the Colorado Revised Statutes and in the same manner as the collection, administration and enforcement of the sales tax imposed by Article 4 of Chapter 4 of this Code.

Section 2: Effective dates.

(1) This ordinance shall not become effective unless and until it shall have been approved in the state general election to be held on November 4, 2014 by a majority vote of the registered electors voting thereon.

(2) The tax imposed by this ordinance shall not be levied until January 1, 2015.

(3) In the event that this ordinance is approved, the City Clerk shall notify the Executive Director of the Department of Revenue at least forty-five days prior to the effective date of this tax.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED
PUBLISHED this 5th day of August, 2014.

FINALLY PASSED AND APPROVED this ____ day of August, 2014.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE THE ____ day of August, 2014.

JOSEPH A. REORDA, Mayor

ATTEST:

DONA VALENCICH, Asst. City Clerk



CITY OF TRINIDAD, COLORADO

ORDINANCE NO.

AN ORDINANCE SUBMITTING TO THE REGISTERED ELECTORS OF THE CITY OF TRINIDAD AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 4, 2014 THE QUESTION OF WHETHER, COMMENCING JANUARY 1, 2015, THE CITY OF TRINIDAD SHOULD IMPOSE A SALES TAX OF FIVE PERCENT (5%) ON THE RETAIL SALE OF MARIJUANA, MARIJUANA PRODUCTS AND MARIJUANA ACCESSORIES BY LICENSED MARIJUANA ESTABLISHMENTS AS A NEW TAX PURSUANT TO SECTION 20 OF ARTICLE X OF THE COLORADO CONSTITUTION

WHEREAS, the City of Trinidad (“City”) is a municipal home-rule corporation and body politic organized under the laws of the State of Colorado and possessing the maximum powers, authority and privileges to which it is entitled under Colorado law; and

WHEREAS, pursuant to § 31-20-101, C.R.S., the City has the power to levy taxes, the same kinds and classes, upon taxable property, real, personal and mixed, within its municipal limit as are subject to taxation for state or county purposes; and

WHEREAS, pursuant to Section 20 of Article X of the Colorado Constitution, the City must have voter approval in advance for any new tax; and

WHEREAS, on November 6, 2012, the voters of the State of Colorado approved the addition of Section 16 to Article VIII of the Colorado Constitution concerning personal use and regulation of marijuana; and

WHEREAS, pursuant to § 12-43.4-101, *et seq.*, C.R.S., otherwise known as the Colorado Retail Marijuana Code, a state licensing authority is authorized to issue licenses for the lawful sale of marijuana, marijuana products and marijuana accessories by licensed marijuana establishments; and

WHEREAS, the City anticipates that on or about December 1, 2014, marijuana, marijuana products and marijuana accessories will be sold within its municipal limits by licensed marijuana establishments; and

WHEREAS, the City presently imposes a sales tax of four percent (4%) on all retail sales of tangible property pursuant to Article 2 of Chapter 7 of the City of Trinidad Municipal Code but does not impose a separate and additional sales tax on the retail sale of marijuana, marijuana products and marijuana accessories within its municipal limits;

WHEREAS, the City, through the City Council, finds and determines that the imposition of a separate and additional sales tax on the retail sale of marijuana, marijuana products and marijuana accessories within its municipal limits is necessary to protect the public health, safety and welfare of the City and its inhabitants and that revenues from the new sales tax proposed through this ordinance should

be used for the City's general purposes in order to better serve its residents and fund necessary maintenance and improvements within the City.

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

Section 1: Addition to Municipal Code. A new Article 9 is added to Chapter 7 of the City of Trinidad Municipal Code providing in its entirety the following:

**ARTICLE 9
MARIJUANA SALES TAX**

Section 7-54. Purpose. The purpose of this Article is to impose a separate and additional sales tax on the lawful retail sale of marijuana, marijuana products and marijuana accessories within the City.

Section 7-55. Definitions.

For purposes of this Article, the following words shall have the following meanings:

- (a) "Consumer" shall have the meaning attributed to it section (2)(b) of Section 16 of Article VIII of the Colorado Constitution;
- (b) "Lawful retail sale of marijuana, marijuana products and marijuana accessories" shall mean the sale of marijuana, marijuana products and marijuana accessories by a licensed retail marijuana store to a consumer in compliance with Section 16 of Article VIII of the Colorado Constitution and § 12-43.4-101, *et seq.*, C.R.S.;
- (c) "Marijuana" shall have the meaning attributed to it in section (2)(f) of Section 16 of Article VIII of the Colorado Constitution;
- (d) "Marijuana Accessories" shall have the meaning attributed to it in section (2)(g) of Section 16 of Article VIII of the Colorado Constitution;
- (e) "Marijuana Cultivation Facility" shall have the meaning attributed to it in section 2(h) of Section 16 of Article VIII of the Colorado Constitution;
- (f) "Marijuana Establishment" shall have the meaning attributed to it in section 2(i) of Section 16 of Article VIII of the Colorado Constitution;
- (g) "Marijuana Products" shall have the meaning attributed to it in section (2)(k) of Section 16 of Article VIII of the Colorado Constitution; and
- (h) "Retail marijuana store" shall have the meaning attributed to it in section (2)(n) of Section 16 of Article VIII of the Colorado Constitution.

Section 7-56. Tax Imposed.

- (a) A tax is levied and shall be collected upon the lawful retail sale of marijuana, marijuana products and marijuana accessories within the City at a rate of five percent (5%) of the price paid by the consumer thereof rounded off to the nearest penny.
- (b) The sale tax imposed by this section shall be in addition to and not in lieu of the sales tax imposed on the retail sale of tangible personal property pursuant to Article 2 of this Chapter.

Section 7-57. Collections, administration and enforcement.

The collection, administration and enforcement of the sales tax imposed by this Article shall be performed by the Director of Revenue of the State of Colorado in the same manner as the collection, administration and enforcement of the state sales tax as provided in Article 26 of Title 39 of the Colorado Revised Statutes and in the same manner as the collection, administration and enforcement of the sales tax imposed by Article 4 of Chapter 4 of this Code.

Section 2: Election. A General Election will be held on Tuesday, November 4, 2014.

Section 3: Ballot Question. At the election authorized by this ordinance, the following ballot question will be submitted to the registered electors of the City:

SHALL CITY OF TRINIDAD TAXES BE INCREASED BY \$100,000.00 IN THE FISCAL YEAR COMMENCING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2015 AND BY SUCH AMOUNTS AS MAY BE COLLECTED ANNUALLY THEREAFTER BY THE IMPOSITION ON JANUARY 1, 2015 OF A NEW SALES TAX ON THE RETAIL SALE OF MARIJUANA, MARIJUANA PRODUCTS AND MARIJUANA ACCESSORIES BY LICENSED MARIJUANA ESTABLISHMENTS AT A RATE OF FIVE PERCENT (5%), WITH SUCH ADDITIONAL REVENUES AS ARE GENERATED BY THE NEW TAX TO BE COLLECTED, RETAINED AND SPENT FOR THE PURPOSE OF FUNDING COMMUNITY DEVELOPMENT, PUBLIC SAFETY, YOUTH PROGRAMS, MUNICIPAL SERVICES AND OPERATIONS AND/OR OTHER LAWFUL GENERAL MUNICIPAL PURPOSES, AS A VOTER APPROVED REVENUE CHANGE, OFFSET AND EXCEPTION TO THE LIMITS WHICH WOULD OTHERWISE APPLY UNDER SECTION 20 OF ARTICLE X OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

YES _____

NO _____

Section 4: Conduct of Election: The election authorized by this ordinance will be conducted in accordance with the City of Trinidad Municipal Code, the Colorado Municipal Election Law and all other applicable laws, rules and regulations. The election will be conducted as a coordinated election with Las Animas County. The City Clerk is authorized to enter into such agreements on behalf of the City with Las Animas County regarding conduct of the election and the preparation and mailing of notices required by Section 20 of Article X of the Colorado Constitution as necessary to ensure that the election is conducted in accordance with all applicable rules, laws and regulations. The City designates the City Clerk to serve as its designated election official for the purpose of performing acts permitted or required by law in connection with the election.

Section 5: Effect of Election: If a majority of the votes cast at the election authorized by this ordinance are in favor of the ballot question set forth in Section 3, the additions to the City of Trinidad Municipal Code set forth in Section 1 will be deemed to have been adopted and shall become effective on January 1, 2015 and on such date the City will be authorized to collect, retain and expend the full amount of revenues collected by the City as a result of the imposition of the new sales tax approved by the ballot question. If a majority of the votes cast at the election authorized by this ordinance are opposed to the

ballot question set forth in Section 3, the additions to the City of Trinidad Municipal Code set forth in Section 1 shall not go into effect and will be deemed to be null and void in all respects.

Section 6: Declaration. The City Council finds, determines and declares that this ordinance is necessary to protect the public health, safety and welfare of the City and its inhabitants and pertains to a matter of local concern.

Section 7: Authorization. The Council, Manager, Clerk, Finance Director and Attorney are authorized and directed to take such further action as necessary and appropriate to effectuate the provisions of this ordinance and ensure that the ballot question set forth in Section 3 is lawfully and properly submitted to the City's registered electors on November 4, 2014.

Section 8: Severability. If any section, paragraph, clause, provision or part of this ordinance is for any reason held to be invalid or unenforceable, the remainder of this ordinance shall continue in full force and effect, it being the legislative intent that this ordinance would have been adopted even if such invalid or unenforceable matter had not been included therein. It is further declared that if any section, provision or part of this ordinance, or the application thereof to any person or circumstance, is held invalid, the remainder of the ordinance and the application thereof to other persons shall not be affected thereby.

Section 9: Effective Date. This ordinance shall become effective ten (10) days after publication following final passage and upon approval by the City's registered electors at the November 4, 2014 election.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED
PUBLISHED THIS _____ day of _____, 2014.

FINALLY PASSED AND APPROVED this _____ day of _____, 2014.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE THE _____ day of _____,
2014.

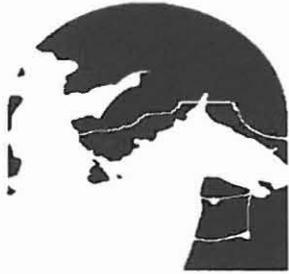
CITY OF TRINIDAD, COLORADO

JOSEPH A. REORDA, Mayor

ATTEST:

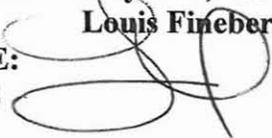
DONA VALENCICH, Asst. City Clerk

4



CITY OF TRINIDAD, COLORADO
1876

COUNCIL COMMUNICATION

CITY COUNCIL MEETING: July 22nd, 2014
PREPARED BY: Louis Fineberg
DEPT. HEAD SIGNATURE: 
OF ATTACHMENTS: 8

SUBJECT: Grants Update

PRESENTER: Louis Fineberg, Planning Director

RECOMMENDED CITY COUNCIL ACTION: This item is for discussion only at this time and no formal action is required.

SUMMARY STATEMENT:

1. Discussion and update of multimodal station grant including A) the signing of a letter of urgency/support from City Council to send to BNSF and B) resolution of financial commitment to the project in an amount not to exceed \$17,730. The letter has not yet been drafted. There are two attachments for item B including a project budget and sample resolution.
2. Discussion of CDOT TAP application due September 1st, 2014 for implementation of the first section of the Old Sopris Trail through the Boulevard Addition. The preliminary application and scope of work are attached.
3. Discussion of DOLA EIAF grant application due August 1st, 2014 for the design of a roundabout at the five point intersection proximate to I-25 Exit 14. There are no attachments at this time although staff will be preparing a letter of support for the project to be signed by the Mayor should Council wish to proceed with the project.
4. Discussion of the land acquisition process for future sections the Old Sopris Trail, specifically the retaining of Newnam Land, LLC to work on clearing title to the subject properties. Refer to the attachment labeled 'Map 8' for item 3 above.

EXPENDITURE REQUIRED: Listed above.

SOURCE OF FUNDS: CIP Fund.

POLICY ISSUE: Should the City pursue the above-referenced projects / grant opportunities.

ALTERNATIVE: The City of Trinidad could decide not to pursue the above-referenced projects / grant opportunities.

4

6/1/12

Trinidad Multimodal Station Funding Sources and Local Match Requirements:

Source	Program	Grant Amount	Required Local Match	STIP #	Grant/Project Number
1 FTA	American Recovery and Reinvestment Act (ARRA)	\$50,000	\$0		
2 Amtrak	Committed*	\$20,000	\$0		
3 BNSF	Committed*	\$20,000	\$0		
4 State of Colo.	FASTER 2010-12	\$250,000	\$62,500	SST 7035.046	18527.10.50
5 State of Colo.	FASTER - 2013	\$80,920	\$20,230		
6 FTA	Sec. 5311(f) thru CDOT	\$150,000	\$37,500		CO-18-0029.SCOG
7 FTA	Sec. 5309 Livability thru CDOT	\$152,500	\$38,125	SST 6740.097	CO-03-0209.SCOG
8 FTA	Sec. 5309 - Transfer from lapsed project	\$71,641	\$17,910		
9 City of Trinidad	General funds	see note**	\$0		
10 SCCOG	General funds	\$45,000	\$0		
Total		\$840,061	\$176,265		
		\$800,061		\$82,730	\$17,730

NOTES:

* The BNSF and Amtrak contributions were committed when the existing station was demolished for the Interstate 25 expansion. The form of the commitments was never set forth. The BNSF commitment is assumed to be in the form of land.

** The City of Trinidad is expected to pay for the cost of the land; cost not yet known; the land might be donated or sold at a discounted price.

Local Match

The \$45,000 (SCCOG) and \$20,000 (BNSF) = \$65,000 (non-federal sources) can be used to match the FASTER funds. In turn, the FASTER funds will be used to match the Livability Grant, 5309 Transfer, & 5311(f) funds (\$93,535).

Available Local Match for FASTER Funds:

BNSF	\$20,000
SCCOG	\$45,000
Total	\$65,000
	\$17,730

TRANSPORTATION ALTERNATIVES PROGRAM APPLICATION

Colorado Department of Transportation

Please type or print legibly

APPLICANT INFORMATION			
ELIGIBLE APPLICANT AGENCY – indicate ONE <input type="checkbox"/> Municipality <input type="checkbox"/> County <input type="checkbox"/> State Agency <input type="checkbox"/> Federal Agency <input type="checkbox"/> Other _____			
2. AGENCY NAME City of Trinidad	3. ADDITIONAL SPONSORS OR CO-SPONSORS		
4. CONTACT PERSON Louis Fineberg	TITLE Planning Director	PHONE (719) 680-7296	
5. AGENCY MAILING ADDRESS 135 N. Animas Street	CITY Trinidad	STATE CO	ZIP 81082
PROJECT DESCRIPTION			
6. PROJECT NAME Old Sopris Trail Section One - The Boulevard Addition			
7. PROJECT LOCATION/ADDRESS The Boulevard Addition Nature Park	8. PROJECT LIMITS (mileposts, intersecting roadways, rivers, other geographic features) The Boulevard Addition Nature Park (Map Attached)		
9. COUNTY Las Animas	10. MUNICIPALITY Trinidad	11. PROJECT LENGTH Approximately One (1) Mile	
12. 1-2 SENTENCE DESCRIPTION OF PROJECT The City is proposing to construct the first section of the Old Sopris Trail as described in the attached Old Sopris Trail Master Plan.			
ELIGIBILITY			
13. PROJECT CATEGORY – check all that apply			
PEDESTRIAN & BICYCLE/ NON-MOTORIZED TRANSPORTATION <input type="checkbox"/> Bicycle & pedestrian / Non-Motorized transportation facilities <input type="checkbox"/> Infrastructure related projects to provide safe routes for non-drivers <input type="checkbox"/> Conversion of abandoned railway corridors to trails		HISTORIC / SCENIC TRANSPORTATION ACTIVITIES <input type="checkbox"/> Construction of turnouts, overlooks, and viewing areas <input type="checkbox"/> Control and/ or removal of outdoor advertising <input type="checkbox"/> Historic preservation and rehabilitation of transportation facilities	
ENVIRONMENTAL MITIGATION <input type="checkbox"/> Mitigation of water pollution due to highway runoff <input type="checkbox"/> Reduction of vehicle-caused wildlife mortality <input type="checkbox"/> Vegetation management practices <input type="checkbox"/> Archaeological activities relating to impacts from a transportation project			

FUNDING			
PROJECT COST	DATE AVAILABLE	SOURCE OF FUNDS	TOTAL (\$)
14. FEDERAL TAP FUNDS REQUESTED		TAP	\$320,000
15. LOCAL MATCH FUNDS			\$80,000
16. OTHER FUNDING SECURED*			
17. TOTAL PROJECT COST			\$400,000

*Please list all other funding sources.

PREVIOUS TAP OR TE FUNDS AWARDED

18. Has your agency been awarded TAP or TE funds previously? Y or N (Circle One)
 If yes, please provide award dates and project details:
 Historic District Loop (2011) & Trinidad Wayfinding Signage (2012)

REQUIRED INFORMATION

19. REQUIRED ATTACHMENTS – please label attachments accordingly

- Attachment A – Description of proposed project
- Attachment F – Budget and implementation schedule
- Attachment B – Maps, plans and photographs
- Attachment G – Proposed maintenance plans, agreements, covenants
- Attachment C – Evidence of eligibility by project category
- Attachment H – Resolutions of support and letters of approval
- Attachment D – Benefits of proposed project
- Attachment I – Right-of-way or legal property description
- Attachment E – Environmental Review

SIGNATURE

20. AUTHORIZED AGENCY REPRESENTATIVE Louis Fineberg	TITLE Planning Director
21. SIGNATURE	DATE June 15th, 2014

CDOT USE ONLY

CDOT RTD OR DESIGNEE/TITLE/DATE	STIP #	PROJECT #
CDOT RESIDENT OR PROGRAM ENGINEER/TITLE/DATE	<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	

City of Trinidad

Old Sopris Trail Section One – The Boulevard Addition Nature Park

Scope of Work:

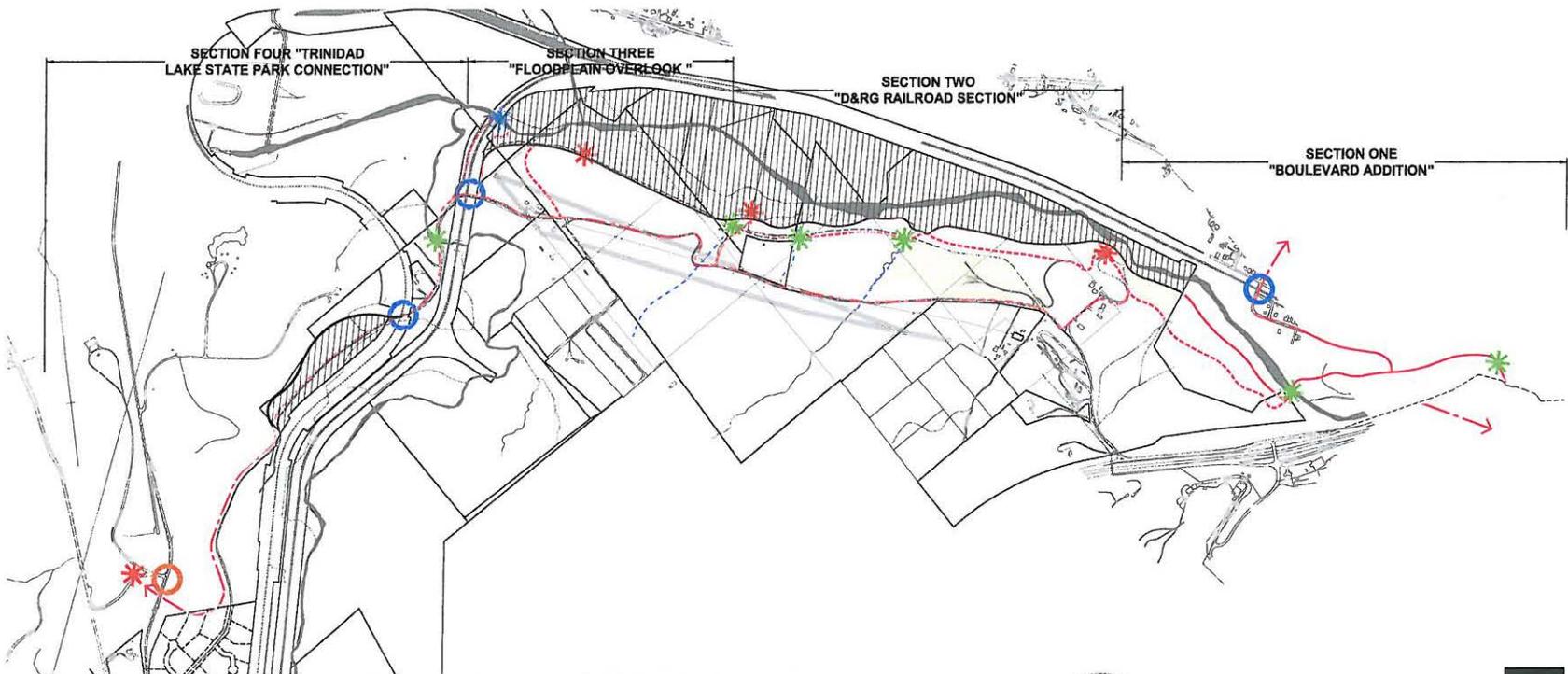
The City of Trinidad recently completed the Old Sopris Trail Master Plan with the help of a planning grant from the State Trails Program. The Old Sopris Trail will be a four (4) mile long connector trail paralleling the Purgatoire River on an abandoned railroad grade between the Corazon de Trinidad National Historic District and the southern entrance to Trinidad Lake State Park. Currently, there are no non-motorized routes between these two destinations. The City has already taken significant steps toward the completion of the trail with the purchase of approximately one hundred (100) acres of land along the Purgatoire River to create the Boulevard Addition Nature Park. This acquisition will provide all of the land necessary to construct Section One of the Old Sopris Trail with the City actively working toward acquisition of another two hundred (200) acres in the Purgatoire River corridor to accommodate the remainder of the trail. The City has also secured funding from the State Trails Program to construct the Purgatoire River Pedestrian Bridge which will seamlessly connect the existing River Walk to the Boulevard Addition Nature Park and Section One of the Old Sopris Trail.

The Old Sopris Trail Master Plan breaks down implementation of the facility into four sections. At this time the City is requesting TAP funds from CDOT to construct Section One of the Old Sopris Trail. At 5,500 linear feet, Section One is a just over one mile long and will include one low water crossing of the Purgatoire River. The City is also proposing to construct connector trails to the Boulevard Addition from Central Park as part of Section One. The requested amount of \$320K is based on the attached cost estimate for Section One and includes the sections labeled "Demolition", "Site Preparation/Grading", "Trail Surface/Hardscape" (excluding the pedestrian bridge already funded by the State Trails Program), "Signage/Gates" and "Landscaping/Amenities".

The relevant sections of the Old Sopris Trail including maps and cost estimates have been included in Attachment 'A'.

The entire Old Sopris Trail Master Plan can be viewed at:

<http://trinidad.co.gov/shared/docs/Old%20Sopris%20Trail%20Plan/Old%20Sopris%20Trail%20Plan%20-%20MP%20Report%202012-13-13%20Final.pdf>



OLD SOPRIS TRAIL MASTER PLAN
MAP 8

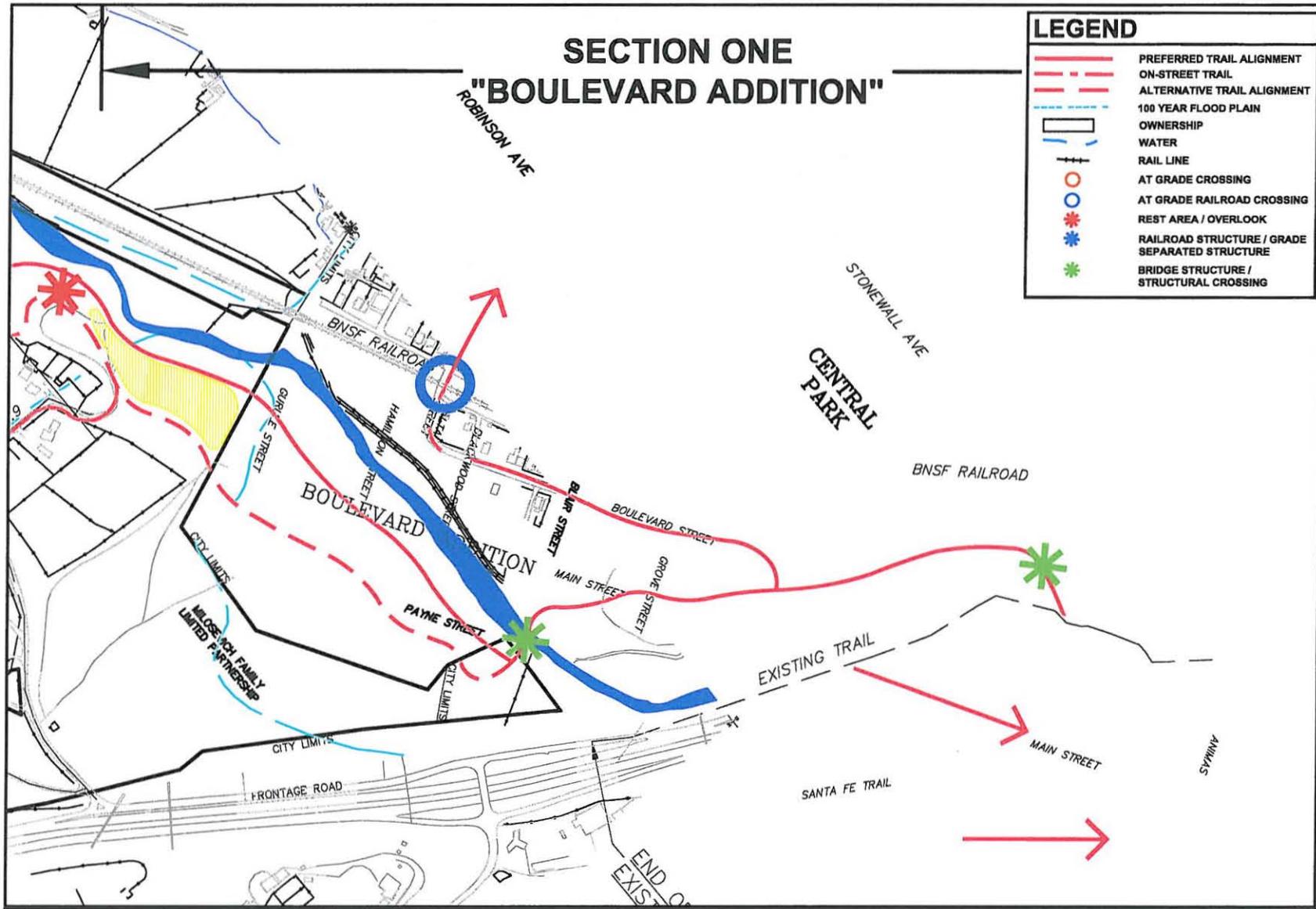


JR ENGINEERING
A Westman Company

DHM DESIGN
 LANDSCAPE ARCHITECTURE
 LAND PLANNING
 URBAN DESIGN
 1310 Lawrence Street, Suite 103
 Denver, CO 80204 | 303.892.6566

SECTION ONE "BOULEVARD ADDITION"

LEGEND	
	PREFERRED TRAIL ALIGNMENT
	ON-STREET TRAIL
	ALTERNATIVE TRAIL ALIGNMENT
	100 YEAR FLOOD PLAIN
	OWNERSHIP
	WATER
	RAIL LINE
	AT GRADE CROSSING
	AT GRADE RAILROAD CROSSING
	REST AREA / OVERLOOK
	RAILROAD STRUCTURE / GRADE SEPARATED STRUCTURE
	BRIDGE STRUCTURE / STRUCTURAL CROSSING



Old Sopris Trail Master Plan

Map 9 Section One

NOT TO SCALE NORTH



**OLD SOPRIS TRAIL
TRINIDAD, COLORADO**

9-Jul-13
DHM Design

Conceptual Master Plan- Estimate of Probable Costs

SECTION ONE - BOULEVARD ADDITION

DESCRIPTION	SIZE	QTY	UNIT	UNIT COST	TOTAL
Demolition					
Erosion Control (log fence, etc.)		5,015	LF	\$2.50	\$12,538.25
Clear and grub existing vegetation		3.80	AC	\$1,500.00	\$5,700.00
Tree Protection		1	LS	\$500.00	\$500.00
Remove Existing overgrown suckers/trees/shrubs		1	LS	\$1,000.00	\$1,000.00
Site Preparation/ Grading					
Site Grading		1	LS	\$50,000.00	\$50,000.00
Revegetation/ Seeding		3.80	AC	\$2,000.00	\$7,600.00
Trail Surface/ Hardscape					
Crusher Fines over fabric/ Trail	6" depth	55,485	SF	\$2.00	\$110,970.20
Trail Striping		1	LS	\$1,000.00	\$1,000.00
Low Water Crossing		150	LF	\$600.00	\$90,000.00
Pedestrian Bridge		150	LF	\$1,200.00	\$180,000.00
Rest Area/Overlook		1	EA	\$2,000.00	\$2,000.00
Connector Trails		1	LS	\$80,000.00	\$80,000.00
Signage/ Gates					
Wayfinding Signage		1	LS	\$1,500.00	\$1,500.00
Safety/ Regulatory Signage		1	LS	\$2,000.00	\$2,000.00
Trail Gates		2	EA	\$3,500.00	\$7,000.00
Bear Proof Trash		3	EA	\$750.00	\$2,250.00
Landscaping/ Amenities					
Non-irrigated Native Seed		110,664	SF	\$0.10	\$11,066.35
Trailhead					
Parking Lot (10 Cars)		1		\$30,000.00	\$30,000.00
Vaulted Restroom		1		\$30,000.00	\$30,000.00
Wayfinding/Signage Kiosk Structure		1		\$15,000.00	\$15,000.00
SUBTOTAL					\$640,124.80
20% unaccounted for items					\$128,024.96
Mobilization/ General Conditions (5%)		1	LS	\$32,006.24	\$32,006.24
Traffic Control		1	LS	\$0.00	\$0.00
Construction Surveying		1	LS	\$5,000.00	\$5,000.00
Performance/ Materials Bond (1%)		1	LS	\$6,401.25	\$6,401.25
Minor Contract Revisions (10%)		1	LS	\$64,012.48	\$64,012.48
SECTION ONE TOTAL					\$875,569.73

SECTION ONE - BOULEVARD ADDITION

ALTERNATE ALIGNMENT ADDITION					
Demolition					
Erosion Control (log fence, etc.)		2,327	LF	\$2.50	\$5,816.75
Clear and grub existing vegetation		1.60	AC	\$1,500.00	\$2,400.00
Site Preparation/ Grading					
Revegetation/ Seeding		1.60	AC	\$2,000.00	\$3,200.00
Trail Surface/ Hardscape					
Crusher Fines over fabric/ Trail	6" depth	23,579	SF	\$2.00	\$47,157.00
Landscaping/ Amenities					
Non-irrigated Native Seed		47,160	SF	\$0.10	\$4,716.00
SUBTOTAL					\$63,289.75
20% unaccounted for items					\$12,657.95
Mobilization/ General Conditions (5%)		1	LS	\$3,164.49	\$3,164.49
Traffic Control		1	LS	\$0.00	\$0.00
Construction Surveying		1	LS	\$5,000.00	\$5,000.00
Performance/ Materials Bond (1%)		1	LS	\$632.90	\$632.90
Minor Contract Revisions (10%)		1	LS	\$6,328.98	\$6,328.98
TOTAL ADDITION					\$69,618.73
DEDUCTION					
Demolition					
Erosion Control (log fence, etc.)		2,352	LF	\$2.50	\$5,879.25
Clear and grub existing vegetation		1.60	AC	\$1,500.00	\$2,400.00
Site Preparation/ Grading					
Revegetation/ Seeding		1.60	AC	\$2,000.00	\$3,200.00
Trail Surface/ Hardscape					
Crusher Fines over fabric/ Trail	6" depth	23,645	SF	\$2.00	\$47,290.40
Landscaping/ Amenities					
Non-irrigated Native Seed		46,968	SF	\$0.10	\$4,696.84
SUBTOTAL					\$63,466.49
20% unaccounted for items					\$12,693.30
Mobilization/ General Conditions (5%)		1	LS	\$3,173.32	\$3,173.32
Traffic Control		1	LS	\$0.00	\$0.00
Construction Surveying		1	LS	\$5,000.00	\$5,000.00
Performance/ Materials Bond (1%)		1	LS	\$634.66	\$634.66
Minor Contract Revisions (10%)		1	LS	\$6,346.65	\$6,346.65
TOTAL DEDUCTION					\$69,813.14
ALTERNATE ALIGNMENT TOTAL					\$194.41
SECTION ONE INCLUDING ALTERNATE TOTAL					\$875,764.14

Figure 1

5



COUNCIL COMMUNICATION

CITY COUNCIL MEETING: July 22, 2014
PREPARED BY: Audra Garrett, Acting City Manager
DEPT. HEAD SIGNATURE: *Audra Garrett*
OF ATTACHMENTS: 2

SUBJECT: Consideration of resolution supporting a member contribution rate increase to the FPPA Statewide Defined Benefit Plan

PRESENTER: Audra Garrett, Acting City Manager

RECOMMENDED CITY COUNCIL ACTION: Consider support of the member increase
SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: No

SOURCE OF FUNDS: N/A

POLICY ISSUE: The increase must be supported by 50% of the member employers

ALTERNATIVE: Council may elect not to support the increase

BACKGROUND INFORMATION:

- FPPA, the statutory retirement organization for police and fire departments, recently held a member election to consider an increase in the member contribution rate to the Statewide Defined Benefit Plan to support the plan into the future.
- 68% of the members across the state voted in favor of the increase.
- 100% of the local members of the fire department voted in favor of the increase.
- 50% of the employers of the members must now vote in favor of the increase to implement it in January, 2015.

5



RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD,
COLORADO SUPPORTING AN INCREASE IN THE MEMBER
CONTRIBUTION RATE FOR CITY PARTICIPANTS IN THE FIRE AND
POLICE PENSION ASSOCIATION STATEWIDE DEFINED BENEFIT
PLAN

WHEREAS, the City of Trinidad Fire Department has employees who participate in the Fire and Police Pension Association Statewide Defined Benefit Plan; and

WHEREAS, the active members in the Statewide Defined Benefit Plan had an opportunity to vote on a proposal to increase the member contribution rate to the Statewide Defined Benefit Plan; and

WHEREAS, a majority of the members of the Statewide Defined Benefit Plan voted in favor of the Primary Proposal to increase the member contribution rate to the Statewide Defined Benefit Plan by 4%, phased in at ½% per year over eight years; and

WHEREAS, Section 31-31-408(1.5), C. R. S., as amended, authorizes the Board of Directors of the Fire and Police Pension Association (“the FPPA Board”) to increase the member contribution rate for pension benefits for participating public safety officers with respect to the members of the Statewide Defined Benefit Plan (“the Plan”), as established pursuant to Section 31-31-402, C.R.S., upon the meeting of certain conditions; and

WHEREAS, pursuant to FPPA Resolution No. 2014-05, the FPPA Board has directed an election of the participating Employers in the plan be conducted with regard to an increase in the member contribution rate for the Plan by an additional 4% of base salary, to be implemented by an annual increase in the member contribution of ½% of base salary paid beginning in 2015. The member contribution rate shall be increased by an additional ½% of base salary paid in each of the seven following years, through 2022, until the cumulative increase in the member contribution rate is 4% of base salary paid; and

WHEREAS, employees in the City’s Fire Department earn service credit towards retirement and are thereby members of the Plan administered by FPPA; and

WHEREAS, the City of Trinidad is thereby eligible to vote in the Employer election

concerning the membership contribution rate, being conducted at the direction of the FPPA Board.

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

1. The City of Trinidad, acting by and through its Mayor and City Council does hereby vote in favor of increasing the member contribution rate for the Statewide Defined Benefit Plan, by an additional 4% of base salary paid.

2. The City Clerk is directed to file a certified copy of this resolution with the Fire and Police Pension Association.

INTRODUCED, READ AND ADOPTED this ____ day of _____, 2014.

JOSEPH A. REORDA, Mayor

ATTEST:

DONA VALENCICH, Interim City Clerk

City of Trinidad

JUL 15 2014

City Clerk's Office

AUDRA GARRETT
CITY OF TRINIDAD
PO BOX 880
TRINIDAD, CO 81082

FPPA

Fire & Police Pension Association
of Colorado

5290 DTC Parkway, Suite 100
Greenwood Village, CO 80111-2721

(303) 770-3772 • toll free (800) 332-3772
fax (303) 771-7622

www.FPPAco.org

July 11, 2014

RE: FPPA Statewide Defined Benefit Plan (SWDB) Member Contribution Rate Election

Dear AUDRA,

During the month of June 2014, the active members in the SWDB Plan had an opportunity to vote on two proposals with respect to increasing the member contribution rate to the SWDB Plan.

We are pleased to announce that the members voted in favor of the Primary Proposal (68% approval), to increase the member contribution rate to the SWDB Plan by 4%, phased in at ½% per year over 8 years.

The process now provides for an Employer Election on the Primary Proposal.

Employers vote by submitting to FPPA a resolution from the city council or district board indicating whether or not the Employer supports the proposed change. A sample resolution is enclosed for your use, (an electronic version is also available at www.FPPAco.org under the Employer button). This should be approved by the city council or district board. The Employer may modify the resolution to fit the governing body's customary format. As an alternative, you may submit certified copies of the minutes from your city council or district board meeting indicating the results of the Employer vote.

If you employ both active firefighters and police officers who participate in the SWDB Plan then you get one vote for each department. In this case, FPPA will look for two resolutions to be submitted.

The completed and signed resolution(s) or copies of the minutes must be **received by FPPA no later than 4:00 p.m. MT on August 22, 2014**, in order to be counted. FPPA will accept an original, or a certified copy of the original of either document. If you choose to submit by email or fax, we ask that you follow it up with the original or certified copy by mail. Please see contact information below.

Mail: FPPA, 5290 DTC Parkway, #100, Greenwood Village, CO 80111.

E-Mail: GeneralBenefits@FPPAco.org

Fax: 303-771-7622

Enclosed please find the following items for your reference and use.

1. *Q&A Regarding the SWDB Plan Employer Election 2014*
2. *Employer's Notification of Member Election Results* (specific to your fire/police department)
3. A sample resolution to be used by your city council or district board. (An electronic version may be found at www.FPPAco.org, click on the Employer button.)
4. FPPA Board Resolution No. 2014-05, which contains a certification from the FPPA Board of Directors that the proposed modification complies with the requirements set forth in the applicable statutes or plan document. This document also includes the language of the proposed plan modification.
5. A plain language summary of the proposed plan modification
6. Return Envelope

Thank you in advance for participating in this important election. We look forward to receiving documentation indicating your Employer vote!

If you have any questions please do not hesitate to call FPPA at 1-800-332-3772 or 303-770-3772 (M-F 8:00 a.m. – 4:30 p.m.) or visit www.FPPAElectionCentral.org.

Sincerely,

Fire and Police Pension Association

Enclosures

Certified Mail Return Receipt Requested: #7011 3500 0000 0547 9895

Questions & Answers Regarding the SWDB Plan Employer Election 2014

The following may be helpful to you as you prepare to cast the Employer vote.

- 1. Does this election impact the Employer contribution rate?** No, just the Member contribution rate to the SWDB Plan.

- 2. Why should the Employer vote in favor of this proposal?**
 - a. There is no impact to the Employer contribution rate to the plan.
 - b. The increase in the Member contribution rate shall not be subject to negotiation for payment by the Employer, per statute. See C.R.S. 31-31-408(1.5)(b)
 - c. The added funding increases the plan's ability to pay your retirees more meaningful benefit adjustments (commonly referred to as COLA's).
 - d. The added funding also reduces the likelihood that future benefits will need to be rolled back or further contribution rate increases would be needed.

- 3. Why does the Employer vote on a proposal to amend the SWDB Plan?** The state statutes provide that if a plan modification is approved by at least 65% of the active members of the plan who vote in the election proposing an increase in the member contribution rate, then in order to be implemented, the proposal must also be approved by more than 50% of the eligible Employers who vote. Eligible Employers are those having active members covered by the plan as of May 15, 2014 at 5:00 p.m.

- 4. Regarding the 65% approval mentioned in Question 3, does this mean by department?** No, the 65% applies to the active members of the plan from all departments who vote in the election, not individual departments. An Employer may evaluate whether a majority of its voting members support the proposal.

- 5. Why did I get this letter?** All Employers were requested to provide FPPA with a contact for the election process; if none was provided this mailing was sent to the department chief.

- 6. How does the Employer cast a vote?** Employers cast a vote by submitting to FPPA a resolution from the city council or district board indicating whether or not the Employer supports the proposed change. A sample resolution is enclosed for your use. An electronic version is available on at www.FPPAco.org, click on the Employer Button.

As an alternative, you may submit certified copies of the minutes from your city council or district board meeting indicating the results of the Employer vote.

FPPA will accept an original, or a certified copy of the original of either document. If you choose to submit by email or fax, we ask that you follow it up with the original or certified copy by mail. Please see contact information below.

- Mail: FPPA, 5290 DTC Parkway, #100, Greenwood Village, CO 80111.
- E-Mail: GeneralBenefits@FPPAco.org
- Fax: 303-771-7622

- 7. What is the deadline for submitting the Employer vote?** The completed and signed resolution(s) or copies of the minutes must be received by FPPA no later than 4:00 pm MT on August 22, 2014, in order to be counted. If a copy is submitted by fax or email prior to the deadline, the original or certified copy should be mailed as soon as practical, but may be received after the deadline.
- 8. If our active police officers and active paid firefighters both participate in the Statewide Defined Benefit Plan do we get a separate vote for each department?** Yes. In this case, FPPA will expect to receive two resolutions.
- 9. Do we get a separate vote for Administrative Personnel who participate in the plan?** No. Administrative personnel covered by the SWDB Plan are considered part of the Fire District/Authority.
- 10. Is the Employer required to vote?** No, Employers are not required to vote. The Employer election will pass if a majority of those Employers voting in the Employer election approve the proposal.
- 11. If none of our active members voted, do we still get an Employer vote?** Yes.
- 12. Is the Employer required to vote the same way as the majority of its members?** No, the Employer's decision is made independently by the local governing body.
- 13. How do I know how the members from this department voted?** Please see the enclosed form showing if the proposal was supported by the majority of your firefighters and/or police officers who voted in the election, and the specific percentage of your members who voted for and against the proposal.

- 14. Does FPPA have results of how the members voted on the Contingent Proposal?** No. We do not have the numbers for the contingent 2% option. The Board's Resolution, and the agreement with the election vendor, was that the results for the Contingent Proposal would not be tabulated and provided to FPPA unless the Primary Proposal failed.
- 15. Where can I go to get more information about the Primary Proposal?** Please visit the dedicated website, www.FPPAElectionCentral.org or call FPPA at 1-800-332-3772 or 303-770-3772.
- 16. When can we expect to hear the results of the Employer election?** FPPA anticipates that the results will be available in September 2014. Watch your email and the FPPA website, www.FPPAco.org.
- 17. If passed, when does the member contribution rate change begin?** The implementation is to begin in January 2015, and the change will be fully implemented by 2022.

EMPLOYER'S NOTIFICATION OF MEMBER ELECTION RESULTS

Primary Proposal

This notification concerns the Member election results for the Statewide Defined Benefit (SWDB) Member Contribution election Primary Proposal as set forth in the Fire and Police Pension Association Board of Directors Resolution No. 2014-04.

TRINIDAD FIRE	
% of voting members in favor of the proposal- "Yes" votes	100%
% of voting members opposed to the proposal- "No" votes	0%

VR Election Services, a neutral election services firm located in Texas, conducted the member election on behalf of FPPA. Active Members participating in the Statewide Defined Benefit Plan and appearing on the FPPA pension administration system as of May 15, 2014, at 5:00 p.m. were permitted to vote. These Members were given the option to vote by mail, touch-tone telephone or by the internet. The member election concluded on June 30, 2014, at 4:00 p.m. Mountain Time.

EMPLOYER RESOLUTION
FPPA Employer Election Regarding Member Contributions to the
Statewide Defined Benefit Plan

(Note: The adopting entity should change "Employer" to the entity's legal name and may adapt the model to follow its own format for resolutions.)

WHEREAS, Section 31-31-408(1.5), C.R.S., as amended, authorizes the Board of Directors of the Fire and Police Pension Association ("the FPPA Board") to increase the member contribution rate for pension benefits for participating public safety officers with respect to the members of the Statewide Defined Benefit Plan ("the Plan"), as established pursuant to Section 31-31-402, C.R.S., upon the meeting of certain conditions; and

WHEREAS, pursuant to FPPA Resolution No. 2014-05, the FPPA Board has directed an election of the participating Employers in the plan be conducted with regard to an increase in the member contribution rate for the Plan by an additional 4% of base salary, to be implemented by an annual increase in the member contribution of ½% of base salary paid beginning in 2015. The member contribution rate shall be increased by an additional ½% of base salary paid in each of the 7 following years, through 2022, until the cumulative increase in the member contribution rate is 4% of base salary paid; and

WHEREAS, employees in the *Employer's fire/police department* earn service credit towards retirement and are thereby members of the Plan administered by FPPA; and

WHEREAS, *Employer* is thereby eligible to vote in the Employer election concerning the membership contribution rate, being conducted at the direction of the FPPA Board.

NOW THEREFORE BE IT RESOLVED by the *Employer* that:

[Employer to select one. You may delete the other one.]

_____ Votes in FAVOR of increasing the member contribution rate for the Statewide Defined Benefit Plan, by an additional 4% of base salary paid.

_____ Votes AGAINST increasing the member contribution rate for the Statewide Defined Benefit Plan, by an additional 4% of base salary paid.

The *Employer's clerk or secretary* is directed to file an original or a certified copy of this resolution with the Fire and Police Pension Association.

Approved this ___ day of _____, 2014, by the *governing body of Employer*

(Chairman, Mayor, President) ATTEST:

(Secretary or Clerk)

**FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS**

RESOLUTION NO. 2014-05

**Regarding: MEMBER CONTRIBUTIONS TO
THE STATEWIDE DEFINED BENEFIT PLAN**

WHEREAS, Section 31-31-408(1.5), C.R.S., as amended, authorizes the Board of Directors of the Fire and Police Pension Association (“the Board”) to increase the member contribution rate for pension benefits set forth in Part 4, Article 31, Title 31, Colorado Revised Statutes, as amended, with respect to the members of the Statewide Defined Benefit Plan (“the Plan”); and

WHEREAS, Section 31-31-408(1.5), C.R.S., as amended, sets forth certain conditions which must be met before the Board may adopt an increase in the member contribution rate, including approval by at least sixty-five percent of the active members of the Plan who vote in the election proposing an increase in the member contribution rate and more than fifty percent of the employers who vote in the election proposing an increase in the member contribution rate.; and

WHEREAS, pursuant to the authority granted in Section 31-31-408, C.R.S., as amended, the Board has adopted Rules establishing the procedure which the Board will follow with respect to its adoption of any modification of the Plan. Furthermore, pursuant to FPPA Rule 704.08, the Board has prescribed an alternative voting procedure in lieu of using the paper ballots and the process otherwise contemplated by FPPA Rule 704. Pursuant to the adopted alternative election procedure, the Board must certify that the proposed modification complies with the requirements set forth in the Colorado statute and the Plan.

WHEREAS, the Board has adopted Resolution No. 2013-02 and Resolution No. 2014-03, which set forth facts, background and history regarding the Plan and the desirability of an increase in the member contribution rate.

WHEREAS, if adopted, the proposed amendments will only affect the Statewide Defined Benefit Plan.

WHEREAS, the Board previously adopted Resolution No. 2013-09 and Resolution No. 2014-04 establishing a member election to be conducted regarding an increase in member contribution rate.

WHEREAS, an election of the active members of the Plan regarding the proposed increase in the member contribution rate has been conducted at the Board’s direction. VR Election Services has certified the results of the election, indicating that an increase in the member contribution rate by 4% over eight years (2% over eight years for members participating in the Social Security Supplemental Plan), hereinafter referred to as the Increased Member

Contribution Rate, has been approved by more than sixty-five percent of the active members of the Plan who voted in the election.

WHEREAS, the Board has been advised by legal counsel regarding the proposed increase in the membership contribution rate complies with the federal Internal Revenue Code.

NOW, THEREFORE, BE IT RESOLVED,

THAT the Board hereby proposes the following increase in the member contribution rate to the Plan which shall be submitted for consideration to all employers who had active members in the Plan on May 15, 2014, pursuant to the provisions of Section 31-31-408, C.R.S., as amended, the FPPA Rules and Regulations, and the alternative election procedure.

“Shall the member contribution rate for the Statewide Defined Benefit Plan, as established pursuant to Section 31-31-402, C.R.S., be increased by an additional 4% of base salary paid, and shall the member contributions rate for members participating in the social security supplemental plan (the SWDB-SS), as established pursuant to Section 31-31-704.6(3), be increased by an additional 2% of base salary paid, to be implemented as follows? An annual increase in the member contribution of ½% of base salary paid (¼% of base salary paid for the SWDB-SS members) beginning in 2015. The member contribution rate shall be increased by an additional ½% of base salary paid (¼% of base salary paid for the SWDB-SS members) in each of the 7 following years, through 2022, until the cumulative increase in the member contribution rate is 4% of base salary paid (2% of base salary paid for the SWDB-SS members).”

THAT the Board finds and certifies to employers of the Plan that the proposed Increased Member Contribution Rate:

1. Does not require an increase in the employer contribution rate; and
2. Does not adversely affect the Plan’s status as a qualified plan pursuant to the federal Internal Revenue Code; and
3. Has been duly approved by more than sixty-five percent of the active members of the Plan who voted in the election; and
4. Complies with all other requirements set forth in the applicable statutes and plan documents.

THAT staff be directed to conduct the election of the employers. The governing body of the employer shall determine whether the employer approves the Increased Member Contribution Rate. Each employer participating in the election shall submit a resolution, copy of minutes or other certification of a decision made by the governing body prior to **4:00 pm MT on August 22, 2014** in order for the employer’s vote to be included in the election results. The proposal shall be deemed to be approved by the employers if a majority of those employers submitting votes approve the proposal.

THAT upon approval by the members and the employers, the increase in the member contribution rate shall become effective January 1, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand on this 9th day of July, 2014.

FIRE AND POLICE PENSION ASSOCIATION,
a political subdivision of the State of Colorado

ORIGINAL ON FILE AT FPPA

By: *Susan R. Eaton*
Susan R. Eaton, Chair
Board of Directors

This page is intentionally left blank

**Statewide Defined Benefit Plan (SWDB)
Member Contributions Election
Plain Language Summary**

Primary Proposal:

Increase the member contribution rate by 1/2% per year implemented over 8 years, for a total increase of 4%. Implementation to begin in January 2015 and fully implemented by 2022 for a cumulative increase of 4% of base salary.

Note: The contribution to the SWDB Plan is calculated on the Member's base salary. Base Salary is defined in FPPA Rule 101.05. The FPPA Rules can be found at www.FPPAco.org, click on the button titled "Rules and Statutes", then click on the link *FPPA Rules and Regulations*.



FIRE & POLICE PENSION ASSOCIATION OF COLORADO

2014 SWDB Plan Member Contribution Rate Election

Primary Proposal

Member Election Results by Department

Based on Voting Members

<u>Employer/Department</u>	<u>Yes</u>	<u>No</u>
Aguilar Police	0%	0%
Alma Police	0%	0%
Antonito Police	0%	0%
Arvada FPD	90%	10%
Ault FPD	100%	0%
Ault Police	0%	0%
Aurora Fire	62%	38%
Basalt & Rural FPD	100%	0%
Basalt Police	0%	0%
Bayfield Police	100%	0%
Bennett FPD #7	100%	0%
Berthoud FPD	17%	83%
Big Sandy FPD	0%	0%
Black Forest Fire Rescue	80%	20%
Black Hawk Fire	40%	60%
Blanca Police	100%	0%
Boulder Mountain FRA	0%	0%
Boulder Rural FPD	60%	40%
Brighton (Greater) FPD	84%	16%
Brighton Police	75%	25%
Broadmoor FPD	50%	50%
Brush Police	100%	0%
Buena Vista Police	100%	0%
Canon City Police	100%	0%
Carbondale RL FPD	67%	33%
Castle Rock Fire	94%	6%
Center Police	0%	0%
Chaffee County FPD	0%	100%
Cimarron Hills FPD	100%	0%
Clear Creek Fire Authority	100%	0%
Clifton FPD	83%	17%
Colorado River FRA	80%	20%
Colorado Springs Fire	69%	31%
Colorado Springs Police	70%	30%

FPPAFire & Police Pension Association
of Colorado

<u>Employer/Department</u>	<u>Yes</u>	<u>No</u>
South Fork FPD	0%	0%
South Fork Police	0%	0%
Southeast Weld FPD	75%	25%
Southern Park Co FPD	0%	0%
Springfield Police	0%	0%
Steamboat Springs Fire	67%	33%
Sterling Fire	100%	0%
Sterling Police	60%	40%
Strasburg FPD #8	0%	0%
Stratmoor Hills FPD	0%	100%
Stratton Police	0%	0%
Telluride FPD	100%	0%
Thornton Fire	67%	33%
Timberline FPD	100%	0%
Tri-Lakes Monument FPD	45%	55%
Trinidad Fire	100%	0%
Upper Pine River FPD	63%	38%
Wellington FPD	100%	0%
West Douglas Co FPD	100%	0%
West Metro FPD	27%	73%
West Routt FPD	100%	0%
Westminster Fire	74%	26%
Wheat Ridge FPD	92%	8%
Wiggins Police	0%	0%
Windsor Police	100%	0%
Windsor Severence FPD	83%	17%
Wray Police	100%	0%
Yuma Police	100%	0%



COUNCIL COMMUNICATION

6

CITY COUNCIL MEETING: July 22, 2014
PREPARED BY: Audra Garrett, Acting City Manager
DEPT. HEAD SIGNATURE: *Audra Garrett*
OF ATTACHMENTS: 4

SUBJECT: Consideration of Planning, Zoning and Variance Commission's recommendation regarding the request to name the North Lake Dam in honor of James A. Fernandez

PRESENTER: Audra Garrett, Acting City Manager

RECOMMENDED CITY COUNCIL ACTION: Discuss the recommendation and decide how Council wishes to proceed

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: None at this time if Council concurs with the recommendation

SOURCE OF FUNDS: N/A

POLICY ISSUE: N/A

ALTERNATIVE: N/A

BACKGROUND INFORMATION:

- Some time ago Councilmember Bolton suggested the North Lake Dam Project be named in honor of retired Utilities Superintendent James Fernandez.
- On July 16, 2013, a policy for the naming of public property was adopted by resolution.
- The official naming of the dam would fall under the guidelines of the adopted policy.
- A petition form has been created for this purpose and is included, as is the official policy.
- The petition was presented to the Planning Commission on July 8, 2014 and they have returned a recommendation to deny the request.

6

**TRINIDAD PLANNING, ZONING AND VARIANCE COMMISSION
MINUTES OF JULY 8, 2014**

The Trinidad Planning, Zoning and Variance Commission met for a regular meeting on Wednesday, July 8, 2014 at 5:30 p.m. in City Council Chambers at City Hall, 135 N. Animas Street, Trinidad, Colorado.

M. Request to name the North Lake Dam in honor of James A. Fernandez.

Chairman Davis asked Director Fineberg to introduce this item since there was no information in the packet and asked if he has a copy of the naming policy.

Director Fineberg stated that there is a request to name North Lake Dam, upon completion, after James Fernandez, our last Utilities Superintendent. There was a petition submitted with 100 signatures.

Commissioner George asked if there wasn't a stipulation on death or a number of years in the policy. Fineberg confirmed that requirement. George went on to ask if this is a request to change the name of North Lake or just the dam. Fineberg said this request only applies to the dam.

Fineberg stated that he thought the stipulation of the naming policy is 25 years. Davis stated that on page 4 says the policy reads, "The naming of a Public Building, Public Park, or Public Facility after an individual is encouraged only for an individual who is deceased. Typically, such naming should not occur until the individual has been deceased and the individual's significance and good reputation have been secured in the history and lore of the City. The person for whom the street or building or site will be named must have resided in the community with an exception for a person of State or national prominence. Exceptions for the naming of a Public Building, Public Park, or Public Facility for a living individual may occur as described in §4-5 herein regarding Substantial Donations."

Fineberg stated that most likely refers to money and Davis confirmed that. Fineberg interjected that perhaps "substantial donation" could include 40 years of work for the City. George stated that he was paid for those 40 years of employment. Fineberg stated that in his mind, 40 years of service, whether you are paid or not, is a donation of sorts. Davis asked if there have been other employees that have worked that long. A few names were mentioned. Commissioner Patrick stated that this Commission spent a lot of time of this policy trying to think through every aspect of the process and we didn't make stipulations for that reason. We modeled it after several other excellent models for naming things in cities and I think we should adhere to the hard work we put in. We did that before we knew this person's name or who might come up in the future. That is my position...one man, one vote.

Commissioner Winter made a motion to deny this request. Commissioner George seconded the motion and following roll call the motion carried. (Ayes: George, Patrick, Pritchard, Winter, Davis; Nays: Eberhart, Leone)



CITY of TRINIDAD

P. O. Box 880
TRINIDAD, COLORADO 81082
TELEPHONE (719) 846-9843
FAX NO. (719) 846-4140

July 16, 2014

To: Audra Garrett

Reference: Request to name the North Lake Dam in honor of James A. Fernandez.

A petition for the Naming of Public Property for the proposed naming of The North Lake Dam in honor of James A. Fernandez was presented to the Planning, Zoning and Variance Commission on July 8, 2014.

Request for the renaming was denied by the commissioners in accordance Article 6 which states as follows:

Article 6 / § 4-4. Proposals to Name or Rename After Exceptional Individuals

The following guidelines shall apply to proposals to name or rename a Public Building,

Public Park or Public Facility after an exceptional individual:

(1) Time. The naming of a Public Building, Public Park, or Public Facility after an individual is encouraged only for an individual who is deceased. Typically, such Naming should not occur until the individual has been deceased and the Individual's significance and good reputation have been secured in the history And lore of the City. The person for whom the street or building or site will be Named must have resided in the community with an exception for a person of State or national prominence. Exceptions for the naming of a Public Building,



CITY of TRINIDAD

P. O. Box 880
TRINIDAD, COLORADO 81082
TELEPHONE (719) 846-9843
FAX NO. (719) 846-4140

Public Park, or Public Facility for a living individual may occur as described in §
4-5 herein regarding Substantial Donations.

Commissioner Winter made a motion to deny this request. Commissioner George seconded
the motion and following roll call the motion carried.

Thank you,

Victor Gutierrez
Assistant Planner
City of Trinidad
135 N Animas Street
Trinidad, CO 81082
719-846-9843 Ext. 136



RESOLUTION NO. 1416

A RESOLUTION OF THE CITY OF TRINIDAD, COLORADO, ADOPTING A
POLICY FOR THE NAMING OF PUBLIC PROPERTY

WHEREAS, the City of Trinidad, Colorado, recognizes the need for a comprehensive policy to facilitate requests made to name public buildings, parks and other public facilities; and

WHEREAS, it is prudent to have specific criteria and guidelines to consider when naming such public property to promote thoughtful consideration and appropriate public input.

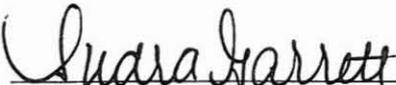
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO:

The City of Trinidad hereby adopts the Policy for Naming Public Property attached and incorporated herein by reference dated and effective upon approval of this Resolution.

INTRODUCED, READ, AND ADOPTED this 16th day of July, 2013.


BERNADETTE BACA GONZALEZ,
Mayor

ATTEST:


AUDRA GARRETT, City Clerk

CITY OF TRINIDAD POLICY AND PROCEDURE

POLICY FOR NAMING PUBLIC PROPERTY

Effective: July 16, 2013

CONTENTS:

Article 1.	Policy.
Article 2.	Purpose.
Article 3.	Definitions.
Article 4.	Principles and Guidelines.
Article 5.	Standard Procedure for Naming Public Buildings, Public Parks, and Public Facilities.
Article 6.	Specialized Procedure for Citizen-Initiated Proposals.
Article 7.	Specialized Procedure for Proposals Associated with Substantial Donations.
Article 8.	Sample Petition to the Naming Committee.

ARTICLE 1. POLICY.

It is the policy of the City of Trinidad that Public Buildings, Public Parks, and Public Facilities shall only be named or renamed by resolution after a public hearing. The City shall consider naming requests that are based upon the subject's general location; an historical event, figure, or landmark; an exceptional individual or entity that has been influential in the cultural, political, economic, or social life of the community; or in recognition of an individual or entity that has made a Substantial Donation for the Public Building, Public Park, or Public Facility to be named. The naming or renaming of Public Buildings, Public Parks, and Public Facilities shall comply with the guidelines and procedures set forth in this policy.

ARTICLE 2. PURPOSE.

The policy and procedures set forth herein are intended to guide the following: (i) any individual or entity requesting that a Public Park, Public Building, or Public Facility be named or renamed; (ii) any individual or entity seeking recognition for a Substantial Donation; (iii) City Council members who shall hold public hearings and vote on resolutions associated with the names of Public Parks, Public Buildings, and Public Facilities; (iv) Naming Committee members; and (iv) the City's administrative personnel.

ARTICLE 3. DEFINITIONS.

- (1) "Naming Committee" shall mean the Planning, Zoning and Variance Commission. A majority of the membership of the Naming Committee shall constitute a quorum.
- (2) "Public Amenity" shall mean a smaller furnishing or minor component of a Public Building, Public Park, Public Facility, or other property owned or managed by the City, including, without limitation, a bench, a table, or a small fountain. Public Amenities are not formally named. Public Amenities may include property developed or owned in collaboration with Las Animas County or other public institutions, such as schools.

- (3) "Public Building" shall mean a City-owned or managed structure with a roof and walls. Public Buildings may include property developed or owned in collaboration with Las Animas County or other public institutions, such as schools.
- (4) "Public Facility" shall mean a major, permanent component of a Public Building, Public Park, or other property owned or managed by the City, including, without limitation, a ball field, a swimming pool, a tennis court, a playground, a large fountain, a physical feature (e.g., a lake or pond), a street, and artwork. The naming or renaming of rooms within Public Buildings shall comply with procedures set forth herein for Public Facilities.
- (5) "Public Park" shall mean a traditionally designed park, a specialized park (e.g., skate park), an urban park, an open space, an historical site, a golf course, or any trail that is owned or managed by the City.
- (6) "Resident" shall mean a citizen whose primary residence is/was located in the City of Trinidad and/or Las Animas County or a citizen who maintained a business in the City of Trinidad and/or Las Animas County.
- (7) "Substantial Donation" shall mean a bequest of uncommon magnitude and generosity. As a guideline, but not a limitation, the threshold for naming rights on Public Buildings, Public Parks, and Public Facilities should include one or more of the following: (i) deeding to the City most, if not all, of the land on which the Public Building, Public Park, or Public Facility to be named will be situated; (ii) a financial contribution equivalent to fifty percent (50%) or more of the capital costs of constructing the Public Building, Public Park, or Public Facility to be named; (iii) a long-term endowment for the repair and maintenance of the Public Building, Public Park, or Public Facility to be named; or (iv) the provision of significant program costs for a Public Building, Public Park, or Public Facility that will serve City needs.

ARTICLE 4. PRINCIPLES AND GUIDELINES.

§ 4-1. General Principles.

A name establishes a powerful and enduring identity for Public Buildings, Public Parks, and Public Facilities located within the City's jurisdiction. The names of such public places should tell the important stories of Trinidad's history. Consequently, the process for naming or renaming public places shall be carefully and thoughtfully undertaken. In considering any proposal to name or rename a Public Building, Public Park, or Public Facility, the following questions should be considered:

- (1) Will the name have historical, cultural, or social significance for generations to come?
- (2) Will the name engender a strong and positive image?
- (3) Will the name memorialize or commemorate people, places, or events that are of enduring importance to the community or the nation?
- (4) Will the name engender significant ties of friendship and mutual recognition and support within the community or with those outside of the community?
- (5) Will the name be identified with some major achievement or the advancement of the public good within the community?

- (6) Will the name be particularly suitable for the Public Building, Public Park, or Public Facility based upon its location or history?
- (7) Will the name have symbolic value that transcends its ordinary meaning or use and enhances the character and identity of the Public Building, Public Park, or Public Facility?
- (8) Will a naming proposal, as determined by the governing body or bodies, that accompanies a Substantial Donation from an entity, such as a corporation, result in undue commercialization, branding or product promotion that deteriorates the character of the Public Building, Public Park, or Public Facility?

§ 4-2. Categories of Consideration.

Proposals to name or rename a Public Building, Public Park, or Public Facility should generally fall within one of the following four categories:

- (1) General location. The names of surrounding streets, neighborhoods, geographical areas, or topographical features shall be recognized as adequate bases for the names of Public Buildings, Public Parks, and Public Facilities.
- (2) Historical events, figures, or landmarks. When a Public Building, Public Park, or Public Facility is located near or otherwise associated with an event, figure, or landmark of historical significance, it is appropriate to consider naming such public place after such event, figure, or landmark. The relationship of the Public Building, Public Park, or Public Facility to the historical event, figure, or landmark should be demonstrated through research and documentation.
- (3) Exceptional individuals or entities. A desire to recognize an exceptional individual or entity that has been influential in the cultural, political, economic, or social life of the City may occasionally result in a proposal to name or rename a Public Building, Public Park, or Public Facility.
- (4) Substantial Donations. The City benefits from a legacy of community generosity. Trinidad residents, businesses, and foundations have frequently given gifts of their time and skills, their resources and products, and their money. There are occasions when, upon the request of the donor, another party, or the City itself, a Substantial Donation may be acknowledged by permanent naming.

§ 4-3. Renaming Public Buildings, Public Parks, and Public Facilities.

Proposals to *rename* a Public Building, Public Park, or Public Facility, whether for a Substantial Donation or in response to a community request, are not encouraged and should be entertained only after fully investigating and considering the potential impact of abandoning the current name. The City has limited public resources for changing names on signs, maps, and literature, and excessive naming of public places can become confusing to the public. Therefore, names that have become ingrained or widely accepted in the City should not be abandoned unless there are compelling reasons and strong public sentiment for doing so.

§ 4-4. Proposals to Name or Rename After Exceptional Individuals.

The following guidelines shall apply to proposals to name or rename a Public Building, Public Park, or Public Facility after an exceptional individual:

- (1) Time. The naming of a Public Building, Public Park, or Public Facility after an individual is encouraged only for an individual who is deceased. Typically, such naming should not occur until the individual has been deceased and the individual's significance and good reputation have been secured in the history and lore of the City. The person for whom the street or building or site will be named must have resided in the community with an exception for a person of state or national prominence. Exceptions for the naming of a Public Building, Public Park, or Public Facility for a living individual may occur as described in § 4-5 herein regarding Substantial Donations.
- (2) Priority. Priority for naming a Public Building, Public Park, or Public Facility after an individual should be given in the following order to those who have made significant and enduring contributions (i) to the City, (ii) to the State of Colorado, (iii) to the nation, or (iv) to the world. Naming a Public Building, Public Park, or Public Facility after a national or international figure should be rare and only upon a substantial demonstration of the figure's connection to or special importance in the Trinidad community. The burden of proof of the exceptional individual's significance and contributions shall be the responsibility of the administrator (City).
- (3) Tragic events. The naming of a Public Building, Public Park, or Public Facility after an individual or group of individuals who perish in or survive a tragic event or war should be considered only well after the public shock generated by the tragic event or war has lessened. Potential sites for such memorials should be focused on Public Parks or Public Facilities that are more known for their serene and contemplative nature rather than active recreational locations, such as playing fields and recreation centers. Emphasis should be placed on the contributions or heroic actions of these individuals during their lifetime, rather than the circumstances of their death or survivorship.

§ 4-5. Proposals Associated with Substantial Donations.

Typically, a donation to the City should be a reward unto itself. On a rare occasion, a donation will be made to the City that is of such magnitude and generosity that the naming of a Public Building, Public Park, or Public Facility in honor of or at the request of the benefactor will be considered. However, the following guidelines shall apply:

- (1) Naming for Individuals. Individual benefactors seeking naming rights for Public Buildings or Public Parks will be encouraged to follow the guidelines in § 4-4 herein. An exception will be considered on its own merits. A Public Facility that has been donated or refurbished may be named for a living individual provided that said individual is of good reputation and character. Any contract that accompanies a Substantial Donation should address all conditions applying to naming rights, including, without limitation, time limits. As noted in § 4-3, the *renaming* of any existing Public Building, Public Park, or Public Facility is discouraged even when associated with a Substantial Donation.
- (2) Naming for Entities. A corporation, association, and other legally created entity making a Substantial Donation may request that the name of that entity be associated with the name of the Public Building, Public Park, or Public Facility that is the subject of the donation. Each request shall be evaluated on its own merits and shall require public input. In making a recommendation for a corporate name, the reputation of the company and community support should be considerations. No corporate logos, brands, insignias, or direct advertising text may be used as part of any name association or naming. As noted in § 4-3,

the *renaming* of any existing Public Building, Public Park, or Public Facility is discouraged even when associated with a Substantial Donation.

- (3) The City shall reserve the right to rename any Public Building, Public Park, or Public Facility if the entity after which it is named is subsequently found, by a preponderance of evidence, to be of immoral character or to have acted in a disreputable, harmful, unethical or unlawful manner.

§ 4-6. Other Considerations.

- (1) Duplication. The same name shall not be given to more than one Public Building, Public Park, or Public Facility.
- (2) Subdivision. Typically, a Public Building, Public Park, or Public Facility should not be subdivided for the purposes of naming unless there are readily-identifiable physical divisions (roads, waterways, etc.) and other compelling reasons for having more than one name for such public place. This limitation on subdivision should not prohibit the grant of a different name for a Public Building, Public Facility, or a public trail located within or near a Public Park. However, care should be taken in granting a name to a Public Building, Public Facility, or public trail that is different from the name of the Public Park so that confusion is not caused for the users of said differently-named facilities.
- (3) Short-term use. A Public Building, Public Park, or Public Facility that is held by the City through a short-term lease or use agreement, or an improvement that has a limited life span or occupancy, should not be named.
- (4) Signage. All signage associated with naming rights shall be subject to review by the City Council and shall adhere to the sign standards set forth in Chapter 14, Article 4, Division 13, of the Trinidad City Code. New or replacement signage shall be the financial responsibility of the administrator (City).

ARTICLE 5. STANDARD PROCEDURE FOR NAMING PUBLIC BUILDINGS, PUBLIC PARKS, AND PUBLIC FACILITIES.

- (1) Notice by posting. Upon a determination that a Public Building, Public Park, or Public Facility is available to be named, the City Manager shall advise (i) the Naming Committee (defined in Article 3 herein), and (ii) the Superintendent or Director of the department responsible for the Public Building, Public Park, or Public Facility to be named. The Superintendent or Director shall post a notice on or about the Public Building, Public Park, or Public Facility to be named for at least thirty (30) days. The notice shall include the following:
 - (a) A statement that names may be submitted and the procedure for doing so.
 - (b) The date by which proposals must be submitted.
 - (c) A description of the information that shall be included in the proposal, including the name and telephone number of the individual to be contacted in regard to the proposal and a statement that all proposals shall include a petition satisfying the following criteria:
 - (i) The petition shall include a statement setting forth the rationale and basis for petitioner's support of the proposed name.

(ii) The petition shall contain a description and/or map depiction of the boundaries of the Public Building, Public Park, or Public Facility to be named.

(iii) The petition shall be signed by at least one hundred (100) individuals, and shall include the name, address, and telephone number of each individual. The petition may only be signed by individuals residing in the City.

(d) A statement that additional information may be obtained from the City Clerk, accompanied by the City Clerk's physical address and telephone number.

- (2) Submission of proposals to Naming Committee. All proposals received in response to a notice, and proposals received from the Mayor or a Council Member (which shall not be subject to the petition requirements set forth in § 5-1(1)(c) herein), shall be submitted to the Naming Committee.
- (3) Naming Committee action. The Naming Committee shall notify the contact person for each proposal of the date, time, and location of the Naming Committee meeting at which the naming of the Public Building, Public Park, or Public Facility shall be considered. At said meeting, the Naming Committee shall select at least three qualified proposals from those submitted, or the total number of qualified proposals submitted if three or less, for recommendation to the City Council. The Naming Committee shall not recommend a proposed name to the City Council unless the criteria set forth in Article 4 herein are met. An affirmative vote of a majority of a quorum of the Naming Committee is necessary for recommendation of the proposed names to the City Council.
- (4) Naming Policy. Upon selection of a proposed name for recommendation to the City Council, the Naming Committee shall request a resolution for the naming or renaming of the Public Building, Public Park, or Public Facility (the "Naming Resolution"). The Naming Resolution shall thereafter be sent to the City Council and public comment shall be considered prior to any vote.

ARTICLE 6. SPECIALIZED PROCEDURE FOR CITIZEN-INITIATED PROPOSALS.

The following specialized procedure shall apply to proposals to name or rename a Public Building, Public Park, or Public Facility that are initiated by a resident individual or entity:

- (1) Petitioner's Process. Any resident individual or entity seeking to name or rename a Public Building, Public Park, or Public Facility must compile a petition and make a presentation to the Naming Committee. The petitioner should refer to Article 4 of this policy to ensure that the request meets the criteria for proposed names. Details of the process shall include:
 - (a) Written notification of the proposal to the Naming Committee. Such written notification shall include a concise statement (*e.g.*, two or three sentences) setting forth the rationale and basis for the petitioner's support of the proposed name. This concise statement shall be included in a petition form to be prepared by the City Clerk. The petition form shall become available via U.S. mail, e-mail, or personal retrieval at the following address:

City Clerk
City of Trinidad
135 North Animas Street
P.O. Box 880
Trinidad, CO 81082
(719) 846-9843

(b) A formal filing of the petitions with the City Clerk at the above address as soon as necessary signatures have been gathered. The following criteria for the petition must be met:

(i) The petition shall include a concise statement setting forth the rationale and basis for petitioner's support of the proposed name.

(ii) The petition shall contain a description and/or map depiction of the boundaries of the Public Building, Public Park, or Public Facility to be named.

(iii) The petition shall be signed by at least one hundred (100) individuals, and shall include the name, address, and telephone number of each individual. The petition may only be signed by individuals residing in the City.

(vi) The petitioner shall file the petition with the City Clerk within ninety (90) days of receipt of the forms, unless the City Manager grants in writing additional time for submitting the completed petition.

(c) A formal request to the City Manager that the proposal be placed on the agenda for the next possible Naming Committee meeting.

(d) A formal presentation to the Naming Committee of the naming or renaming proposal.

(2) Naming Committee action. Within forty-five (45) days after a completed petition is filed, the Naming Committee shall determine whether or not to recommend the proposed new name to the City Council. The Naming Committee shall not recommend a proposed name to the City Council unless the criteria set forth in Article 4 herein are met. An affirmative vote of a majority of a quorum of the Naming Committee is necessary to recommend approval of a new name.

(3) Notice by posting. If the Naming Committee approves a proposal, the Naming Committee shall advise (i) the City Manager and (ii) the Superintendent or Director of the department responsible for the Public Building, Public Park, or Public Facility to be named or renamed. The Superintendent or Director shall post a notice on or about the Public Building, Public Park, or Public Facility to be named or renamed for at least thirty (30) days. The notice shall advise the public of the proposed new name, and the date, time, and location of the City Council meetings at which the naming or renaming of the Public Building, Public Park, or Public Facility shall be considered.

(4) Naming Policy. If the Naming Committee approves a proposal, the Naming Committee shall also request a resolution for the naming or renaming of the Public Building, Public Park, or Public Facility (the "Naming Resolution"). The Naming Resolution shall thereafter be sent to the City Council for introduction ("First Reading") and a vote ("Second Reading"). However, in no event shall the Second Reading occur prior to the thirty (30) day notice requirement set forth in

Paragraph (3). Additionally, in accordance with § 5.6(d) of the City's Home Rule Charter, a public hearing shall be held prior to any vote. The petitioner shall be responsible for coordinating speakers for the public hearing.

ARTICLE 7. SPECIALIZED PROCEDURE FOR PROPOSALS ASSOCIATED WITH SUBSTANTIAL DONATIONS.

The following procedure shall apply to proposals to name or rename a Public Building, Public Park, or Public Facility that are associated with a Substantial Donation:

- (1) City Manager's proposal. The City Manager shall submit a proposal to the Naming Committee for the naming or renaming of any Public Building, Public Park, or Public Facility that is associated with a Substantial Donation to the City. A petition process is not necessary.
- (2) Naming Committee action. Within forty-five (45) days of receipt of the City Manager's proposal, the Naming Committee shall determine whether or not to recommend the proposed new name to the City Council. The Naming Committee shall not recommend a proposed name to the City Council unless the criteria set forth in Article 4 herein are met. An affirmative vote of a majority of a quorum of the Naming Committee is necessary to recommend approval of a new name.
- (3) Notice by posting. If the Naming Committee approves the City Manager's proposal, the Naming Committee shall advise (i) the City Manager and (ii) the Superintendent or Director of the department responsible for the Public Building, Public Park, or Public Facility to be named or renamed. The Superintendent or Director shall post a notice on or about the Public Building, Public Park, or Public Facility to be named or renamed for at least thirty (30) days. The notice shall advise the public of the proposed new name, and the date, time, and location of the City Council meetings at which the naming or renaming of the Public Building, Public Park, or Public Facility shall be considered.
- (4) Naming Policy. If the Naming Committee approves the City Manager's proposal, the Naming Committee shall also request a resolution for the naming or renaming of the Public Building, Public Park, or Public Facility (the "Naming Resolution"). The Naming Resolution shall thereafter be sent to the City Council for introduction ("First Reading") and a vote ("Second Reading"). However, in no event shall the Second Reading occur prior to the thirty (30) day notice requirement set forth in Paragraph (3). Additionally, in accordance with § 5.6(d) of the City's Home Rule Charter, a public hearing shall be held prior to any vote.

ARTICLE 8. SAMPLE PETITION TO THE NAMING COMMITTEE

In accordance with the procedure established by the City Council of the City of Trinidad, Colorado, the undersigned hereby petition the Naming Committee to recommend the naming of the park bounded by Topeka Avenue to the north, Kansas Avenue to the south, Rosita Avenue to the east, and San Pedro Street to the west "KIT CARSON PARK". In support of this petition, each of the undersigned affirms and states:

- (1) That he/she resides in the City of Trinidad (at time of signature).
- (2) That the reasons for the proposed name are as follows:

"In honor of Christopher Houston Carson, a legend of the West and a prominent figure in the history of the Santa Fe Trail and the Purgatoire River valley. The park will be an enduring tribute to his pioneering spirit."

- (3) That there is community support for the proposed name as illustrated by the signatures below.

Sample Petition

#	NAME	ADDRESS	TELEPHONE NO.	DATE
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				

Circulated by: _____ Page 1 of X

This **Policy for Naming Public Property** has been duly adopted in accordance with § 5.2 of the Home Rule Charter for the City of Trinidad, Colorado.

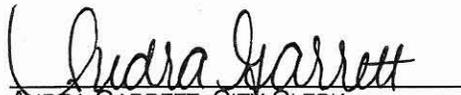
This **Policy for Naming Public Property** is effective this 16th day of July, 2013.

A copy of this **Policy for Naming Public Property** shall remain on file with the City Clerk and shall be available for public inspection.

APPROVED AND ADOPTED:


BERNADETTE BACA GONZALEZ, MAYOR

ATTEST:


ANDRA GARRETT, CITY CLERK



CITY of TRINIDAD

P. O. Box 880
TRINIDAD, COLORADO 81082
TELEPHONE (719) 846-9843
FAX NO. (719) 846-4140

May 28, 2014

Tom Acre, City Manager
City of Trinidad
135 N. Animas Street
Trinidad, CO 81082

Dear Mr. Acre:

The foregoing citizens of Trinidad hereby request that you refer the attached Petition for the Naming of Public Property for the proposed naming of the North Lake Dam in honor of James A. Fernandez to the Naming Committee for their consideration at the first possible meeting of same, pursuant to Article 6, 1(c) of the Policy for Naming of Public Property.

Respectfully,

Joseph A. Reorda
Mayor

attachment

PETITION FOR THE NAMING OF PUBLIC PROPERTY

In accordance with the procedure established by the City Council of the City of Trinidad, Colorado, the undersigned hereby petition the Naming Committee to recommend the naming of the North Lake Dam as the James A. Fernandez North Lake Dam. In support of this petition, each of the undersigned affirms and states:

- (1) That he/she resides in the City of Trinidad (at time of signature).
- (2) That the reasons for the proposed name are as follows:

103

"In honor of James A. Fernandez, a dedicated employee of the City of Trinidad for 40 years who retired as Utilities Superintendent in 2013. The North Lake Dam will be an enduring tribute to his devotion to the community served by this precious commodity that the dam serves to protect."

- (3) That there is community support for the proposed name as illustrated by the signatures below.

#	NAME	ADDRESS	TELEPHONE NO.	DATE
1	Tricia Vigil	715 W. 2nd #3 Trinidad	719-859-0812	5/13/14
2	JEFF MONARCO	1001 VICTORIA Sq	303 898 7391	5/13/14
3	Flora Pachell	226 GLEN ST	719-846-8528	5/13/14
4	Anita Arias	316 ALTA ST.	719-859-3702	5/13/14
5	KAYE L. HAYCOCK	420 W. TOPEKA AVE	719-846-2603	5/13/14
6	OLGA Reonda	415 W. TOPEKA ave	719-846-6918	5/13/14
7	Charles D. Culver	427 W. TOPEKA ave	719-989-7232	5/13/2014
8	RAYMOND F. BARELA	910 STONEWALL AVE	719 859 6033	5/14/2014
9	MARY MITCHELL	817 Smith Ave	719-846-3557	5/14/2014
10	BLAINE ROEDER	501 CORUNDA RD	303-550-0857	5/14/14
11	Carol Blatnick-Darras	317 E Baca	719-859-5636	5/14/14
12	Jim Cuccia	836 S TONEWALL	719-680-1863	5/14/14
X	Karen L Wolf	PO Box 654, 81082	303-543-8688	5/14/14
14	Marta Fitzgerald	728 Tillotson	719 859 1599	5/14/14
15	Bob Compton	781 W. KANSAS	719-846-3878	5/15/14
16	Jennifer Wardig	818 W. Baca St.	503 729 1750	5/15/14
17	PATRICK ARAGON	1403 San Juan	680-3113	5/14/14
X	Kara Ferguson	POB 842 81082	859-0814	5/14/14

Circulated by: Joe Reonda

#	NAME	ADDRESS	TELEPHONE NO.	DATE
18	Will Dunihoo	P.O. Box 281	846-6317	5-14-14
20	Jeremy Cook	109 E. Gooding	719-845-7870	5-14-14
21	Lydia Garcia	424 W. 2 nd St.	719-846-2049	5/14/14
22	Yvonne Wilson	424 W. 2 nd St.	719-846-2049	5/14/14
23	Michael Garcia	424 W. 2 nd St.	719-846-2049	5/14/14
24	Albert Garcia	201 Denver St	719-846-8585	5/14/14
25	Roberta Candova	202 E. 64th St	719-846-7721	5-14-14
26	Saul Candova	202 East 64th St	719-846-7721	5-14-14
27	JAMES Chongway	P.O. Box 35	719-859-5906	5-14-14
28	Victoria Eyles	108 E. 6th St.	719-859-6955	5-14-14
29	Theresa Perry	612 Chestnut	719-846-8380	5-14-14
30	Jinda Perry	612 Chestnut St	719-846-8380	5-14-14
31	Man A. Vigil	1017 Garfield	719-846-0535	5/14/14
32	Gene Holder	224 Nona	719-859-3794	5/14/14
33	NICK MATTON	57310 CR 26.1	719-251-9316	5/15/14
34	Manuel Arzobaca	1131 Robinson Ave	719-680-5156	5/15/14
35	C. Stevens	205 E. First	719-845-0902	5/15/14
36	Raggio!	417 S. Convent St.	719-845-8495	5/15/14
37	L. Rios	813 W. 1st	846-2611	5/15/14
38	Robert Skew	2007 Aquilar Dr.	719-680-4004	5/15/14
39	Justin Fetzold	1201 Western Ave	719-760-2002	5/15/14
40	Cody McCormick	1201 Western Ave	719-740-1725	5-15-14
41	Brandi Arguello	801 Nicholson Ave	719-680-3943	5-15-14
42	Theresa Arguello	801 Nicholson Ave	719-845-9598	5-15-14
43	Chris Arguello	801 Nicholson Ave	719-680-0585	5-15-14
44	Rick Corbett	319 Beech St	720-936-9576	5-15-14
45	Jody Sloth	319 Fairview Ave	719-859-6572	5-15-14
46	David Brumby	814 TASCOS	719-846-2905	5-15-14
47	Arlene Martiny	903 Park Street	719-845-4354	5-15-14

Joe Recorda

#	NAME	ADDRESS	TELEPHONE NO.	DATE
48	Paul Valenzuela	111 RAZZO	719-859-1148	5/15/14
49	Dennis [unclear]	402 PARK ST	846-4278	5/15/14
50	Ed & Lina	615 W. Kuma ^{ca}	846-2523	5/15/14
51	John [unclear]	121 Vanmejo PS	846-3578	5/15/14
52	Deana D'Amico	7300 - Colorado	846-7355	5/15/14
53	Dean Duran	1407 Atchison Ave	719-859-8362	5/15/14
54	Ron O'Connell	34930 C.R. 202	719-846-4219	5-15-14
55	Hal [unclear]	.829 Robinson Ave	719-680-4000	5-15-14
56	Steve Cunniff	2655 Aguilar Dr	719-846-0530	5-16-14
57	Dan Shea	708 Tillatson St	719-846-6008	5-16-14
58	Arsenio L. Vigil	1208 ARIZONA AVE	719-846-9843	5-16-14
59	Mark Pully	1113 Garfield Ave	719-680-9515	5-16-14
60	Gerald Duran	1115 C.R. 71.5	719-845-0413	5-16-14
61	David L. Espinoza	901 Victoria Sq.	719-846-3465	5-16-14
62	Frank Montoya Jr	1317 San Pedro	719-680-8371	5-16-14
63	Roy J. Ouma	2806 Desperado Drive	846-9822	5-16-14
64	Art A. Natividad	1041 SANTA FE TRAIL	719-680-6870	5/19/14
65	Dan [unclear]	209 GARFIELD	719-680-0042	5/19/14
66	Paul E.	4117 SMITH	719-680-0992	5-19-14
67	Ron A. Ferraro	2648 DeLAGUNA	719-859-4259	5/19/14
68	Dave Garrett	1522 S. Oak St	719-680-2527	5/20/14
69	Steve Sanz	1104 Portland Ave.	719-289-5286	5-20-14
70	Patrick Mager	1020 State St	719-845-7130	5-21-14
71	Pete Bowman	1404 Garfield	719-845-1522	5-21-14
72	MANUEL J APDACA	1131 Robinson	719-680-2994	5-21-14
73	Julia M. Marquez	1020 State St	719-859-0563	5-21-14
74	Sherry [unclear]	1211 Willow St	719-859-9885	5-21-14
75	Brendon Marquez	2377 E. MAIN ST	719-859-6435	5-21-14
76	STEVE S. VIGIL	705 Shoshone St	719-846-6898	5-21-14

#	NAME	ADDRESS	TELEPHONE NO.	DATE
77				
78				
79				
80				
81				
82				
83				
84				
85				
86				
87				
88				
89				
90				
91				
92				
93				
94				
95				
96				
97				
98				
99				
100				
101				
102				
103				
104				
105				

Circulated by: *Janet Renda*

AS

#	NAME	ADDRESS	TELEPHONE NO.	DATE
106				
107				
108				
109				
110				
111				
112				
113				
114				
115				
116				
117				
118				
119				
120				
121				
122				
123				
124				
125				
126				
127				
128				
129				
130				
131				
132				
133				
134				



PETITION FOR THE NAMING OF PUBLIC PROPERTY

In accordance with the procedure established by the City Council of the City of Trinidad, Colorado, the undersigned hereby petition the Naming Committee to recommend the naming of the North Lake Dam as the James A. Fernandez North Lake Dam. In support of this petition, each of the undersigned affirms and states:

- (1) That he/she resides in the City of Trinidad (at time of signature).
- (2) That the reasons for the proposed name are as follows:

"In honor of James A. Fernandez, a dedicated employee of the City of Trinidad for 40 years who retired as Utilities Superintendent in 2013. The North Lake Dam will be an enduring tribute to his devotion to the community served by this precious commodity that the dam serves to protect."

- (3) That there is community support for the proposed name as illustrated by the signatures below.

#	NAME	ADDRESS	TELEPHONE NO.	DATE
1	Joe Bonato	309 GARRETT Drive	846-4948	5/13/14
2	Luz Torres	1105 Alta St	846-4807	5/13/14
3	Michelle Miles	219 S. Ash St.	404-3812	5/13/14
4	Joe Ronda	415 W. Topeka Ave	719-846-6618	5/13/14
5	Carol Newton	423 W Topeka Ave	719-406-7648	05/13/14
6	Pat Fletcher	1133 Alta	719-846-2840	5/13/14
7	Anthony MATHIE	2607 DESPERADO Dr	719-846-4398	5-13-14
8	Les Doms	802 Shoshone St.	6-2032	5-13-14
9	Tom Acker	317 S. Maple	719-846-6060 719-7294	5-13-14
10	Tara Marshall	402 W. Main St.	719-680-7238	5/13/14
11	Linda Vigil	1017 Garfield Ave	719-846-0585	5/13/14
12	Charlene Sakariason	625 Park St	719-846-2042	5/13/14
13	KATHLEEN FALSERO	1118 ATCHISON	719-846-4862	5/13/14
14	JANICE SHEW	2616 ESPINOZA	719-846-8402	5/13/14
15	Charles Banning	613 N. Linden	719-846-7040	5/13/14
16	Lynn Galt	237 Waverly Ave	719-680-8134	5-13-14
17	Quita Wilson	2657 Aguilar Dr	719-846-2458	5-13-14
18	Bernadette Salas	237 Waverly	719-680-4066	5-13-14

Circulated by: Joe Ronda

36
29

65-670

18

#	NAME	ADDRESS	TELEPHONE NO.	DATE
48	Michael Marquez	1020 Statz St	719-859-0797	5-22-14
49	Rosey Gardner	711 Baltimore	719-859-0798	5-22-14
50	JOHN GARDUÑO	1563 BUCHISON AVE	719-680-1277	5-27-14
51	Betty h. Blasi	513 S. Spruce	719-846-7605	5-27-14
52	Joseph Velasquez	202 W. TOPEKA Ave	719-680-4017	5-27-14
53	^{Barbara} BARBARA J. Neal	822 WESTERN AV	719-846-2945	5-27-14
54	Loyola ^{Lite} Lopez	319 S. Ash St	719-846-4380	5-27-2014
55	Hebra Ruiz	116 Radio Dr	846-7581	5-27-14
56	Elizabeth Harlem	107 Radio Dr	846-0531	5/27/14
57	Mary Garcia	1523 Stonevale	846-0993	5/27/14
58	David Jay	11819 San Pedro	325-325-6585	5-27-14
59				
60				
61				
62				
63				
64				
65				
66				
67				
68				
69				
70				
71				
72				
73				
74				
75				
76				

Circulated by: San Dan Mard

#	NAME	ADDRESS	TELEPHONE NO.	DATE
77	Jennifer Jackson	1017 State St. Tdad	719-680-4115	May 15, 2014
78	Audra Garrett	1522 S. Oak St. Trinidad	719-680-1041	5/13/14
79	Kim Marquez	315 State St.	719-859-5178	5/15/14
80	John E. Mancin	2654 Espinoza - Trinidad	719-846-4084	5-15-14
81	Den Spahr	203 CORUNDUM RD	719-846-4126	5-23-14
82				
83				
84				
85				
86				
87				
88				
89				
90				
91				
92				
93				
94				
95				
96				
97				
98				
99				
100				
101				
102				
103				
104				
105				

Circulated by: Audra Garrett