PARK COUNTY BOARD OF COMMISSIONERS WORK SESSION TUESDAY, JANUARY 25, 2022 9:00 AM ADMINISTRATIVE SESSION

Video

To join the meeting, click on the link below or copy and paste into your preferred web browser: https://zoom.us/j/632627219?
pwd=Q2gvUVEwd0JuQ0R3TE9qWE9LTk9kQT09

Audio

Upon joining the meeting, you will have the option to use either your computer mic and speakers for audio interaction, or participate by phone. If you are not using your computer speakers and mic to interact in the meeting, you may use the dial- option below:

Dial by your location (669) 900-6833 US (Western US) (929) 205-6099 US (Eastern US)

Meeting ID: 632 627 219

Password: 04408

* At the start of the meeting enter your name when prompted *

9:00 AM ADMINISTRATIVE SESSION (OPEN)

. DISCUSSION RELATED TO 2021 HUTF ROAD MILEAGE CERTIFICATION TO CDOT

Documents:

2021 HUTF SignatureSheet.pdf HUTF 2021 AttributeChanges.pdf

DISCUSSION RELATED TO CDOT PROJECT FAIRPLAY/ALMA ADA CURB RAMPS CONSTRUCTION ON SH 9

Documents:

Park County CDOT Project 24253.pdf

. DISCUSSION RELATED TO SPNHA LETTER OF SUPPORT FOR 2022

Documents:

SPHNA Letter of Support for 2022.pdf

. DISCUSSION RELATED TO SPNHA BOARD LETTERS OF INTEREST

The purpose of a work session is to provide for a free and open dialogue. Discussions are not limited to those items being on the agenda. NOTE: This WORK SESSION agenda may be modified with items either being added or deleted. Please check Website "parkco.us" for most updated agendas. If you need further information, please contact the BOCC (Board of County Commissioners) office at 719-836-4201.



Colorado Department of Transportation

Park Co Signature Sheet

FIPS Code: 093

327.990 miles of arterial streets			
1271.485 miles of local streets			
1599.475 total miles of H.U.T. eligible streets			
251.860 miles of non H.U.T. eligible streets -	Maintained by others		
88.830 miles of non H.U.T. eligible streets -	Not maintained		
This mileage is the certified total as of December	er 31, 2021		
I declare under penalty of perjury in the second applicable state or federal laws, that the stat document are true and complete to the best of r	ements made on this	The Colorado Department of Transportation can conta person with questions regarding this report:	act the followi
Commissioner	Date	Name	Pho
Commissioner	Date	Submit this signed copy with your annual mileage the Colorado Department of Transportation.	
Commissioner	Date		
Commissioner	Date		
Commissioner	Date		
We are required to inform you that a penalty of required persuant to section 18-8-503 C.R.S. removal of requirements that certain forms be not section.	2005, concerning the		

Attribute Changes Report for: Park Co

FIPS Code: 093 All Segments

			0	The Cogmonto		
Route	Route Name	Seg ID				
	Column		Old Value	New Value	UserName	Timestamp
32	32 LENGTH	100	3.14	0.890	GKasparek	1/11/2022 2:30:02 PM
32	32 LENGTH	200	0.55	2.800	GKasparek	1/11/2022 2:29:10 PM
EV6	VALLEY CIR ROUTENAMI	100 <u>=</u>	MILLER LN	VALLEY CIR	GKasparek	1/11/2022 2:50:08 PM
HR10	SIOUAN TR ROUTENAMI	1 00	SANTEE TR	SIOUAN TR	GKasparek	1/11/2022 2:06:54 PM
VS36	MORRELL CT ADMINCLAS	100 S	2	9	GKasparek	1/11/2022 2:08:17 PM



Region 2 5615 Wills Boulevard Pueblo, CO 81008

Project No: STM 0091-046

Location: SH 9 Project Code: 24253

Parcel: PE-2, PE-2A & COA-2

January 10, 2022

Park County Attn: Richard Elsner, Chairman PO Box 636 Fairplay, CO 80440

Re: CDOT Project Fairplay/Alma ADA Curb Ramps Construction SH 9

Dear Property Owner,

In Spring/Summer of 2022, the Colorado Department of Transportation ("CDOT") will begin a project to reconstruct ADA Curb Ramps along portions of the existing curb, gutter and sidewalk ("improvements") SH 9 in the Town of Fairplay/Alma, to bring pedestrian facilities into compliance with the federal accessibility requirements. A portion of the Improvements will be located on your property 418 Main St., in the Town of Fairplay, and CDOT needs to acquire Permanent Easements and a Construction Occupancy Area ("Easements") for the improvements.

Although the Improvements benefit both your property and the general public, CDOT is offering you the sum of **One Thousand Five Hundred and 00/100 Dollars (\$1,500.00)** for the Easements. Should you agree to accept the offer of **\$1,500.00**, CDOT requests that you waive certain rights described in the enclosed documents. Please note that only the property owner may grant CDOT the proposed Easement. Also please note that this process is completely voluntary.

The enclosed documents include an <u>Agreement for Permanent Easement</u> and <u>Construction Occupancy Area</u> which includes a waiver and consent, a <u>Permanent Easement</u>, and a Federal Form W-9 which is required for CDOT to issue payment. A Statement of Authority is required for entities such as corporations and limited liability companies and is also enclosed if applicable. Please carefully read the documents, particularly Exhibit A which illustrates and describes the location of the Easement. If you find the enclosed documents to be acceptable, please sign where indicated on the <u>Agreement for Permanent Easement and Construction Occupancy Area</u>, the <u>Permanent Easement</u>, and complete and sign the Federal Form W-9. Please note the <u>Permanent Easement must be signed in the presence of a Notary Public.</u>



You may return the executed documents to CDOT in the enclosed return envelope. Within a few weeks of CDOT's receipt of the signed documents, you will receive payment in the mail. If you are not the owner of this property, are unwilling to accept the proposal, or have any questions, please contact Kim Cordero at 719-546-5705 or at kimberlynn.cordero@state.co.us. Note that this offer is open for 30 days and if not accepted, will be withdrawn at 5:00 pm on February 10, 2022.

Compensation may be waived by the legal owner of the property and donated to CDOT. Should you desire to do so, please simply "XX" out the terms set forth in Paragraph 4 of the Agreement for Permanent Easement and Construction Occupancy Area, write the word "Donation" at the end of Paragraph 4, and place your initials next to the word Donation. Then please sign, date, and insert your phone number in the blanks under, OWNER.

Thank you for your time and timely response. As indicated above, if you have any questions or concerns, please call 719-546-5705 or email kimberlynn.cordero@state.co.us.

Sincerely

Kim Cordero

Real Estate Specialist

Enclosures:

Agreement for Permanent Easement and Construction Occupancy Area (signature required)

Permanent Easement Agreement with Exhibit A (signature and notary required)

Federal Form W-9

Return envelope to CDOT



AGREEMENT FOR PERMANENT EASEMENTS AND CONSTRUCTION OCCUPANCY AREA

RECITALS

- A. The Colorado Department of Transportation (CDOT) is reconstructing curb, gutter and sidewalk improvements ("Improvements") to meet Federal Americans with Disability Act (ADA) requirements. As illustrated on the attached Exhibit "A", a portion of the Improvements will be located on public right of way (ROW) and a portion will be located on private property. CDOT requires Permanent Easements AND Construction Occupancy Area for the portion of the Improvements that will be located on private property ("Permanent Easement and Construction Occupancy Area").
- B. Landowners have certain rights when CDOT needs to acquire Permanent Easements and Construction Occupancy Area to construct and maintain the Improvements. CDOT is offering to pay Park County Building Authority ("Owner"), the sum of One Thousand Five Hundred and 00/100 Dollars (\$1,500.00) as consideration for a waiver of those rights. Be advised that as an incentive the Owner, the sum of \$1,500.00 is more than CDOT's estimate of the fair market value of the Permanent Easements and Construction Occupancy Area.
- C. Owner has agreed to accept the sum of \$1,500.00 as full and complete compensation for conveyance of the Permanent Easements and Construction Occupancy Area and as consideration of the waiver of these rights. This Agreement defines CDOT's and the Owner's rights and responsibilities for this arrangement.

AGREEMENT

NOW, THEREFORE, in consideration of the recitals, promises, and covenants contained in this Agreement and for good and valuable consideration, the receipt of which is hereby acknowledge, Owner and CDOT agree to the following terms and conditions.

1. EXECUTION OF PERMANENT EASEMENT AGREEMENT

Owner will execute and deliver to CDOT this Agreement and the accompanying Permanent Easements. When such documents are executed and delivered, CDOT shall then pay the Owner the sum of \$1,500.00. This Agreement is not made under the threat of eminent domain, because execution and delivery of such documents is voluntary. At the time of this offer, and for the duration of the offer until it is accepted and finalized or revoked, CDOT does not intend to use eminent domain for the property interests that are the subject of this Agreement.

2. GRANT OF RIGHTS TO USE CONSTRUCTION OCCUPANY AREA

Owner will execute and deliver to CDOT this Agreement and the accompanying Construction Occupancy Area. When such documents are executed and delivered, CDOT shall then pay the Owner the sum of \$1,500.00. This Agreement is not made under the threat of eminent domain, because execution and delivery of such documents is voluntary. At the time of this offer, and for the duration of the offer until it is accepted and finalized or revoked, CDOT does not intend to use eminent domain for the property interests that are the subject of this Agreement.

3. OWNER'S WAIVER OF LEGAL RIGHTS

Owner understands that it has the right to a property acquisition process that includes Owner's right to contest or negotiate the compensation offered, which compensation is above the estimated fair market value of the Permanent Easements and Construction Occupancy Area. These rights arise from federal and

state constitutions, statues, and regulations. Owner understands that they are entitled to consult an attorney to be advised of these legal rights. Owner hereby voluntarily waives all legal rights it may have with a full understanding of those rights, and voluntarily agrees to sign this Agreement and accept the sum of \$1,500.00 in lieu of such rights.

4. CONSIDERATION - PAYMENT

The consideration for this agreement is One Thousand Five Hundred and 00/100 Dollars (\$1,500.00), plus the waiver of legal rights as set forth in paragraph 3 above. This Agreement shall be valid and enforceable upon Owner's execution and delivery to CDOT of this Agreement, the Permanent Easements and Construction Occupancy Area, and CDOT's tender of \$1,500.00 to Owner.

5. AGREED USES

This Agreement authorizes CDOT, its employees and contractors to enter the Permanent Easements and Construction Occupancy Area for:

- Removal of existing portion of the Sidewalk required to allow for construction of the Sidewalk improvements.
- Construction of the Sidewalk, including future maintenance of said improvements.

All removal and construction shall be at CDOT's cost. The uses for the Permanent Easements and Construction Occupancy Area are defined in the accompanying Permanent Easements and Construction Occupancy Area.

6. TERM OF AGREEMENT

CDOT's rights for the Permanent Easements and Construction Occupancy Area are perpetual after Owner's execution and CDOT's delivery of payment.

7. SPECIAL CONDITIONS

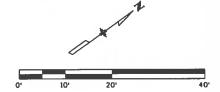
CDOT shall not materially interfere with the operations of any users of or tenants on the Owner's Property or with the use of property adjacent to the Permanent Easement Areas and Construction Occupancy Area, other users, invitees, or tenants thereof, except during time of construction activity and concrete curing.

In the event CDOT's project impacts or disturbs any of the Owner's private improvements, CDOT shall repair and restore any such disturbed areas to a condition reasonably approximate to or better than the condition that existed prior to CDOT's entry to construct the project.

Park County	COLORADO DEPARTMENT OF TRANSPORTAION
Du Diebond Flower Chairman of the Dougl	Ву:
By: Richard Elsner, Chairman of the Board of County Commissioners	Name: Amber Billings
	Title: Region 2 ROW Manager
	Date:

PE-I 009C_065.323_CAA

A Permanent Easement (PE-I), containing 121.0 square feet, more or less, for construction and maintenance of ADA ramps and associated appurtenances, being a portion of the Lot described as the northwesterly 35 feet of Lot 15, all of Lot 16 except 0.001 acres described in Reception 599238, Block 05, Fairplay; beginning at the North point of said Lot, thence 14.07 feet along the Northwest line of said Lot, thence 6.92 Southeast, thence 14.23 Northeast, thence 4.93 feet Southeost, thence 3.26' to the Northeost line of said Lot, thence Northwest along the Northeast line of said Lot to the Point of Beginning; lying in the Northeast Quarter of Section 33, Township 9 South, Ronge 77 West of the 6th P.M.

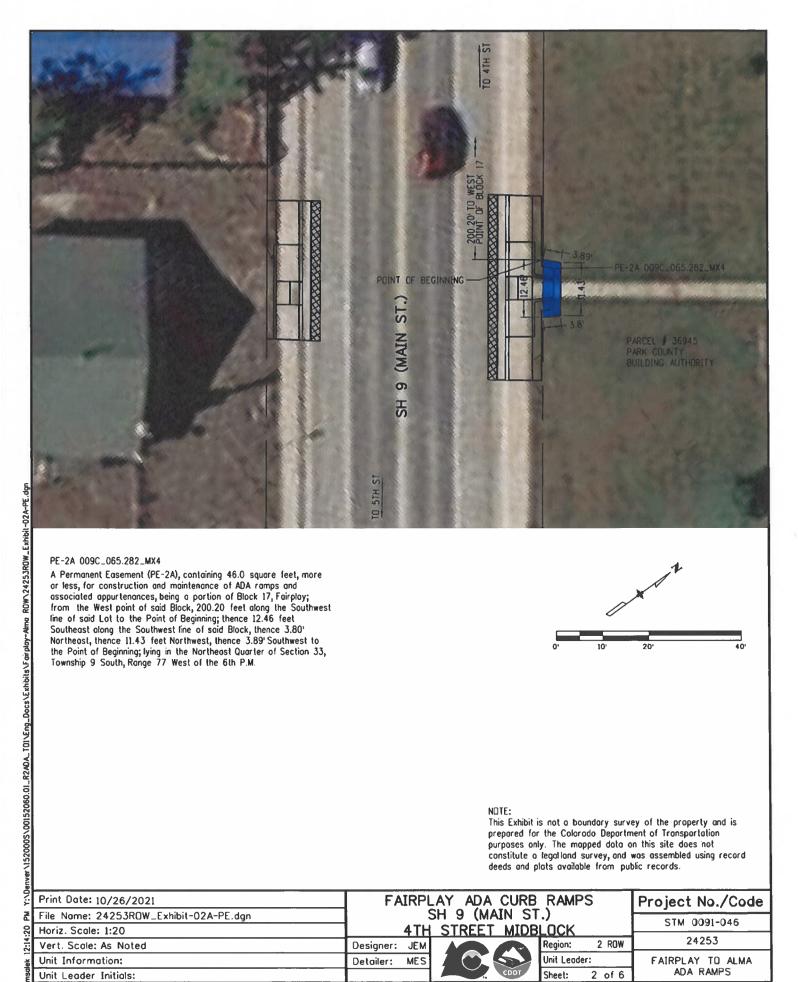


PE-2 009C_065.323_CDR

A Permanent Easement (PE-2), containing 173.0 square feet, more or less, for construction and maintenance of ADA ramps and associated appurtenances, being a partion of Block 17, Fairplay; beginning at the West point of said Block, thence 12.57 feet along the Southeast line of said Block, thence 11.48 feet Northeast, thence 17.34 feet Northwest to the Northwest line of said Block, thence Southwest along the Northwest line of said Block to the Point of Beginning; lying in the Northeast Quarter of Section 33, Township 9 South, Range 77 West of the 6th P.M.

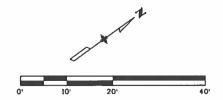
This Exhibit is not a boundary survey of the property and is prepared for the Colorado Department of Transportation purposes only. The mapped data on this site does not constitute a legatland survey, and was assembled using record deeds and plats available from public records.

Print Date: 10/26/2021		FAIRPLAY ADA CURB RAMPS 4TH STREET & SH 9 (MAIN ST.)		
File Name: 24253ROW_Exhibit-01-02-PE.dgn	41H 51K	EEI & SH 9 ((MAIN 21.)	STM 0091-046
Horiz. Scole: 1:20 Vert. Scole: As Noted	Designer: JEM	100	Region: 2 ROW	24253
Unit Information:	Detailer: MES		Unit Leader:	FAIRPLAY TO ALMA
Unit Leader Initials:	Sheet:		Sheet: 1 of 6	ADA RAMPS



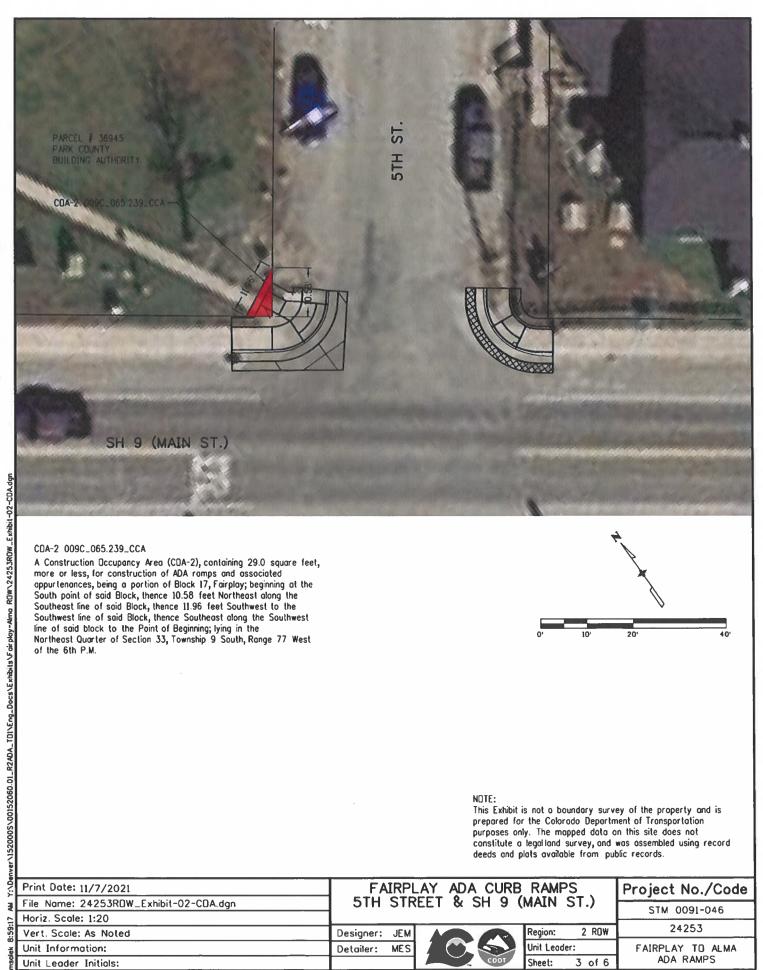
PE-2A 009C_065.282_MX4

A Permanent Easement (PE-2A), containing 46.0 square feet, more or less, for construction and maintenance of ADA ramps and associated appurtenances, being a portion of Block 17, Fairplay; from the West point of said Block, 200.20 feet along the Southwest line of said Lot to the Point of Beginning; thence 12.46 feet Southeast along the Southwest line of said Block, thence 3.80' Northeast, thence 11.43 feet Northwest, thence 3.89' Southwest to the Point of Beginning; lying in the Northeast Quarter of Section 33 the Point of Beginning; lying in the Northeast Quarter of Section 33, Township 9 South, Range 77 West of the 6th P.M.



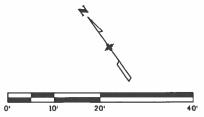
This Exhibit is not a boundary survey of the property and is prepared for the Colorado Department of Transportation purposes only. The mapped data on this site does not constitute a legal land survey, and was assembled using record deeds and plats available from public records.

?[Print Date: 10/26/2021	FAIRPLAY ADA CURB RAMPS			Project No./Code	
Ī	File Nome: 24253ROW_Exhibit-02A-PE.dgn		SH 9 (MAIN ST	·.)		STM 0091-046
2	Horiz. Scale: 1:20	4TH	STREET MIDB	LOCK		
<u>*</u> [Vert. Scole: As Noted	Designer: JEM	100	Region:	2 ROW	24253
ž	Unit Information:	Detailer: MES		Unit Leader:		FAIRPLAY TO ALMA
8 [Unit Leader Initials:		CDOT	Sheet:	2 of 6	ADA RAMPS



CDA-2 009C_065.239_CCA

A Construction Occupancy Area (COA-2), containing 29.0 square feet, more or less, for construction of ADA ramps and associated appurtenances, being a portion of Block 17, Fairplay; beginning at the South point of said Block, thence 10.58 feet Northeast along the Southwest line of said Block, thence 11.96 feet Southwest to the Southwest line of said Block, thence Southeast along the Southwest line of said block to the Point of Beginning; lying in the Northeast Quarter of Section 33, Township 9 South, Range 77 West of the 6th P.M.



This Exhibit is not a boundary survey of the property and is prepared for the Colorado Department of Transportation purposes only. The mapped data on this site does not constitute a legal land survey, and was assembled using record deeds and plats available from public records.

Š	Print Date: 11/7/2021	FAIRPLAY ADA CURB RAMPS 5TH STREET & SH 9 (MAIN ST.)		Project No./Code	
	File Name: 24253RDW_Exhibit-02-CDA.dgn	5TH STR	EET & SH 9 (MAIN SI.)	STM 0091-046
밁	Horiz. Scole: 1:20				24257
ဒ္ဗါ	Horiz. Scale: 1:20 Vert. Scale: As Noted	Designer: JEM		Region: 2 ROW	24253
픙	Unit Information:	Detailer: MES	Detailer: MES Unit Leader:		FAIRPLAY TO ALMA
BSE	Unit Leader Initials:		CDOT	Sheet: 3 of 6	ADA RAMPS

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Park County of Park County, State of Colorado, Grantor, for and in consideration of the sum of ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$1,500.00), and other valuable consideration, in hand paid by

DEPARTMENT OF TRANSPORTATION, STATE OF COLORADO, Grantee, receipt of
which is hereby acknowledged, has given and granted and by these presents does hereby give
and grant unto the said Grantee, its heirs, successors, and assigns a PERPETUAL EASEMENT
on, along, over and across the following described premises, for the construction and
maintenance of roadway improvements to-wit:
See Attached Exhibits for:
Project Number: STM 0091-046 Parcel Number: PE-2 and PE-2A Project Code: 24253
Signed thisday of, 2022
Park County
By: Richard Elsner, Chairman of the Board of County Commissioners
STATE OF COLORADO ss.
The foregoing instrument was acknowledged before me thisday of, 2022 by Richard Elsner, Chairman of the Board of County Commissioners
Witness my hand and official seal. My Commission Expires
Notary Public

Substitute Form W-9

State of Colorado

REQUEST FOR TAXPAYER IDENTIFICATION NUMBER (TIN) VERIFICATION

gency Use Only: /endor #:	
-endor #	
stablished Date:	
approved By:	

Do NOT send to IRS Purpose: Used to establish or update a vendor account with the Colorado Department of Transportation (CDOT). International individuals or entities should instead complete the appropriate W-8 form. **PRINT OR TYPE** Contact Information To be completed by CDOT personnel prior to sending to vendor. Requester Name: Kim Cordero Email Address: kimberlynn.cordero@state.co.us Requesting Office: CDOT 5615 Wills Blvd, Pueblo, CO 81008 Phone: (719) 546-5705 **Vendor Name and Information** Legal Name **DBA** (Business) Name, if different: (as shown on tax return): Line 1: Legal Mailing Address Line 2: City, State, Zip: Check Box if interested in electronic payment. **Method to Receive Orders:** ☐ Email (Electronic transmittal of PO requires completion of the email address section below.) different than Lega Ordering Address, Line 1: Line 2: City, State, Zip: Phone: Email Address: (If multiple emails, contact Purchasing Office at 303-757-9236) Line 1: Remit To Address, if different than Legal Line 2: City, State, Zip: Phone: Check legal entity type and enter 9 digit Taxpayer Identification Number (TIN) below: Do Not enter an SSN or EIN that was not assigned to the legal name entered above (SSN = Social Security Number EIN = Employer Identification Number) Individual (NOTE: If no nam (Individual's SSN) e is circled on a Joint Account when there is more than one name, the number will be considered to be that of the first name listed.) Sole Proprietorship (Owner's SSN or Business EIN) (NOTE: Enter both the owner's SSN and the business EIN (if you are require to have one) SSN EIN ☐ Partnership ☐ Limited □ General (Partnership's EIN) Estate/Trust (NOTE: Do not furnish the identification number of the personal representative or trustee unless the legal entity itself is not designated in the account title. List and circle the name of the legal trust, estate, or pension trust.) (Legal Entity's EIN) Other > (Entity's EIN) Limited Liability Company, Joint Venture, Club, etc. Corporation Do you provide legal or medical services? ☐ Yes ☐ No (Corp's EIN) Includes corporations providing medical billing services ☐ Government (or Government Operated) Entity (Entity's EIN) Organization Exempt from Tax (NOTE: If 'Exempt' include copy of IRS determination letter) (Org's EIN) Do you provide medical services? ☐ Yes ☐ No Under Penalties of Perjury, I certify that: The number listed on this form is my correct Taxpayer Identification Number (or I am waiting for a number to be issued to me) AND I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding (does not apply to real estate transactions, mortgage interest paid, the acquisition or abandonment of secure property, contribution to an individual retirement arrangement (IRA), and payment other than interest and dividends). CERTIFICATION INSTRUCTIONS — You must cross out item (2) above if you have been notified by the IRS that you are currently subject to backup withholding because of

under reporting interest or dividends on your tax return. (See Certification section in the Instructions document.)

NAME (Print or Type)	TITLE (Print or Type		
AUTHORIZED SIGNATURE	DATE	PHONE	

P.O. Box 1373 Fairplay, CO 80440 (719) 836-4201 (Fairplay) (719) 836-3273 (Fax) Website: www.parkco.us

COUNTY OF PARK Board of County Commissioners



January 25,2022

The Honorable Michael Bennet Cesar E. Chavez Memorial Building 1244 Speer Boulevard Denver, CO 80204 The Honorable John Hickenlooper Byron Rogers Federal Building 1961 Stout St., Ste. 12-300 Denver, CO. 80294

Dear Senators Bennet and Hickenlooper:

We, the Park County Board of County Commissioners, are writing to ask for you to support legislation to reauthorize the South Park National Heritage Area (SPNHA).

The SPNHA, *individually* authorized in 2009, has made a dramatic impact on the economy and quality of life here in Park County. Local ranchers, property owners, and preservationists have worked together to save this idyllic landscape, where nature's bounty and historic remnants blend seamlessly together.

The SPNHA has a demonstrated track record of success in preserving and protecting rural Colorado's historic and natural wonders.

- Our 8-year project to renovate the historic Paris Mill is entering a critical phase.
- On November 1, 2017, the Tarryall Rural Historic District, which encompasses over 28,000 acres stretching along CR77 from Jefferson down to U.S. Highway 24, was listed on the National Register of Historic Places.
- In 2019, SPNHA received the Stephen H. Hart Award for Historic Preservation, History Colorado's premiere recognition of archaeology and preservation projects.

SPNHA is a true partnership of local residents, local and state governments (including the State Historical Fund and the Office of Archeology and Historic Preservation) and the National Park Service. This partnership has leveraged \$3 million in federal funds with over \$5.6 million in local match, providing \$937,000 in sub-grants to worthy but fledgling non-profits—a great return on investment.

Unfortunately, the legislation that created the South Park National Heritage Area is due to sunset in 2024. Without new legislation, the SPNHA will no longer be able access financial support from the National Park Service – support that is crucial to continued existence of the SPNHA.

We realize that 2024 might appear, legislatively, far off, but circumstances create an urgency for action now. There are several avenues for reauthorization. S.1942 bipartisan legislation introduced by Senator Debbie Stabenow (D-MI) and Senator Roy Blunt (R-MO) would replace individual National Heritage Area authorizations and create National Heritage Area program legislation which would reauthorize all 55 National Areas across the nation, including the three in Colorado. However, the Senate Energy and Natural Resources Committee recently *bundled* a group of 35 individual reauthorizations facing imminent sunsets into S.3435. However, S.3435 did not address almost all of the National Heritage Areas which sunset in 2024, including all three in Colorado.

We ask that you consider introducing individual reauthorization legislation. The Alliance of National Heritage Areas has assisted SPNHA in drafting such legislation that would address this issue, a copy of which is attached. Furthermore, should S.3435 reach the Senate floor for consideration, we ask that you request an amendment to include the Colorado NHAs in that bill

We appreciate your help and look forward to working with you to help Park County and reauthorize the South Park National Heritage Area. Thank you for your time and considering our request.

Sincerely,
Richard Elsner, PARK COUNTY COMMISSIONER
RAY DOUGLAS ,PARK COUNTY COMMISSIONER
AMY MITCHELL PARK COUNTY COMMISSIONER