



Logan County Board of Commissioners
Logan County Courthouse, 315 Main Street, Sterling, Colorado
Tuesday, August 20, 2024 - 9:30 a.m.

Call to Order
Pledge of Allegiance
Revisions to Agenda
Consent Agenda

Approval of the Minutes of the August 6, 2024, meeting.

Acknowledge receipt of the Treasurer's Report for the month of July, 2024.

Acknowledge receipt of the Sheriff's Fee Report for the month of July, 2024.

Acknowledge receipt of the Clerk and Recorder's Report for the month of July, 2024.

Unfinished Business

Consideration of the approval of Resolution 2024-18 and an application granting a Special Use Permit (SUP) #240 for the construction, maintenance and operation of a Solar Energy Facility operated by Pivot Energy 54 LLC, consisting of solar modules mounted to single-axis tracking racks, associated electrical equipment including inverters, transformers, combiners, and other equipment, with total production not to exceed 4.0 megawatt (ac), located on a 23-acre parcel, more or less, leased from Robert Lingreen and Sterling Rural Fire Protection District, in the Northeast Quarter (NE1/4) of Section 31, Township 8 North, Range 52 West of the 6th Principal Meridian, Logan County, Colorado.

New Business

Consideration of the approval of an Intergovernmental Agreement between Logan County acting by and through the Logan County Clerk and Recorder and City of Sterling for administration of their respective duties concerning the conduct of the General Election to be held November 5, 2024.

Other Business

Miscellaneous Business/Announcements

The next regular meeting will be scheduled for Tuesday, September 3, 2024, at 9:30 a.m. at the Logan County Courthouse.

Executive Session as Needed
Adjournment

August 6, 2024

The Logan County Board of Commissioners met in regular session with the following members present constituting a quorum of the members thereof:

Mike Brownell	Chairman
Joseph A. McBride	Commissioner
Jerry A. Sonnenberg	Commissioner

Also present:

Alan Samber	Logan County Attorney
Rachelle Stebakken	Logan County Deputy Clerk & Recorder
Marilee Johnson	Logan County Public Information Officer
Debbie Unrein	Logan County Finance
Jerry Casebolt	Logan County Emergency Management
Rick Cullip	Logan County Buildings and Grounds
Melanie Buckler	
Emma Schell	
Caitlin Bassegio	
Jeff Rice	Journal Advocate

Chairman Brownell called the meeting to order at 9:30 a.m. and opened the meeting with the Pledge of Allegiance.

Chairman Brownell asked if there were any revisions for the agenda. Hearing none, Chairman Brownell continued with the Consent Agenda.

The Board continued with the Consent Agenda items:

- Approval of the Minutes of the July 30, 2024, meeting.
- Acknowledge receipt of the Landfill Supervisor Report for the month of July, 2024.

Commissioner Sonnenberg moved to adopt the Consent Agenda. Commissioner McBride seconded, and the motion carried 3-0.

Chairman Brownell continued with New Business:

The Board opened a public hearing to consider the approval of an application submitted by the Ignite Athletics, LLC for a Special Events Liquor License for an event to be held at the Logan County Fairgrounds, 1120 Pawnee Avenue, Sterling, Colorado on August 24, 2024.

- Melanie Buckler, volunteer of Ignite Athletics, LLC, explained the event.

Hearing no other public comment, Chairman Brownell closed the public hearing

Commissioner McBride moved to approve an application submitted by the Ignite Athletics, LLC for a Special Events Liquor License for an event to be held at the Logan County Fairgrounds, 1120 Pawnee Avenue, Sterling, Colorado on August 24, 2024. Commissioner Sonnenberg seconded, and the motion carried 3-0.

Commissioner Sonnenberg moved to approve an Intergovernmental Agreement between Logan County acting by and through the Logan County Clerk and Recorder and Frenchman RE-3 School District for administration of their respective duties concerning the conduct of the General Election to be held November 5, 2024. Commissioner McBride seconded, and the motion carried 3-0.

Other Business

The next regular meeting will be scheduled for Tuesday, August 20, 2024, at 9:30 a.m. at the Logan County Courthouse.

Rick Cullip, Logan County Buildings and Grounds, asked the Board if it was ok to honor the old rate for the rentals already on the books for the fairgrounds, but any new rentals will be charged the new rate. The Board agreed.

There being no further business to come before the Board, the meeting adjourned, at 9:38 a.m.

Submitted by:

Rachelle Stebarkew
Logan County Deputy Clerk & Recorder

Approved: August 20, 2024

BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

(seal)

By: _____
Mike Brownell, Chairman

Attest:

Logan County Clerk & Recorder

LOGAN COUNTY TREASURER'S MONTHLY REPORT

REPORT OF COUNTY FUNDS ONLY

JULY 2024

COUNTY FUNDS	6/30/24 BALANCE	PROPERTY TAXES	SPECIFIC OWNERSHIP	MISC COLLECTIONS	TRANSFERS IN (OUT)	WARRANTS	TREAS FEES	7/31/24 BALANCE
COUNTY GENERAL	\$ 11,521,311.57	\$ 47,777.36	\$ 31,272.62	\$ 252,961.89	\$ -	\$ (1,073,397.30)	\$ (3,548.52)	\$ 10,776,377.62
ROAD & BRIDGE	\$ 4,822,949.41	\$ 26,602.49	\$ 17,423.15	\$ 741,618.14	\$ -	\$ (351,045.49)	\$ (9,083.93)	\$ 5,248,463.77
CONTINGENT	\$ 701,999.55	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 701,999.55
CAPITAL EXPENDITURES	\$ 1,263,088.24	\$ 11,830.29	\$ 7,743.49	\$ 40,682.49	\$ -	\$ (58,777.87)	\$ (236.60)	\$ 1,264,330.04
	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TELEVISION FUND	\$ 86,422.03	\$ 384.52	\$ 251.70	\$ -	\$ -	\$ (3,609.42)	\$ (7.69)	\$ 83,441.14
PEST CONTROL	\$ 288,808.20	\$ 1,359.10	\$ 708.16	\$ 4,314.42	\$ -	\$ (13,419.66)	\$ (27.18)	\$ 281,743.04
LODGING TAX	\$ 187,744.86	\$ -	\$ -	\$ 12,473.29	\$ -	\$ (2,326.56)	\$ -	\$ 197,891.59
SOLID WASTE	\$ 3,962,605.99	\$ 5,915.34	\$ 3,994.66	\$ 55,721.68	\$ -	\$ (976,305.30)	\$ (118.32)	\$ 3,051,814.05
SOLID WASTE CLOSURE	\$ 832,520.54	\$ -	\$ -	\$ 4,556.84	\$ -	\$ -	\$ -	\$ 837,077.38
CONSERVATION TRUST	\$ 310,032.90	\$ -	\$ -	\$ 119.30	\$ -	\$ (31,349.89)	\$ -	\$ 278,802.31
FAIR FUND	\$ 501,794.70	\$ -	\$ -	\$ 199,359.00	\$ -	\$ (68,551.26)	\$ -	\$ 632,602.44
CAPITAL IMPROVEMENT	\$ 3,175,060.15	\$ -	\$ -	\$ 253,572.06	\$ -	\$ (259,045.65)	\$ (5,043.24)	\$ 3,164,543.32
AMBULANCE FUND	\$ 146,873.75	\$ -	\$ -	\$ 86,415.78	\$ -	\$ (80,011.21)	\$ -	\$ 153,278.32
% TAX COLLECTED TO DATE								106.52%
TOTALS	\$ 27,801,211.89	\$ 93,869.10	\$ 61,393.78	\$ 1,651,794.89	\$ -	\$ (2,917,839.61)	\$ (18,065.48)	\$ 26,672,364.57

STATE OF COLORADO)
 : ss.
 COUNTY OF LOGAN)

I hereby certify that the Logan County Treasurer's Office collected property taxes totaling \$ 416,293.21 for the month of JULY 2024 which amount includes taxes for the County and all taxing authorities within the Treasurer's jurisdiction. The total Treasurer's Fees collected on all of said taxes for the month of JULY 2024 is \$ 20,386.32 which includes fees for the County and all taxing authorities.


 Patricia Bartlett, Logan County Treasurer

Subscribed and sworn to before me this 6th day of AUGUST 2024, by Patricia Bartlett, Logan County Treasurer.
 Witness my hand and official seal.

My Commission expires: September 19, 2027


 Notary Public

VIRGINIA L HOFFMANN
 NOTARY PUBLIC
 STATE OF COLORADO
 NOTARY ID 19914013081
 MY COMMISSION EXPIRES SEPTEMBER, 19, 2027



CIVIL PAYMENTS						
Jul-24						
Date	Check #	Business Check #	Sheriff #	Amount	Amount of Refund	Amount Owed to County
7/17/2024	1109	50261 &6040015571	2024-486	\$ 45.00	\$ 15.00	\$ 30.00
7/26/2024	1110	17838	2024-496	\$ 35.00	\$ 10.00	\$ 25.00
8/5/2024	1111	32027 & 32036	2024-504	\$ 40.00	\$ 15.00	\$ 25.00
8/7/2024	1113	806161	2024-557	\$ 40.00	\$ 15.00	\$ 25.00
8/7/2024	1114	806133	2024-558	\$ 51.00	\$ 15.00	\$ 36.00
Total Owed to County						\$ 141.00

* Emailed to
Jennifer
08.12.2024
@ 8:53AM @

CIVIL PAYMENTS CREDIT CARDS					
Jul-24					
Date	Check #	Sheriff #	Amount	Amount of Refund	Amount Owed to County
7/15/2024		2024-481	\$ 40.00		\$ 40.00
7/16/2024		2024-483	\$ 40.00		\$ 40.00
7/16/2024		2024-476/477	\$ 50.00		\$ 50.00
7/22/2024		2024-485	\$ 85.00		\$ 85.00
7/23/2024		2024-497	\$ 59.00		\$ 59.00
7/25/2024		2024-506	\$ 40.00		\$ 40.00
7/26/2024		2024-507	\$ 40.00		\$ 40.00
7/29/2024		2024-508/509	\$ 108.00		\$ 108.00
7/29/2024		2024-512	\$ 40.00		\$ 40.00
7/31/2024		2024-500	\$ 85.00		\$ 85.00
7/31/2024		2024-505	\$ 40.00		\$ 40.00
8/5/2024		2024-523	\$ 45.00		\$ 45.00
8/5/2024		2024-521	\$ 45.00		\$ 45.00
8/6/2024		2024-519	\$ 45.00		\$ 45.00
8/6/2024		2024-525	\$ 45.00		\$ 45.00
8/6/2024		2024-524	\$ 45.00		\$ 45.00
8/6/2024		2024-526	\$ 40.00		\$ 40.00
8/6/2024		2024-518	\$ 45.00		\$ 45.00
8/6/2024		2024-536	\$ 45.00		\$ 45.00
8/6/2024		2024-540/541	\$ 88.00		\$ 88.00
8/6/2024	1112	2024-495	\$ 51.00	\$ 15.00	\$ 36.00
8/7/2024	1115	2024-547/548/549/5 50/551/552	\$ 385.00	\$ 40.00	\$ 345.00
8/7/2024		2024-546	\$ 65.00		\$ 65.00
8/7/2024		2024-542/543/544	\$ 50.00		\$ 50.00
8/8/2024		2024-532	\$ 85.00		\$ 85.00
8/8/2024		2024-531	\$ 85.00		\$ 85.00
8/8/2024		2024-562	\$ 40.00		\$ 40.00
8/8/2024		2024-565	\$ 60.00		\$ 60.00
Total Owed to County					\$ 1,836.00

NOTARY/SEX OFFENDERS/RECORDS REQUEST CREDIT					
Jul-24					
Date		Sheriff #	Amount	Amount of Refund	Amount Owed to County
7/24/2024			\$15.00		\$ 15.00
8/1/2024			\$15.00		\$ 15.00
7/17/2024			\$10.00		\$ 10.00
7/22/2024			\$53.00		\$ 53.00
7/23/2024			\$53.00		\$ 53.00
7/29/2024			\$53.00		\$ 53.00
8/1/2024			\$53.00		\$ 53.00
8/5/2024			\$53.00		\$ 53.00
Total Owed to County					\$ 305.00

CHP CREDIT CARDS			
Jul-24			
Date		Amount	Amount Owed to County
7/15/2024		\$63.00	\$ 63.00
7/15/2024		\$63.00	\$ 63.00
7/15/2024		\$63.00	\$ 63.00
7/15/2024		\$152.50	\$ 152.50
7/18/2024		\$63.00	\$ 63.00
7/18/2024		\$63.00	\$ 63.00
7/19/2024		\$152.50	\$ 152.50
7/22/2024		\$63.00	\$ 63.00
7/22/2024		\$63.00	\$ 63.00
7/24/2024		\$152.50	\$ 152.50
7/25/2024		\$63.00	\$ 63.00
8/2/2024		\$152.50	\$ 152.50
Total Owed to County			\$ 1,114.00

CIVIL CHECKS \$ 141.00
 CIVIL CREDIT CARDS \$ 1,836.00
 RECORDS/VIN/FINGERPRINTS CREDIT CARDS \$ 305.00
 CHP CREDIT CARDS \$ 1,114.00
 TOTAL PAID TO GENERAL FUND \$ 3,396.00 Check#1116
 DEPOSIT TAKEN TO BANK OF COLORADO \$ 211.00

Clerk Fees Collected 2024

July

<u>County Fees Retained</u>	<u>2023</u>	<u>2024</u>	
Recording Fees Retained	12,303.23	10,084.07	
Motor Vehicle Fees Retained	335,308.24	346,661.79	
Total \$	<u>347,611.47</u>	<u>\$ 356,745.86</u>	\$9,134.39
 <u>Fees & Taxes Distributed</u>			
State of Colorado	243,653.35	294,247.14	
City of Sterling	31,174.76	44,218.01	
Town of Fleming	3,526.20	3,240.40	
Total \$	<u>278,354.31</u>	<u>\$ 341,705.55</u>	\$63,351.24
 Fees Retained Year to Date		 \$2,558,294.84	

**RESOLUTION
NO. 2024-18
(Special Use Permit #240)**

A resolution granting a Special Use Permit (SUP) #240 for the construction, maintenance and operation of a Solar Energy Facility operated by Pivot Energy 54 LLC, consisting of solar modules mounted to single-axis tracking racks, associated electrical equipment including inverters, transformers, combiners, and other equipment, with total production not to exceed 4.0 megawatt (ac), located on a 23-acre parcel, more or less, leased from Robert Lingreen and Sterling Rural Fire Protection District, in the Northeast Quarter (NE1/4) of Section 31, Township 8 North, Range 52 West of the 6th Principal Meridian, Logan County, Colorado.

WHEREAS, Pivot Energy 54 LLC, has applied for a Special Use Permit for the construction, maintenance and operation of a Solar Energy Facility on a 23-acre parcel in the Northeast Quarter (NE1/4) of Section 31, Township 8 North, Range 52 West of the 6th P.M.; and

WHEREAS, the project located on approximately 23 acres will consist of approximately 9,178 solar modules with total production not to exceed 4.0 megawatts (ac), including inverters, transformers, combiners, and a ground-mounted racking system using single-axis tracker system; and

WHEREAS, the property is currently zoned Agricultural; and

WHEREAS, the Logan County Planning Commission, after reviewing all materials, taking testimony of the applicant and surrounding property owners, and finding no issues that would limit or deny this application, recommended an approval of this application for the requested Special Use Permit at its regular meeting on July 16, 2024; and

WHEREAS, the applicant is requesting approval of Special Use Permit #240, to construct, maintain and operate the Solar Energy Facility. The permit will commence on the date of the approval of the requested Special Use Permit.

NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:

I. APPROVAL:

The application of Pivot Energy 54 LLC, for a Special Use Permit for the construction, maintenance and operation of a Solar Energy Facility by Pivot Energy 54 LLC, located on a 23 acre parcel in Northeast Quarter (NE1/4) of Section 31, Township 8 North, Range 52 West of the 6th P.M., is GRANTED, subject to the conditions set forth below.

II. FINDINGS OF FACT:

The use is compatible with existing land uses in the area, which is zoned Agricultural.

III. CONDITIONS:

1. The permit term shall be for twenty (20) years for the identified and approved SUP #240.
2. The Solar Energy Facility shall remain in compliance with the Logan County Solar Regulations, adopted effective August 20, 2024, for the duration of the term of the Special Use Permit.
3. Equipment shall be flat, photovoltaic solar panels, mounted on single-axis tracking racks along with associated electrical and utility equipment; and allows for equipment heights up to ten (10) feet above the existing or conditioned grade. If any changes or alterations from the above equipment or parameters occur in future phases, the Applicant or any successor in interest shall be responsible for seeking and obtaining separate approval of a permit and term of approval for those changes.

4. The applicant shall provide decommissioning and restoration security, in a form and manner acceptable to the County, and obtain the County's written approval of the security prior to commencing construction of the project as written in the decommissioning plan provided with application.

BE IT THEREFORE RESOLVED, that Special Use Permit #240, is granted for construction, maintenance and operation of a Solar Garden operated by Pivot Energy 54 LLC, on property legally described above, subject to the conditions set forth above and subject to application for renewal for continued permitted use after August 20, 2044. The Board of County Commissioners of Logan County retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicant is responsible for complying with all of the foregoing conditions and all other county zoning or other land use regulations. Noncompliance with any of the conditions may be cause for revocation of the permit.

Done the 20th day of August, 2024.

**LOGAN COUNTY BOARD OF COMMISSIONERS
LOGAN COUNTY, COLORADO**

(Aye)(Nay)
Mike Brownell, Chairman

(Aye)(Nay)
Joseph A. McBride, Vice-Chairman

(Aye)(Nay)
Jerry A. Sonnenberg, Commissioner

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the Logan and State of Colorado, in regular session on the 20th day of August, 2024.

County Clerk and Recorder

SPECIAL USE PERMIT APPLICATION
AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION
DEPARTMENT OF PLANNING & ZONING

Applicant

Name: Pivot Energy Phone: 970-300-3319

Address: 1601 Wewatta St, Ste 700

Landowner

Name: Sterling Rural Fire Protection District Phone: 970-520-7423

Address: 18234 IRIS Dr

Description of Property

Legal: $\frac{1}{4}$ Section _____ Section 31 Township N8 Range W52

Address: 18234 IRIS Dr Access off CR or Hwy: US Hwy 6

New Address Needed: Y or Subdivision Name: _____

Filing _____ Lot _____ Block _____ Tract _____ Lot Size _____

Current Zoning: Residential Current Land Use: Residential

Proposed Special Use: 4MWAC solar garden

Terms of Special Use: _____

Building Plans: _____

I, (We), hereunto submit this application for a Special Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed conditional use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Special Use Permit, impose additional conditions to comply with the purpose and interest of the Logan County Zoning Resolutions and Zoning Map.

Dated at Sterling, Colorado, this 23 day of May 2024

Signature of Applicant: Cait O'Mara

Signature of Landowner: Don K. Liff - board member

Pivot Energy
Special Use Permit
SUP2024-240 July 2024
18234 Iris Drive (31-8-52)

**LOGAN COUNTY SPECIAL USE PERMIT APPLICATION
FOR COUNTY USE**

Application Fee: (\$100.00) Date: _____ Receipt #: _____

Date of Planning Commission Meeting: _____

Recommendation of Planning Commission: _____ Approval _____ Denial

Recommended Conditions of the Special Use Permit:

Chairperson
Logan County Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of the Special Use Permit:

Date Granted: _____

Date Denied: _____

Mike Brownell (Aye) (Nay)

Joseph A. McBride (Aye) (Nay)

Jerry A. Sonnenberg (Aye) (Nay)



Pivot Energy Inc. – Detailed Narrative

Following Logan County’s Solar Energy Regulations, adopted August 29, 2023, Pivot will adhere to the 300’ setback and appreciates the County’s detailed regulations to serve the best interests of Logan County residents.

Unique among our peers, Pivot is one of the only community solar companies to make a commitment to invest in every community we operate in. Pivot focuses on our investment that align with our core business objectives - helping families in the local communities with high energy burdens find energy bill assistance relief, and creating pathways into the solar industry for local residents in the communities we build projects in by supporting the agricultural industry and respecting property rights of both landowners and neighbors.

1. Explain the proposed use and business name.

- Pivot Solar 54 LLC c/o Pivot Energy Inc., (“Pivot”) is seeking to construct a solar garden in Logan County that is approximately 4 MWac in size on the following parcels: 38052531300009 & 38052531300921.
- The project will be built on approximately 23 acres.
- The solar array will deliver electricity to Xcel Energy for 20 years through the Utility’s “Solar Rewards*Community” program.
- The panels are expected to be less than ten feet above grade at their highest point, and Pivot commits to following the Logan County Code for panel height restrictions. The panels will be surrounded by a decorative wildlife friendly game fence, similar to what the Colorado Department of Transportation (“CDOT”) and Colorado Parks and Wildlife (“CPW”) use. Exact height subject to final structural engineering.
- As a low-impact use, solar energy naturally co-exists well with agricultural land. It produces no sound, light, or traffic, and is an unmanned operation with the exception of 4-8 annual visits by a small maintenance crew (1-2 pickup trucks). Pivot’s solar facilities use pollinator-friendly, low growth seed mixes, and blend into the natural landscape.
- Dual use “agrivoltaics” – projects that incorporate agricultural uses with solar energy production – are a priority for Pivot’s portfolio of sites undergoing permitting in 2024. Depending on site characteristics, tenant farmer availability, and project financials, Pivot will evaluate whether the secondary agricultural use will take the form of sheep grazing or crop production underneath the panels, with a strong preference towards the latter.
- The project lease area will include panels and inverters mounted on steel posts/beams, concrete-pad-mounted transformers and other electrical equipment, an access drive with hammerhead emergency turn-around, and perimeter fencing with gates.
- The solar array will be designed to meet the maximum wind and snow loads applicable in Logan County. In addition, the panels themselves have a manufacturer warranty of at least 25 years.
- Generally, a contracted Operations and Maintenance (“O&M”) crew of one to four people will visit the site up to eight times annually for routine inspections, maintenance, and vegetation control and on an as-needed basis to address equipment outages. There will be no permanent staff on the site, which will be remotely monitored.
- Upon the conclusion of the project’s useful life, the project owner will remove all project materials and return the property to the landowner in the originally leased condition, minus any vegetation and grading. Please reference the Decommissioning Plan for more information.

2. Describe the proximity of the proposed use to residence.
 - Pivot will adhere to Section 1-105 B-2 of the Logan County Solar Energy Regulations and maintain a 300' setback from inhabited structures.
 - In May 2024, all neighbors within 500' of the proposed projects were sent a postcard notifying them of the final phase of the project and providing contact information at Pivot.
3. Describe the hours and days of operation (i.e., Monday thru Friday 8 AM to 5 PM)
 - During construction, crews will be on-site from approximately 7:00 am - 6:00 pm Monday-Friday. Most vehicles will arrive early in the morning (7:00 to 9:00 am) and will begin departing the construction site around 3:00 pm.
 - Once constructed, the site will be unmanned but the solar farm will generate electricity during daylight hours each day of the year.
 - Operations and maintenance crews will be on-site up to eight times annually for up to four hours per visit.
4. Describe the number of employees including full-time, part-time and contractors. If shift work is proposed, detail number of employees, schedule and duration if shifts.
 - During the construction phase, there will be a crew made up of approximately 40 people on site each day. The construction crew will consist of project managers, laborers, electricians, civil contractors, and any other necessary personnel for the project. Once construction is complete, there will rarely be personnel on site, generally limited to a local grazer and the O&M crew during their scheduled trips.
5. Describe the maximum number of users, patrons, members, buyers or other visitors that the site will accommodate at any one time.
 - The site will not be open to the public.
 - The gate around the site will be locked and will only be accessible to those constructing the facility or periodically maintaining the facility. The site will also be accessible to life-safety emergency personnel.
6. List the types and maximum numbers of animals to be on the site at any one time.
 - During commercial operation of the solar facility, Pivot anticipates using seasonal sheep grazing to manage vegetation onsite. During the summer months, approximately 40 sheep will be onsite, at the discretion of the local grazing partner.
7. List the types, and number of operating and processing equipment.
 - Not applicable.
8. List the types, number and uses of the existing and proposed structures.
 - There will not be any structures built onsite.
9. Describe the size of any stockpile, storage, or waste areas.
 - There will not be any stockpile, storage, or waste areas onsite.
10. Describe the method and time schedule of removal or disposal of debris, junk and other wastes associated with the proposed use.
 - Any debris, junk, or wastes associated with building the project will be removed and disposed of property prior to completion. No waste will be produced once the array is "turned-on" and producing energy.

11. How many parking spaces are proposed? How many handicap-accessible parking spaces are proposed?
 - No parking spaces are proposed on-site. This site is not open for public access.

12. Describe the existing and proposed fencing and screening for the site including all parking and outdoor storage areas.
 - Pivot is proposing to use a decorative wildlife friendly fence to enclose the area as well as low growth decorative native grasses or potentially utilizing dual-use crop production in between array rows and around the sides of the array.
 - The proposed fence is Colorado Parks and Wildlife’s preferred decorative “wildlife friendly” game fence, 8’ tall with a smooth top wire.
 - There will be no on-site outdoor storage areas.

13. Describe reclamation and procedures to be employed as stages of the operation are phased out or upon cessation of the Use by Special Review activity.
 - Once the project has reached the end of its useful life and the lease has been terminated, Pivot or the facility owner will remove all improvements made and either recycle, reuse, or repurpose all materials. The site will be re-seeded with a native dryland seed and the property will be returned to the landowner ready to be developed as he or she wishes.
 - Please reference the attached Decommissioning Plan for more details.

14. Describe the proposed fire protection measures.
 - Pivot will maintain vegetation under the panels.
 - Internal roads and setbacks between fence and array have been designed to provide access by emergency vehicles if need be.

15. Explain how this proposal impacts the protection of the health, safety and welfare of the inhabitants of the neighborhood and the County.
 - The proposed solar array will meet the health, safety, and welfare goals of the County because the array will not produce any odors or fumes. The solar array will help produce clean, long-term energy for the County, therefore meeting the goals of maintaining a healthy society.

16. Detail known State or Federal permits required for your proposed use(s) and the status of each permit. Provide a copy of any application or permit.
 - There are no State or Federal permits associated with the project besides state electrical permit and state Storm Water Pollution Prevention Plan (SWPP), which will be complete prior to submission of building permit.

LOGAN COUNTY

AUG 14 2024

CLERK & REC

INTERGOVERNMENTAL AGREEMENT

**General Election
November 5, 2024**

THIS AGREEMENT is made and entered into this ___ day of _____, 2024, between **Logan County, Colorado**, acting by and through the **LOGAN COUNTY CLERK AND RECORDER** (referred to as "County Clerk"), and **City of Sterling** (referred to as "Entity"), for administration of their respective duties concerning the conduct of the General Election to be held November 5, 2024.

Pursuant to the provisions of Article XIV, Section 18(2)(a) of the Colorado Constitution and Section 29-1-203, Colorado Revised Statutes, as amended, the County Clerk and Entity find that it is in their best interest to conduct the election to be held on **November 5, 2024**, as a **"Coordinated Election"** as such term is defined in the Uniform Election Code of 1992, as amended ("Code"), and to that end, in consideration of the benefits and obligations contained herein, and subject to the terms and conditions as are hereinafter set forth, the parties enter into this agreement for the cooperative conduct and financing of the coordinated election as follows:

1. The election will be conducted by the County Clerk as a **"Mail-in Ballot Election."** The type of election to be held is:

X Ballot Issue (TABOR) Ballot Questions Candidates

2. Except as otherwise provided in this Agreement, the County Clerk will act as the coordinated election official for the conduct of the election for the Entity for all matters in the Code which require action by the coordinated election official. The County Clerk will have primary responsibility for the coordination of the election for the Entity and the procedures to be completed by the County Clerk.
3. The Entity will designate an election official who will be the primary liaison between the Entity and the County Clerk and will have primary responsibility for the conduct of election procedures to be handled by the Entity. Except as otherwise provided in this Agreement, the designee will act as the designated election official for all matters under the Code and Rules which require action by the designated election official.
4. From the date of execution of this Agreement through the official certification of the election, the designated election official shall be readily available and accessible during regular business hours, and at other times when notified in advance by the County Clerk, for the purpose of consultation and decision-making on behalf of the Entity. Nothing herein shall be deemed or construed to relieve the County Clerk or the governing body of the Entity from their official responsibilities for the conduct of the election.

5. The Entity encompasses territory within Logan County. This agreement shall be construed to apply only to that portion of the Entity's jurisdictional territory (Entity's District) within Logan County.
6. Nothing in this IGA relieves the entity from official responsibilities for the conduct of the Election.
7. Term of this IGA shall be from the date of signing through canvass certification of the election and recount certification if required or requested.
8. Actual use of this Agreement for any election held by the Entity will be conditioned upon:
 - a. **A Resolution or Ordinance of the governing body of the Entity**, that an election is required, and that the election should be held as a coordinated election, and execution by Entity of the Intergovernmental Agreement.
 - b. **Notice of Resolution and Signed Intergovernmental Agreement** delivered to the County Clerk no later than 70 days prior to the election date (**Tuesday, August 27, 2024**). [Section 1-7-116(2), C.R.S.]
 - c. **Acceptance of the Resolution and Signed Intergovernmental Agreement** indicated in (b) above by the County Clerk. The County Clerk will undertake its duties under the Agreement and provide notice of such determination to be delivered to the Entity within five (5) days of the County Clerk's receipt of such notice.

Following the completion of a., b., and c., above, the election procedures in this Agreement will be activated.

ENTITY AGREES TO PERFORM THE FOLLOWING DUTIES REGARDING THE COORDINATED ELECTION:

1. **COSTS:**

The Entity's share of the county's costs shall consist of such costs that are directly proportional to the cost to the county in conducting an election for the Entity, and shall be calculated as follows:

- a. The total number of registered electors in the Entity's District eligible to vote in Entity's election shall be multiplied by the total number of candidates and/or issues of the Entity ("voter opportunities").
- b. The total number of voter opportunities for all entities in the coordinated election shall be divided into the total number of voter opportunities for the Entity and multiplied by 100 to determine the Entity's percentage share of the election costs.

Actual cost includes, but is not limited to, time, supplies, costs of labor, training, printing cost, cost for publication of general information for the voting public, legal notices, temporary labor, and materials itemized, identified, and consumed for the conduct of the Entity's election.

Entity will remit payment for printing, supplies, judge salaries, training expenses, labor, publication fees, and mileage at the current county rate (\$.52/mile), to the County Clerk upon receipt of an itemized statement, specific to the Entity's share of these identified election costs.

The entity calling the election will pay the cost of conducting a nonpartisan election.

If more than one nonpartisan entity calls an election and there is no statewide issue, the costs will be divided among the governing bodies based on the above cost formula.

The County Clerk will submit to the Entity a statement for its portion of the election cost. (Cost incurred by the county and not billed directly to the Entity by an outside vendor) in a timely manner and **which shall be payable by December 31 in the year the election is held.**

The cost of any recount(s) will be charged to the Entity, or if more than one Entity is involved in the recount, the cost will be prorated among the participating Entities.

The Clerk will charge the Entity for all expenses for the preparation, printing, labeling and postage for the TABOR notice. Expenses will be prorated among all Entities participating in the TABOR notice; based in part, upon the number of persons registered to vote within each Entity's District.

2. **BALLOT CERTIFICATION:**

The Entity is solely responsible for determining whether a ballot issue, question or candidate is properly placed before the voters.

The Entity must certify ballot content to County Clerk no later than **Friday, September 6, 2024, by close of business 5:00 p.m.**, in order to permit review, proofreading, and approval before the County Clerk authorizes the printing of the ballot. The order of the ballot and ballot content shall include the name and office of each candidate for whom a petition has been filed with the designated election official and any ballot issues or ballot questions to be submitted to the eligible electors. [Section 1-5-203(3) (a), C.R.S.] See Exhibit A.

The ballot content must be certified in the order in which it will appear on the ballot. The certified list of candidates, ballot issue and/or ballot questions shall be final as submitted and the County Clerk will not be responsible for making any changes after the certification.

The Entity will submit the final certification in English and Spanish Text (when applicable). The County Clerk will notify the Entity if applicable. Send the file in readable Word format by e-mail to baconp@logancountyco.gov and submit a printed copy of the file in English and Spanish (if applicable) on 8 ½ X 11 paper printed on 1 side only in a readable Word format. The ballot text will be provided in Word, in Arial ten (10) point font and with no extraordinary formatting of any kind (including, but not limited to, no bullets, text boxes, charts, spreadsheets, bolding, strikeouts, strikethroughs, or symbols).

The Entity is solely responsible for final verification as to accuracy of its ballot upon return from publisher and within **one (1) working day** of notification by County Clerk, unless advised otherwise and must sign off on the ballot proof before the ballot will be printed. (*Unless requested sooner by the printer*).

- a) **Audio Ballot Format-** must be in compliance with statutes and rules, the County Clerk will accept recorded pronunciations of candidates' names in any format which may be able to be used by our office. (See Exhibit B).

3. **CONDUCT OF THE ELECTION:**

Entity will provide the Clerk with a copy of the ordinance or resolution stating that the Entity will participate in the Election in accordance with the terms and conditions of this Agreement. The ordinance or resolution shall authorize the presiding officer of the Entity or other designated person to execute this Agreement.

4. **ELECTION JUDGES:**

Entity shall provide personnel, if requested by the County Clerk, to serve as election judges for a maximum of fifteen (15) days before the election as needed to assist in preparation and verification of ballots prior to counting. In the event County Clerk must appoint judges to represent the Entity, the election judge wage for that position will be charged to the Entity. Appointees of Entity will be sworn in and deputized as an election judge.

A maximum of three (3) people, to be appointed as election judges, shall be provided by the Entity to assist in all phases of the preparation of ballot for counting and canvassing. The number of judges and necessity will be determined by the County Clerk.

5. **CALL FOR NOMINATIONS:**

Entity is responsible for publication of a call for nominations, if applicable.

6. **PETITIONS - PREPARATION AND VERIFICATION:**

Entity is responsible for the approval of petitions circulated. The Entity will notify the County Clerk if it would like a hard copy voter registration list printed out or an e-mailed

list at no cost. Additional lists will be furnished at a cost of one cent (\$.01) per name, or \$25.00 whichever is greater. A minimum fee of \$25 will be charged for additional lists.

Entity will comply with all laws concerning nomination of candidates by petition, including but not limited to issue approval of nominating petition, as to form, where appropriate, determine candidate eligibility; receive candidates' acceptance of nominations; accept notice of intent, petitions for nominations, affidavits of circulators, verify signature on nominating petitions, and hear any protest of the nominating petitions.

7. **CERTIFY COMPLETENESS AND ACCURACY OF ADDRESS LIBRARY:**

Per Secretary of State Rule 4.1.3 the designated election official of each participating political subdivision/entity is required to certify the completeness and accuracy of the SCORE (Statewide Colorado Registration and Election) system address library for address ranges within the district no later than the seventieth (70th) day before the election. Any proposed District not already identified by a tax authority code in the County Assessor's records, shall provide the Clerk with a certified legal description, map and locator, identifying all "high/low" ranges for street addresses within the proposed District no later than **Tuesday, August 27, 2024.**

8. **TESTING OF BALLOTS:**

Prior to election, *upon request by Entity*, County Clerk shall supply Entity with official ballots that are clearly marked as test ballots. Ballots are to be secretly voted and a record retained of the test votes. If test ballots are requested a representative from the Entity will be required to be present for counting of the test ballots prior to the election. The County Clerk will determine testing times and Entity will be notified in advance. Request for test ballots should be made on or before **Friday, September 6, 2024.**

9. **ELECTION DAY ACTIVITIES:**

Entity shall provide personnel, if requested by the County Clerk; to serve as election judges for a maximum of fifteen (15) days before the election as needed to assist in preparation and verification of ballots prior to counting. In the event County Clerk must appoint judges to represent the Entity, the election judge wage for that position will be charged to the Entity. Appointees of Entity will be sworn in and deputized as an election judge.

A maximum of three (3) people, to be appointed as election judges, shall be provided by the Entity to assist in all phases of the preparation of ballots for counting and canvassing. The number of judges and necessity will be determined by the County Clerk.

Entity will provide support on the day of election via telephone and/or in person, should the need arise, from 6:00 a.m. until counting of the ballots is completed.

10. **AMENDMENT 1 TABOR NOTICE:**

The Entity will provide the full text of any required ballot issue (TABOR) notices to County Clerk by the end of the business day on **Monday, September 23, 2024**. [Section 1-7-904, C.R.S.] See Exhibit C.

The Entity will provide all completed Article X, Section 20 notices in hard copy and via email to baconp@logancountyco.gov . The notice shall be provided in Word format in Arial ten (10) point font and with no extraordinary formatting of any kind (including, but not limited to, no bullets, text boxes, charts, spreadsheets, bolding, strikeouts, strike-through, or symbols).

The Entity is responsible for assuring that the timelines for submission of the required Article X, Section 20 notice and summaries, if filed, are met. The coordinated election official shall not be responsible for failure to meet the Article X, Section 20 constraints if the notice and summaries are not submitted by the Entity within the deadline and in the form required by the coordinated election official.

The Entity is responsible for the process of receiving written comments relating to ballot issues/ballot questions and summarizing such comments.

11. **SPECIAL DISTRICTS - PROPERTY OWNERS:**

Special Districts Only: The County Clerk will mail ballot packets to each eligible elector included on the property owner list provided and certified by the entity. Participating Entities that are required to permit tax-paying electors as defined by C.R.S. 32-1-103(5) to vote in their elections must provide a list of those eligible electors to the County Clerk.

The list must include eligible electors which are included on the Assessor's property owner list but are not included on the County's registered voter list. The Entity is also responsible for verifying that each of the eligible electors on the prepared list is registered to vote in the State of Colorado. This process may be accomplished by requesting access to the Voter lookup website available on the Colorado Secretary of State's web site: <https://www.sos.state.co.us/voter-classic/Login.do>.

The list of eligible property owners must be submitted to the Clerk and Recorder no later than September 6, 2024, and must include the voter's full name, mailing address, and Colorado Voter ID number.

12. **RECOUNT:**

The entity will provide personnel, as requested by the County Clerk, to assist in the event a recount is necessary. In the event County Clerk must appoint judges to represent Entity, a fee of \$20.00 per hour per judge will be assessed to Entity. Appointees of Entity will be sworn in and deputized as an election judge.

13. **WRITE-IN CANDIDATES:**

(if applicable) Entity will accept affidavits of intent for write-in candidacy by the close of business on the 110th day before the general election (**Thursday, July 18, 2024**) and forward a copy by fax or email daily to the County Clerk.

14. **CANCELLATION OF ELECTION:**

In the event that the election for which this Agreement was entered into is cancelled prior to the date such election was scheduled to occur and notice of such cancellation is provided to the County Clerk by the Entity, expenses incurred by the County Clerk on behalf of Entity relating to the election, both before and after the County Clerk's receipt of such notice, will be paid by the Entity within thirty (30) days after receiving the County Clerk's invoice. No Election may be cancelled in part.

Tuesday, September 3, 2024 (63 days before the election) is the deadline for cancellation of the election, **if, in a nonpartisan election, there are not more candidates than offices to be filled and there are no ballot issues or questions.**

Friday, October 11, 2024 (25 days before the election) is the last day to withdraw a ballot issue or ballot question that is not an initiative or recall election. [Section 1-5-208 (1.5), (2) and (5), C.R.S.] A governing body may by resolution withdraw one or more ballot issues or ballot questions from the ballot.

15. **LEGAL ADVICE:**

The Entity understands that the County Clerk and her designees do not provide legal advice to the Entity. The County Clerk and her designees may provide information to the Entity concerning the County Clerk's understanding of applicable laws and rules, but it is the responsibility of the Entity to contact its own attorney for legal advice.

16. **RESPONSIBILITIES BEYOND THIS AGREEMENT:**

The Entity understands that there may be additional obligations and responsibilities, legal, contractual, or otherwise, placed upon the Entity outside the terms of this IGA. The Entity further understands that it is the responsibility of the Jurisdiction to be aware of all obligations and responsibilities of the Entity.

17. **CAMPAIGN FINANCE:**

The Entity understands that all candidates running for office must become familiar with the requirements of Article XXVII of the Colorado Constitution, and Title 1, Article 45, C.R.S. The Entity understands that if a candidate accepts any contributions or makes any expenditure in furtherance of their candidacy, they must first form a candidate committee. The Entity understands that committees must be registered with the appropriate office before they accept contributions.

18. **APPROPRIATE FILING OFFICE:**

The Entity understands that candidates for any school board or any committees formed to support or oppose any school district ballot issue or ballot question must file paperwork with the Secretary of State's office. The Entity understands that candidates for municipal or any committees formed to support or oppose any school district ballot issue or ballot question must file paperwork with the municipal clerk of the applicable municipality.

19. **WAIVER OF CLAIMS:**

The entity has familiarized itself with the election process used by the County Clerk and waves any claims against the Clerk related to the Clerk's processing or administration of the Election except as specified 20. below and claims arising out of the willful and wanton acts of the Clerk.

20. **LIMITATIONS OF DAMAGES:**

If a lawsuit is filed challenging the validity of the entity's election, the entity shall provide prompt notice to the County Clerk of such a lawsuit. If the Clerk chooses to intervene and defend its position, the Entity will support such intervention and cooperate in the defense of any such claims. The clerk shall not be responsible for any other judgment, damages, costs, or fees.

COUNTY CLERK WILL PERFORM THE FOLLOWING DUTIES FOR THIS COORDINATED ELECTION FOR THE ENTITY:

1. **COSTS:**

Determine the "least cost" method for mailing the TABOR Notice Package, if applicable.

The Entity's share of the county's costs shall consist of such costs that are directly proportional to the cost to the county in conducting an election for the Entity, and shall be calculated as follows:

- a. The total number of registered electors in the Entity's District eligible to vote in Entity's election shall be multiplied by the total number of candidates and/or issues of the Entity ("voter opportunities").
- b. The total number of voter opportunities for all Entities in the coordinated election shall be divided into the total number of voter opportunities for Entity and multiplied by 100 to determine the Entities percentage share of the election costs.

Actual cost includes, but is not limited to, time, supplies, costs of labor, training, printing cost, publication of general information to the voting public, legal notices, election

judges, and materials itemized, identified, and consumed for the conduct of the Entity's election.

The Entity calling the election will pay the cost of conducting a nonpartisan election.

If more than one nonpartisan Entity calls an election and there is no statewide issue, the costs will be divided among the governing bodies based on the above formula 1(b.)

County Clerk will submit to the Entity a statement for their portion of the election cost. (For costs incurred by the county and not billed directly to the Entity by an outside vendor) in a timely manner and **shall be payable by December 31 of the year the election is held.**

The cost of any recount(s) will be charged to the Entity, or if more than one Entity is involved in the recount, the cost will be prorated among the participating Entities.

The Clerk will charge the Entity for all expenses for the preparation, printing, labeling and postage for the TABOR notice. Expenses will be prorated among all Entities participating in the TABOR notice; based in part upon the number of persons registered to vote within each Entity's District.

2. **BALLOT PREPARATION:**

The County Clerk will create the layout of the ballot in a format that complies with Title 1 and the Secretary of State Rules and arrange for the printing of the election ballots. The county will order the number of ballots based on the number of registered voters in the Entity's District to be printed for each jurisdiction within the county.

Entities must certify the ballot content to the County Clerk **no later than Friday, September 6, 2024**, in order to permit review, proofreading, and approval before the County Clerk authorizes the printing of the ballots.

The Entity is solely responsible for the language, content, and accuracy of the ballot content. The ballot text will be provided in Word, in Arial ten (10) point font and with no extraordinary formatting of any kind (including, but not limited to, no bullets, text boxes, charts, spreadsheets, bolding, strikeouts, strikethroughs, or symbols).

Submit the certified version in English and Spanish Text (when it is applicable) The Clerk will notify you when applicable. No changes to the ballots may be made without the express written approval of the County Clerk after **Friday, September 6, 2024.**

The certified list of candidates, ballot issue and or ballot questions shall be final, and the County Clerk will not be responsible for making any changes after the certification.

The Clerk will fax or transmit electronically the ballot proof to the Entity which is solely responsible for final verification as to accuracy of its ballot upon return from publisher and within **one (1) working day** of notification by County Clerk, unless advised

otherwise, and must sign off on the ballot proof before the ballot will be printed (*unless requested sooner by the printer*).

3. **ELECTION JUDGES:**

If requested by the County Clerk, the Entity will provide personnel to serve as election judges for a maximum of fifteen (15) days before the election as needed to assist in preparation and verification of ballots prior to counting. In the event County Clerk must appoint judges to represent the Entity, the election judge wage for that position will be charged to the Entity. Appointees of Entity will be sworn in and deputized as an election judge.

The County Clerk will supervise, administer, and train election judges for the preparation of the ballots for mailing, in the event the vendor chosen by the County Clerk is unable to process and mail the ballots.

A maximum of three (3) people, to be appointed as election judges, will be provided by the Entity (if needed) to assist in all phases of the preparation of ballot for counting and canvassing. The number of judges will be determined by the County Clerk.

4. **SIGNATURE VERIFICATION:**

The County Clerk's office will supervise election judges in the verification of signatures on voted mail-in or mail ballots prior to being approved for counting.

5. **PREPARATION OF VOTER LISTS:**

The County Clerk will print or email at no cost one computer list of all registered electors in Entity's District for use in conjunction with petition verification. Additional lists will be furnished at a cost of one cent (\$.01) per name or \$25.00 whichever is greater.

6. **ELECTION SUPPLIES:**

The County Clerk will provide all necessary equipment, supplies, forms, and personnel, (except personnel requested by County Clerk to be provided by Entity) to conduct the election.

7. **NOTICE OF ELECTION:**

The County Clerk will publish the Notice of Election by **Wednesday, October 16, 2024 (at least 20 days before each election)**. **Entities candidates and/or ballot question will be included in the Notice.** Publication of the notice by the County Clerk for a coordinated election shall satisfy the publication requirement for all political subdivisions participating in the coordinated election. [Section 1-5-205(1) and (1.4), C.R.S.] [C.R.S 1-1-104(34)]

8. **ELECTION DAY PREPARATION:**

The County Clerk will conduct a Logic and Accuracy Test conducted by a Testing Board consisting of at least two persons, one from each major political party.

The tests will be sufficient to determine that the voting system is correctly programmed, the election is correctly defined on the voting system, and all the voting system's input, output, and communication devices are working properly.

Entities may designate one person to witness all public tests and the resetting of each device that passed the test to a pre-election state of readiness.

The County Clerk will coordinate the proper number of location(s) of Voter Service and Polling Center and Drop off locations. All Voter Service and Polling Center's will meet ADA requirements.

The County Clerk will provide for the security and processing of all mail-in and in-person ballots, including providing for the verification of signatures on the self-affirmation on the return envelope.

The County Clerk will facilitate accommodations for all military and overseas citizens as provided by the Uniformed and Overseas Citizens Voting Act.

The County Clerk will provide provisional ballots to electors who qualify under C.R.S. 1-8.5-111 and will provide contact information that provisional voters can call to inquire if their provisional ballot counted.

The County Clerk will provide Sample Ballots to the Entity or to electors printed in the form of official ballots but using different color paper from the official ballots.

The County Clerk will provide properly trained personnel for the preparation and conduct of the election as well as provide personnel at the tabulation area on Election Day/Night to certify unofficial results.

9. **ELECTION DAY ACTIVITIES:**

The County Clerk will provide support on the day of the election via telephone, email and/or in person, should the need arise, from 6:00 a.m. until counting of the Entities ballots are completed.

10. **COUNTING OF BALLOTS AND RECOUNTS:**

The County Clerk will conduct and oversee the process of counting the ballots and reporting the results.

The County Clerk will provide written materials as provided by law and train and supervise election judges, who will be responsible for verifying and opening the voted ballots prior to counting.

The County Clerk will establish backup procedures for the counting of the ballots, should the counting equipment fail during the count. Should the equipment fail, and it is determined that the counting procedures will not be recovered within a reasonable period of time; the counting procedures will be moved to the predetermined and pre-tested site for the duration of the election counting procedures. All related costs are to be paid by the Entity (shared with all other Entities whose ballots are being counted during the election in the time frame using the backup procedures and site).

The County Clerk will instruct and oversee the **County Board of Canvassers**, and the Board of Canvassers provided by the Entity, if any.

The County Clerk will conduct a canvass of the votes cast and certify the results.

The County Clerk will certify the results of the Entity's election within the time required by law and provide the Entity with the results of the Abstract of Votes.

The County Clerk will conduct any recounts as provided by law within the time frame required.

11. **STORAGE AND RECORDS:**

The County Clerk will store all election records, and any other such materials as required under the code for a period of at least (25) months after the election. Such storage shall be accessible by the Entity, if necessary to resolve any challenges or other legal questions that might arise.

12. **TABOR NOTICE:**

The County Clerk will organize and print information in the TABOR Notice **exactly** as submitted by the Entity. The entity is solely responsible for the accuracy of the information submitted. The County Clerk will determine how to order notices for participating Entities in compliance with Article X Section 20 of the Colorado Constitution and any pertinent Rules.

If a TABOR issue is on the ballot and the issue is submitted incorrectly ie, wrong format, the Entity will be charged for the corrections made by the DEO and any other charges that might incur due to the error.

Pursuant to Colorado Constitution Article X. Section 20(3)(b) the Clerk will mail the TABOR notice to each eligible household voter in Logan County or the affected Entity's District not less than 30 days prior to the election.

The County Clerk will determine the least cost method for mailing the TABOR Notice package. Nothing herein shall preclude the County Clerk from sending the TABOR Notice Package to persons other than the electors of the Entity if such transmittal arises from the County Clerks effort to mail the TABOR Notice package at the least cost.

13. **SPECIAL DISTRICTS - PROPERTY OWNERS:**

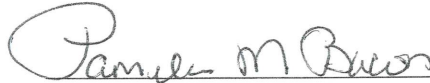
Special Districts Only: The County Clerk will mail ballot packets to each eligible elector included on the property owner list provided and certified by the Entity. Participating jurisdictions that are required to permit tax-paying electors as defined by C.R.S. 32-1-103(5) to vote in their elections must provide a list of those eligible electors to the County Clerk.

The list must include eligible electors which are included on the Assessor's property owner list and are not included on the registered voter list. The Entity is also responsible for verifying that each of the eligible electors on its prepared list is registered to vote in the State of Colorado. This process may be accomplished by requesting access to the Voter lookup website available on the Colorado Secretary of State's web site: <https://www.sos.state.co.us/voter-classic/Login.do>.

The list of eligible property owners must be submitted to the Clerk and Recorder no later than September 6, 2024, and must include the voter's full name, mailing address, and Colorado Voter ID number.

THE PARTIES will implement this Agreement in good faith, including acting in good faith in all matters that require joint or coordinated action.

LOGAN COUNTY CLERK AND RECORDER



Pamela M. Bacon
315 Main Street, Ste. 3, Sterling, CO 80751
Phone: (970) 522-1544
Fax: (970) 522-2063
Email: baconp@logancountyco.gov

**APPROVED:
BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO**


Attest:

Logan County Clerk and Recorder

(seal)


By: _____
Chairman of the Board

City of Sterling

By: 
Printed Name: Matthew Foos 8/13/24
Title: Mayor

Designated Election Official for the Entity:
Debra Lyn Forbes
Mailing Address: P.O. Box 4000
Sterling, CO 80751
Phone: (970) 522-9700
Fax: (970) 621-0632
Email: dforbes@sterlingcolo.com

APPROVED AS TO FORM:



City Attorney

ELECTION DEADLINES/IMPORTANT DATES

* * * * *

On or before **Tuesday, August 27, 2024**: Resolution and Intergovernmental Agreement to County Clerk [1-7-116(2), C.R.S.] 70 days

No later than **Tuesday, September 3, 2024**: Deadline for cancellation of election (Nonpartisan candidate only election) [1-5-208(1.5), C.R.S.] 63 days; **if, in a nonpartisan election, there are not more candidates than offices to be filled and there are no ballot issues or questions.**

No later than **Friday, September 6, 2024**: Certify ballot content to County Clerk [1-5-203(3) (a), C.R.S.] 60 days **by CLOSE OF BUSINESS 5:00 p.m.**

Friday, September 20, 2024: Last day to file pro/con comments pertaining to local ballot issue with the designated election official in order to be included in the TABOR mailing (Friday before the 45th day before the election) [1-7-901(4)]

No later than **Monday, September 23, 2024**: Provide full text of Article X, Section 20 ballot TABOR notice [1-7-904, C.R.S.] 43 days

No later than **Friday, October 11, 2024**: May withdraw one or more ballot issues or questions. [1-5-208(2), C.R.S.] 25 days; a governing body may by resolution withdraw one or more ballot issues or ballot questions from the ballot.

Tuesday, November 5, 2024: Election Day; Polls open 7:00 a.m. to 7:00 p.m.

NO ELECTION MAY BE CANCELLED IN PART!

**EXHIBIT A
CERTIFICATION FORMAT INFORMATION PAGE**

Ballot certification is required in two formats:

- Paper copy; and,
- Electronic Copy. The electronic version must be provided using plain text (.txt file format). No PDF versions will be accepted.

The electronic copy may be emailed to baconp@logancountyco.gov. Both the paper copy and electronic copy must be received at the Clerk and Recorder's Office at 315 Main Street Suite 3, Sterling, CO 80751 no later than 5:00 p.m. on September 6, 2024.

Important: Per Rule 4.5.5(f) (4) – Ballot questions and issues are numbered or lettered in the order in which the measurers are certified to the ballot by the DEO. Submissions are considered certified once one of the two required submissions, either electronic or paper copy, has been submitted to the Clerk and Recorder.

- **ELECTRONIC VERSION:**

The Entity will submit the final certification in English and Spanish Text (when applicable). The County Clerk will notify you if applicable. Send the file in readable format word by e-mail to baconp@logancountyco.gov and submit a printed copy of the file in English and Spanish (if applicable) on 8 ½ X 11 paper printed on 1 side only in a readable word format. The ballot text will be provided in Word, in Arial ten (10) point font.

- **SPACING:**

All text must have single line spacing.

- **TEXT:**

For TABOR Ballot Notice, all ballot issue text must be typed in CAPITAL LETTERS.

Pro/Con statements must appear in upper and lower case.

Ballot questions must be typed in upper and lower case.

- **TABLES/COLUMNS:**

Do not use columns or tables setting up files as these are difficult to reformat. Use Tabs to put information in rows and/or columns. and with no extraordinary formatting of any kind (including, but not limited to, no bullets, text boxes, charts, spreadsheets, bolding, strikeouts, strikethroughs, or symbols).

- **AUDIO RECORDING:**

If the ballot certification includes candidates, the DEO shall email a recording of the correct pronunciation of each candidate's name to baconp@logancountyco.gov if requested by the Clerk and Recorder

EXHIBIT B
AUDIO FOR ADA UNIT

To must be in compliance with the statutes and rules listed below, the Logan County Clerk and Recorder's office will accept recorded pronunciations of candidate names in any format which may be able to be used by our office. Please inform candidates within your jurisdiction of the necessity of recording the correct pronunciation of their name. The Entity may collect all recordings and submit them to the Logan County Clerk and Recorder's office at one time.

The Logan County Clerk and Recorder's office will contact the Entity if pronunciation guidelines on any ballot issues or ballot questions are needed.

Pursuant to Colorado Revised Statutes (C.R.S.) §1-5-704(1) "...each voting system certified by the secretary of state for use in local, state, and federal elections shall have the capability to accept accessible voter interface devices in the voting system configuration..."

Pursuant to Secretary of State Rule 4.6.2 County, municipal, school district, and special district candidates whose names are listed on a ballot for an election coordinated by the county clerk and recorder must provide an audio recording of the pronunciation of their name to the county clerk and recorder prior to the election for offices that are voted on by the electors of the county, municipality, school district, or special district.

Pursuant to Secretary of State Rule 4.6.2 for candidates designated by a major or minor party, such audio recording shall be provided no later than the last day upon which the designated election official certifies the ballot content to the county clerk and recorder in accordance with section C.R.S. §1-5-203(3)(a). The audio recording of the candidate's name shall be recorded exactly as it is provided on the candidate's statement of intent that is submitted to the designated election official, and as they wish it to appear on the ballot.

Pursuant to Secretary of State Rule 4.6.2 for candidates nominated by petition, such audio recording shall be provided no later than the last day upon which the designated election official certifies the ballot content to the county clerk and recorder in accordance with section C.R.S. §1-5-203(3)(a). The audio recording of the candidate's name shall be recorded exactly as it is provided on the candidate's statement of intent that is submitted to the designated election official, and as they wish it to appear on the ballot.

Please contact our office at (970) 522-1544 if you have any questions or need additional information.

EXHIBIT C
TEMPLATE FOR CERTIFICATION FOR BALLOT CONTENT

Date:

Ms. Pamela M. Bacon
Logan County Clerk and Recorder
315 Main Street, Suite 3
Sterling, CO 80751

RE: Certification of Ballot Content for _____ District.

Dear Pam:

This letter is submitted by the _____ District within Logan County, and certifies as of the above-written date that the following ballot question or list of candidates is to be submitted to the eligible electors during the coordinated election to be held on November 5, 2024:

DISTRICT NAME HERE
Board of Directors or Mayor or City Councilmember etc.
LENGTH OF TERM HERE
(Vote For One or Two or Three)

____ CANDIDATE'S NAME
____ CANDIDATE'S NAME
____ CANDIDATE'S NAME

DISTRICT NAME HERE
REFERRED BALLOT ISSUE _____ (TABOR) or REFERRED BALLOT QUESTION _____ NON-TABOR

(INSERT HERE)

PLEASE INSERT THE QUESTION (**TABOR QUESTIONS ARE IN ALL CAPITAL LETTERS AND ALL OTHER QUESTIONS ARE IN UPPER AND LOWER CASE**)

YES _____ NO _____

Sincerely,

ENTITY NAME _____

Entity Election Official

EXHIBIT D
TEMPLATE FOR TABOR NOTICE CERTIFICATION

NOTE: The information provided here is offered as a suggestion for the sake of uniformity and convenience to the voters based upon the Constitutional language of TABOR. Entities should consult with their legal counsel to determine if data should be supplied as suggested.

Date:

Ms. Pamela M. Bacon
Logan County Clerk and Recorder
315 Main Street, Suite 3
Sterling, CO 80751

Dear Pam:

Below please find the required information for preparation of the ballot issue notices for Referred Ballot Issue _____.

DISTRICT NAME

Designated Election Official:
Name
Title
Address
City, State, Zip

NOTICE OF ELECTION TO INCREASE TAXES TO INCREASE DEPT ON A CITIZEN PETITION ON A
REFERRED MEASURE
DISTRICT NAME
LOGAN COUNTY, STATE OF COLORADO

Election Date: (insert election date here)

Election Hours: 7:00 A.M. to 7:00 P.M.

(Insert Question name and number here)

PLEASE LIST THE REFERRED BALLOT ISSUE QUESTION HERE (TABOR QUESTIONS ARE IN ALL CAPITAL LETTERS) this is the same language provided with original certification.

Fiscal Information: is required with your Ballot Tabor Notice submission.

Fiscal Year Spending Information:

2023 (Current fiscal year estimated)	[\$1,000,000]
2022 (Actual)	[\$1,000,000]
2021 (Actual)	[\$1,000,000]
2020 (Actual)	[\$1,000,000]
2019 (Actual)	[\$1,000,000]

Overall percentage change in fiscal year spending: [Insert % of overall change]

Overall dollar amount change: [Insert \$ amount of change]

Estimated maximum dollar amount of tax increase for [insert year]: [amount of increase]
Estimated [Insert Year] fiscal year spending without tax increase: [amount of spending]

Information of Current Bonded Debt:

Principal amount: [\$1,000,000]
Maximum annual repayment cost: [\$1,000,000]
Total repayment cost: [\$1,000,000]

Information on Proposed Bonded Debt:

Principal Amount [\$1,000,000]
Maximum annual repayment cost: [\$1,000,000]
Total repayment cost: [\$1,000,000]

The following summaries were prepared from comments filed by persons FOR the issue:

PLEASE LIST THE COMMENTS FILED FOR AN ISSUE HERE

- Statements are in upper and lower case.
- Summary statements or paragraphs for the proposal must be filed 45 days before the election. See C.R.S 1-7-901(4)
- Summaries must be 500 words or less and accurately summarize all written comments.
- Summaries may not contain names of persons or private groups that are for or against the issue.
- If written comments are not filed, state “No comments were filed by the constitutional deadline”.

The following summaries were prepared from comments filed by persons AGAINST the issue:

PLEASE LIST THE COMMENTS FILED AGAINST AN ISSUE HERE

- Statements are in upper and lower case.
- Summary statements or paragraphs against the proposal must be filed 45 days before the election. See C.R.S 1-7-901(4)
- Summaries must be 500 words or less and accurately summarize all written comments.
- Summaries may not contain names of persons or private groups that are for or against the issue.
- If written comments are not filed, state “No comments were filed by the constitutional deadline”.

Sincerely,

Designated Election Official