



**AGENDA**  
**Logan County Board of Commissioners**  
**Logan County Courthouse, 315 Main Street, Sterling, Colorado**  
**Tuesday, December 17, 2019 - 9:30 a.m.**

**Call to Order**  
**Pledge of Allegiance**  
**Revisions to Agenda**  
**Consent Agenda**

Approval of the Minutes of the December 10, 2019 meeting.

Approval of an application for renewal of a Fermented Malt Beverage Liquor License on behalf of PJ Marina, LLC.

**Unfinished Business**

Consideration of the award of the proposal for Onsite and/or Remote Technical Support for Information Technology and Computer Support Services for Logan County Governmental Offices.

Consideration of the award of the bid for a Security Camera System for Logan County Governmental Offices.

Consideration of the approval of Resolution 2019-51 for Subdivision Exemption on behalf of Duane R. Kuhn and Patricia A. Kuhn to create a 5.00-acre parcel from a 160-acre parcel in an Agricultural (A) zone located in the Northwest Quarter of Section 21, Township 8 North, Range 50 West, of the 6<sup>th</sup> Principal Meridian, in Logan County, Colorado.

**New Business**

Consideration of the approval of the Logan County Emergency Operations Plan.

Consideration of the approval of Resolution 2019-52 concerning the establishment of Emergency Reserve in Fiscal Year 2019 in compliance with Amendment One (Tabor) and transferring appropriated funds between funds.

Consideration of the approval of the following Logan County Lodging Tax Board Projects:

- NADS In-Room Guest Directory.
- 2020 Logan County Visitor Center Budget.

Consideration of the approval of 2019-53 supplementing the budgets of the Logan County Sheriff, and County Clerk – Elections , Office of Emergency Management and Buildings and Grounds Department in the General Fund with unanticipated revenues or fund balances.

Consideration of the approval of the Certification of Levies and Revenue for 2020.

Consideration of the approval of an application submitted by the City of Sterling for renewal of the license and vehicle permits for Logan County Ambulance Service.

Consideration of the approval of an Agreement between Logan County and Prairie Moon, LLC to Convey Sunset Memorial Gardens Cemetery to Logan County.

**Other Business**

**Miscellaneous Business/Announcements**

County Offices will be closed on Tuesday, December 24 - Christmas Eve and Wednesday, December 25, Christmas Day.

County Offices will be closed Wednesday, January 1, 2020 - New Year's Day.

The next meeting will be scheduled for Tuesday, December 31, 2019, at 9:30 a.m. at the Logan County Courthouse.

**Executive Session as Needed**

December 10, 2019

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

Joseph A. McBride	Chairman
Jane Bauder	Commissioner
Byron Pelton	Commissioner

Also present:

Alan Samber	Logan County Attorney
Pamela M. Bacon	Logan County Clerk - Absent
Rachelle Stebakken	Logan County Deputy Clerk
Marilee Johnson	Tourist Information Center Director/County Public Information Officer
Jerry Casebolt	Emergency Management
Debbie Unrein	Logan County Finance
Dave Tennant	
Jeff Rice	Journal Advocate

Chairman McBride called the meeting to order at 9:30 a.m. The meeting opened with the Pledge of Allegiance. Chairman McBride asked if there were any revisions for the agenda. None were indicated.

The Board continued with the Consent Agenda items:

- Approval of the Minutes of the December 3, 2019 meeting.
- Acknowledgment of the receipt of the Treasurer's report for the month of November, 2019.
- Acknowledgment of the receipt of the Landfill Supervisor's report for the month of November, 2019.

Commissioner Bauder moved to approve the Consent Agenda. Chairman McBride seconded and the motion carried 2-0. Commissioner Pelton abstained from voting because of being absent from the December 3, 2019 meeting.

Chairman McBride continued with New Business:

Commissioner Pelton moved to approve Resolution 2019-44 to adopt the Logan County Budget for 2020. Commissioner Bauder seconded and the motion carried 3-0.

Commissioner Bauder moved to approve Resolution 2019-45 to appropriate sums of money for Logan County for 2020. Commissioner Pelton seconded and the motion carried 3-0.

Commissioner Pelton moved to approve Resolution 2019-46 levying general property taxes for the 2019 assessment year payable in 2020 to help defray the costs of government for Logan County, Colorado for the 2020 budget year. Commissioner Bauder seconded and the motion carried 3-0.

Commissioner Bauder moved to approve Resolution 2019-47 to adopt the Logan County Pest Control District Budget for 2020. Commissioner Pelton seconded and the motion carried 3-0.

Commissioner Pelton moved to approve Resolution 2019-48 to appropriate sums of money for the Logan County Pest Control District for 2020. Commissioner Bauder seconded and the motion carried 3-0.

Commissioner Bauder moved to approve Resolution 2019-49 levying general property taxes for the 2019 assessment year payable in 2020 to help defray the costs of government for the Logan County Pest Control District for the 2020 budget year. Commissioner Pelton seconded and the motion carried 3-0.

Commissioner Pelton moved to approve Resolution 2019-50 to extend a previously enacted tax credit to reduce business personal property taxes. Commissioner Bauder seconded and the motion carried 3-0.

The next business meeting will be scheduled for Tuesday, December 17, 2019, at 9:30 a.m. at the Logan County Courthouse.

The Commissioner Christmas Coffee will be held December 11, 2019, at 9:30 a.m. at the Logan County Courthouse.

There being no further business to come before the Board, the meeting adjourned at 9:40 a.m.

Submitted by:

  
\_\_\_\_\_  
Logan County Deputy Clerk

Approved: December 17, 2019

LOGAN COUNTY, COLORADO

(seal)

By: \_\_\_\_\_  
Joe McBride, Chairman

Attest:

\_\_\_\_\_  
Logan County Clerk & Recorder

**RESOLUTION**

**NO. 2019-51**

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

**SUBDIVISION EXEMPTION FOR DUANE R. KUHN AND PATRICIA A. KUHN**

**WHEREAS**, Section 30-28-101 (10)(d), C.R.S., as amended, authorizes the Board of County Commissioners pursuant to resolution to exempt from the detailed requirements of the Logan County Subdivision Regulations any division of land if the Board of County Commissioners determines that such division is not within the purposes of the statutory provisions governing land division; and

**WHEREAS**, Duane R. Kuhn and Patricia A. Kuhn, have applied for an exemption from the Logan County Subdivision Regulations with reference to a proposed parcel to be created which is legally described as follows:

A parcel of land known as Parcel 1, containing 5.00 acres, more or less in the Northwest Quarter of Section 21, Township 8 North, Range 50 West, of the 6<sup>th</sup> Principal Meridian, in Logan County, Colorado, said parcel being more particularly described as follows:

Commencing at the Northwest corner of Section 21, Township 8 North, Range 50 West of the 6<sup>th</sup> Principal Meridian, thence along the North line of said Northwest Quarter, North 87°08'57" East, a distance of 1393.64 feet to the Point of Beginning; thence continuing along said North line of the Northwest Quarter, North 87°08'57" East a distance of 519.00 feet, to a point on the West line of a parcel surveyed by Professional Land Surveyor 26964, deposited in the Logan County Survey Records under land survey plat number 951; thence along said West line, South 00°44'58" West, a distance of 420 feet; thence departing said West line, South 87°08'57" West, a distance of 519.00 feet; thence North 00°44'58" East, a distance of 420 feet, more or less, to the Point of Beginning.

**30 FOOT ACCESS AND UTILITY EASEMENT NO. 1**

A 30 foot wide access and utility easement, containing 0.50 acres, more or less, in the Northwest Quarter of Section 21, Township 8 North, Range 50 West of the 6<sup>th</sup> Principal Meridian, in Logan County, Colorado, said easement being more particularly described as follows:

Commencing at the Northwest corner of Section 21, Township 8 North, Range 50 West of the 6<sup>th</sup> Principal Meridian; thence along the North line of said Northwest Quarter, North 87°08'57" East, a distance of 2,637.15 feet, to the North Quarter Corner of said Section 21, and to the end of Logan County Road 32 and to the Point of Beginning; thence along the East line of the Northwest Quarter of said Section 21, South 01°22'36" East a distance of 30.00 feet; thence South 87°08'57" West a distance 725.63 feet to a point on the West line of a parcel of land surveyed by Professional Land Surveyor 26964 deposited in the Logan County Survey Records under land survey plat number 951; thence along said West line, North 00°44'58" East, a distance of 30.06 feet to a point on the North line of the Northwest Quarter of said Section 21; thence along said North line North 87°08'57" East a distance of 724.51 feet, more or less, to the Point of Beginning.

**30 FOOT ACCESS AND UTILITY EASEMENT NO. 2**

A 30 foot wide access and utility easement, containing 0.42 acres, more or less, in the Northwest Quarter of Section 21, Township 8 North, Range 50 West of the 6<sup>th</sup> Principal Meridian in Logan County, Colorado, said easement being more particularly described as follows:

Commencing at the Northwest corner of Section 21, Township 8 North, Range 50 West of the 6<sup>th</sup> Principal Meridian; thence along the North line of said Northwest Quarter North 87°08'57" East a distance of 2637.15 feet to the North Quarter Corner of said Section 21, and to the end of Logan County Road 32 and to the Point of Beginning; thence along the East line of the Northwest Quarter of said Section 21, South 01°22'36" East a distance of 616.02 feet to a point on the South line of a parcel of land surveyed by Professional Land Surveyor 26964 deposited in the Logan County Survey Records under land survey plat number 951; thence along said South line, South 88°15'08" West a distance of 30.00 feet; thence departing said South line, on a line parallel to

the East line of the Northwest Quarter of said Section 21, North 01°22'36" West a distance of 615.25 feet, to a point on the North line of the Northwest Quarter of Said Section 21; thence along said North 87°08'57" East a distance of 30.01 feet, more or less, to the Point of Beginning.

(As represented on official Subdivision Exemption Plat #2019-44); and

**WHEREAS**, Duane R. Kuhn and Patricia A. Kuhn, intend to create a parcel, consisting of 5.00 acres subdivided from a 161 acre parcel in an Agricultural (A) zone district, for use as a residence; and

**WHEREAS**, the Logan County Planning Commission recommended approval of the application after reviewing the application, studying the staff review, and reviewing the proposed plat on November 27, 2019; and

**WHEREAS**, a public hearing was held by the Board of County Commissioners on December 3, 2019, at which time the Board reviewed the application and any exhibits, and heard the comments of the staff and any interested parties; and

**WHEREAS**, based on the application, supporting information, comments of staff and testimony of any interested persons, the Board finds as follows:

1. That the exemption is consistent with and conforms to the Logan County Zoning Resolution and Subdivision Regulations.
2. That the exemption relates to a division of land that is determined not to be within the purpose of C.R.S. 30-28-101, et. seq.
3. That legal and physical access is provided to the parcel by enforceable public rights-of-way or recorded easements, and the size, location and availability of essential services to the proposed parcel are reasonable, appropriate and customary for the intended use.

**NOW THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Logan County, Colorado, that the application by Duane R. Kuhn and Patricia A. Kuhn, for a Subdivision Exemption for the creation of 5.00 acre parcel in the unincorporated area of Logan County, as described above and as represented on official Subdivision Plat 2019-44, is hereby approved, provided that no further subdividing of the above described parcel shall occur without the prior approval of the Board of County Commissioners.

**DONE** on Tuesday, this 17th day of December, 2019.

BOARD OF COUNTY COMMISSIONERS  
LOGAN COUNTY, COLORADO

\_\_\_\_\_  
(Aye)(Nay)  
Joseph A. McBride, Chairman

\_\_\_\_\_  
(Aye)(Nay)  
Byron H. Pelton, Commissioner

\_\_\_\_\_  
(Aye)(Nay)  
Jane E. Bauder, 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 County of Logan and State of Colorado, in regular session on this 17th day of December, 2019.

\_\_\_\_\_  
County Clerk and Recorder

APPLICATION FOR SUBDIVISION EXEMPTION PLAT APPROVAL

(To be filed in duplicate)

(Incomplete Applications will not be accepted)

Date 10-8-2019

1. Name of Subdivision Exemption Duane R. and Patricia A Kuhn
2. Name of Applicant Patty and Duane Kuhn Phone 303-589-9970  
Address 32500 C.R. 32, Fleming, 80728  
(Street No. and Name) (Post Office) (State) (Zip Code)
3. Name of Local Agent n/a Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street No. and Name) (Post Office) (State) (Zip Code)
4. Owner of Record same Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street No. and Name) (Post Office) (State) (Zip Code)
5. Prospective Buyer n/a Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street No. and Name) (Post Office) (State) (Zip Code)
6. Land Surveyor Carl Gilbert Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street No. and Name) (Post Office) (State) (Zip Code)
7. Attorney \_\_\_\_\_ Phone \_\_\_\_\_  
Address \_\_\_\_\_  
(Street No. and Name) (Post Office) (State) (Zip Code)
8. Subdivision Exemption Location: on the \_\_\_\_\_ side of \_\_\_\_\_  
\_\_\_\_\_ Feet \_\_\_\_\_ of \_\_\_\_\_  
(Direction) (Street)
9. Postal Delivery Area 80728 School District RE 3
10. Total Acreage 162 Zone AG Number of Lots 2
11. Tax Map Designation: Section/Township/Range NW4 21-08-50 Lot(s) \_\_\_\_\_
12. Has the Board of Zoning Appeals granted variance, exception, or conditional permit concerning this property? NO  
If so, list Case No. and Name \_\_\_\_\_
13. Is Deed recorded in Torrens System: Number \_\_\_\_\_
14. Is Deed recorded in General System: Book \_\_\_\_\_ Page \_\_\_\_\_
15. Current Land Use: pasture / AG residential
16. Proposed Use of Each Parcel: pasture / AG and residential

pattyann55@mesanetworks.net

**KUHN, Duane & Patricia**  
**SE2019-6 Sub Ex 5 acres**  
**NW4 Section 21-08-50**  
**C.R. 32, Fleming**

17. Proposed Water and Sewer Facilities: current residence-existing inhouse well for 5 acres & priv. septic
18. Proposed Public Access to each new parcel: CR. 32 & 30ft access easement for 5 acre lot
19. Reason for request of this exemption (may use additional pages): to sell to son

List all contiguous holdings in the same ownership:

Section/Township/Range n/a Lot(s) \_\_\_\_\_

Attached hereto is an affidavit of ownership indicating the dates the respective holdings of land were acquired, together with the book and page of each conveyance into the present owner as recorded with the Logan County Clerk and Recorder. This affidavit shall indicate the legal owner of the property; the contract owner of the property, and the date the Contract of Sale was executed. IN THE EVENT OF CORPORATE OWNERSHIP: A list of all directors, officers, and stockholders of each corporation owning more than five percent (5%) of any class of stock must be attached [this need only be provided if Developer is requesting special assessment financing, the formation of improvement district(s) or benefit district(s).

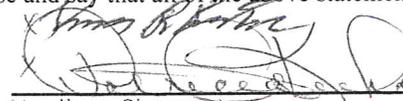
**The applicant hereby consents to the provisions of Article 8.2 A&B of the Logan County Subdivision Regulations.**

STATE OF COLORADO

) SS:

COUNTY OF LOGAN

\_\_\_\_\_ hereby depose and say that all of the above statements and the statements contained in the papers submitted herewith are true.



(Applicant Signature)

Mailing Address:

32500 C.R. 32, Fleming 80728

MY COMMISSION EXPIRES:

**KUHN, Duane & Patricia  
SE2019-6 Sub Ex 5 acres  
NW4 Section 21-08-50  
C.R. 32, Fleming**

FOR COUNTY USE: *pd 10/15/2019 ✓ #5563 Rct. #905*

Application Fee: One hundred dollars (\$100.00) Thirteen Dollar (\$13.00) one page OR

Twenty-three Dollar (\$23.00) three pages - Separate check for Recording fee *pd 10/15/2019 ck# 5564*

Date of Planning <sup>Review</sup> Commission: November 27, 2019

*Rct. #905*

Recommendation of Planning Commission:  Approval  Denial

Recommended Conditions of Subdivision Exemption Approval: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_

  
\_\_\_\_\_  
Chairman, Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of Subdivision Exemption Approval: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date Granted: \_\_\_\_\_

Date Denied: \_\_\_\_\_

\_\_\_\_\_  
Joseph A. McBride (Aye) (Nay)

\_\_\_\_\_  
Byron H. Pelton (Aye) (Nay)

\_\_\_\_\_  
Jane E. Bauder (Aye) (Nay)

**KUHN, Duane & Patricia**  
**SE2019-6 Sub Ex 5 acres**  
**NW4 Section 21-08-50**  
**C.R. 32, Fleming**

**SUBDIVISION EXEMPTION PLAT NUMBER \_\_\_\_\_**  
**FOR PATRICIA AND DUANE KUHN**  
**A PORTION OF LAND BEING IN THE NORTHWEST QUARTER OF**  
**OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH P.M.**  
**ALSO BEING IN LOGAN COUNTY NEAR FLEMING COLORADO**

Sheet Revisions		
Date	Description	Initials
09-21-19	FIELD SURVEY	CJG
09-23-19	DRAFTED SURVEY	CJG



SUBDIVISION EXEMPTION PLAT			
Title Sheet			
Project Number:	228-01-2019		
Project Location:	FLEMING COLORADO		
(LOGAN COUNTY, COLORADO)			
Project Code	Last Mod. Date	Subset	Sheet No.
228	09-25-2019	1 of 2	1

**PROPERTY DESCRIPTION PARCEL 1**

A PARCEL OF LAND KNOWN AS PARCEL 1, CONTAINING 5.00 ACRES, MORE OR LESS, IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, IN LOGAN COUNTY, COLORADO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE OF NORTHWEST CORNER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, THENCE ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, NORTH 87°08'57" EAST, A DISTANCE OF 1,393.64 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER, NORTH 87°08'57" EAST, A DISTANCE OF 519.00 FEET, TO A POINT ON THE WEST LINE OF A PARCEL SURVEYED BY PLS 26964, DEPOSITED IN THE LOGAN COUNTY SURVEY RECORDS UNDER LAND SURVEY PLAT NUMBER 951;

THENCE ALONG SAID WEST LINE, SOUTH 00°44'58" WEST, A DISTANCE OF 420.00 FEET;  
 THENCE DEPARTING SAID WEST LINE, SOUTH 87°08'57" WEST, A DISTANCE OF 519.00 FEET;

THENCE NORTH 00°44'58" EAST, A DISTANCE OF 420.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

**PROPERTY DESCRIPTION 30' ACCESS AND UTILITY EASEMENT NO.1**

A 30 FEET WIDE ACCESS AND UTILITY EASEMENT, CONTAINING 0.50 ACRES, MORE OR LESS, IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, IN LOGAN COUNTY, COLORADO, SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE OF NORTHWEST CORNER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, THENCE ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, NORTH 87°08'57" EAST, A DISTANCE OF 2,637.15 FEET, TO THE NORTH QUARTER CORNER OF SAID SECTION 21, AND TO THE END OF LOGAN COUNTY ROAD 32 AND TO THE POINT OF BEGINNING;

THENCE ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, SOUTH 01°22'36" EAST, A DISTANCE OF 30.00 FEET;

THENCE SOUTH 87°08'57" WEST, A DISTANCE OF 725.63 FEET, TO A POINT ON THE WEST LINE OF A PARCEL OF LAND SURVEYED BY PLS 26964, DEPOSITED IN THE LOGAN COUNTY SURVEY RECORDS UNDER LAND SURVEY PLAT NUMBER 951;

THENCE ALONG SAID WEST LINE, NORTH 00°44'58" EAST, A DISTANCE OF 30.06 FEET, TO A POINT ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21;

THENCE ALONG SAID NORTH LINE NORTH 87°08'57" EAST, A DISTANCE OF 724.51 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

**PROPERTY DESCRIPTION 30' ACCESS AND UTILITY EASEMENT NO.2**

A 30 FEET WIDE ACCESS AND UTILITY EASEMENT, CONTAINING 0.42 ACRES, MORE OR LESS, IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, IN LOGAN COUNTY, COLORADO, SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE OF NORTHWEST CORNER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, THENCE ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, NORTH 87°08'57" EAST, A DISTANCE OF 2,637.15 FEET, TO THE NORTH QUARTER CORNER OF SAID SECTION 21, AND TO THE END OF LOGAN COUNTY ROAD 32 AND TO THE POINT OF BEGINNING;

THENCE ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, SOUTH 01°22'36" EAST, A DISTANCE OF 616.02 FEET, TO A POINT ON THE SOUTH LINE OF A PARCEL OF LAND SURVEYED BY PLS 26964, DEPOSITED IN THE LOGAN COUNTY SURVEY RECORDS UNDER LAND SURVEY PLAT NUMBER 951;

THENCE ALONG SAID SOUTH LINE, SOUTH 88°15'08" WEST, A DISTANCE OF 30.00 FEET;

THENCE DEPARTING SAID SOUTH LINE, ON A LINE PARALELL TO THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, NORTH 01°22'36" WEST, A DISTANCE OF 615.25 FEET, TO A POINT ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21;

THENCE ALONG SAID NORTH LINE NORTH 87°08'57" EAST, A DISTANCE OF 30.01 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

**SURVEY NOTES**

1. ONLY THE RECORD DOCUMENTS NOTED HEREON WERE PROVIDED TO OR DISCOVERED BY WILDCAT SURVEYING. NO ABSTRACT, CURRENT TITLE COMMITMENT NO OTHER RECORD TITLE DOCUMENTATION WAS PROVIDED TO WILDCAT SURVEYING IN THE CREATION OF THIS SURVEY.

2. THIS SURVEY DOES NOT REFLECT A SEARCH OR DOES IT DEPICT ANY UNDERGROUND UTILITIES OR SUBSURFACE CONFLICTS THAT MAY ARRISE.

3. EXCEPT AS SPECIFICALLY STATED OR SHOWN ON THIS SURVEY, THIS SURVEY DOES NOT PURPORT TO REFLECT ANY OF THE FOLLOWING WHICH MAY BE APPLICABLE TO THE SUBJECT REAL ESTATE: EASEMENTS, OTHER THAN POSSIBLE EASEMENTS WHICH ARE VISIBLE AT THE TIME OF MAKING THIS SURVEY; BUILDING SETBACK LINES, RESTRICTIVE COVENANTS; SUBDIVISION RESTRICTIONS; ZONING OR OTHER LAND-USE REGULATIONS, AND ANY OTHER FACTS WHICH AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.

4. BASIS OF BEARINGS: ALL BEARINGS ARE BASED ON THE NORTHLINE OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 8 NORTH, RANGE 50 WEST, OF THE 6TH PRINCIPAL MERIDIAN, BEING A GRID BEARING OF NORTH 87°08'57" EAST, A DISTANCE OF 2,637.15 FEET AS OBTAINED FROM A GLOBAL POSITIONING SYSTEM (GPS) SURVEY BASED ON THE COLORADO HIGH ACCURACY REFERENCE NETWORK (CHARN). SAID GRID BEARING IS NAD 83 (2011) COLORADO STATE PLANE ZONE 501.

5. ALL DIMENSIONS SHOWN HEREON ARE U.S. SURVEY FEET.

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

7. SUBJECT PROPERTY IS LOCATED WITHIN FLOOD ZONE X AREA (AREAS MINIMAL FLOODING AREA) BASED ON FEMA FIRM PANEL NUMBER 0801100750 EFFECTIVE DATE MAY 16, 2016.

**SURVEYOR'S STATEMENT**

I, CARL JOHN GILBERT, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE SURVEY REPRESENTED BY THIS PLAT WAS MADE BY ME OR UNDER MY SUPERVISION AND THIS PLAT ACCURATELY REPRESENTS SAID SURVEY BASED UPON MY KNOWLEDGE, INFORMATION, AND BELIEF. I FUTURE STATE THAT THE SURVEY AND THIS PLAT COMPLY WITH ALL APPLICABLE RULES, REGULATIONS AND LAWS OF THE STATE OF COLORADO, STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS AND IS NOT A GUARANTY OR WARRANTY, EITHER EXPRESSED OR IMPLIED.

I ATTEST THE ABOVE ON THIS 25TH DAY OF SEPTEMBER, 2019.

*Carl John Gilbert*

CARL JOHN GILBERT  
 COLORADO PROFESSIONAL LAND SURVEYOR NO. 38287  
 FOR AND ON BEHALF OF WILDCAT SURVEYING  
 307 CHURCH STREET  
 HARRISBURG, NE 69345  
 PHONE : 308-279-2072



**OWNER'S CERTIFICATE**

DUANE R. KUHN AND PATRICIA K. KUHN, BEING THE SOLE OWNERS IN FEE OF THE ABOVE DESCRIBED PROPERTY, DOES HEREBY DIVIDE THE SAME AS SHOWN ON THE ATTACHED MAP.

DUANE R. KUHN PATRICIA K. KUHN

STATE OF COLORADO )  
 )SS  
 COUNTY OF LOGAN )

THE FOREGOING CERTIFICATION WAS ACKNOWLEDGED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019

MY COMMISSION EXPIRES \_\_\_\_\_

NOTARY PUBLIC \_\_\_\_\_

WITNESS MY HAND & SEAL \_\_\_\_\_

**PLANNING COORDINATOR CERTIFICATE**

THIS PLAT HAS BEEN CHECKED FOR CONFORMANCE TO ARTICLE 8 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND APPEARS TO COMPLY WITH ALL THE REQUIREMENTS.

LOGAN COUNTY PLANNING COORDINATOR \_\_\_\_\_ DATED \_\_\_\_\_

**CHAIRMAN - LOGAN COUNTY PLANNING COMMISSION CERTIFICATE**

I HAVE REVIEWED THIS PLAT AND CONCUR WITH STAFF THAT THIS PLAT APPEARS TO BE IN CONFORMANCE WITH ALL THE REQUIREMENTS OF ARTICLE 8 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND SUBMIT THIS TO THE BOARD OF COUNTY COMMISSIONERS FOR FINAL APPROVAL.

CHARIMAN -LOGAN COUNTY PLANNING COMMISSION \_\_\_\_\_ DATED \_\_\_\_\_

**BOARD OF COUNTY COMMISSIONERS CERTIFICATE**

THIS PLAT IS ACCEPTED AND APPROVED FOR FILLING THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.

CHARIMAN OF THE BOARD OF COMMISSIONERS \_\_\_\_\_ DATED \_\_\_\_\_

ATTEST:  
 COUNTY CLERK AND RECORDER

BY \_\_\_\_\_

DATE \_\_\_\_\_

**DEDICATION STATEMENT**

KNOW ALL MEN BY THESE PRESENTS: THAT WE, DUANE R. KUHN AND PATRICIA K. KUHN, ARE THE OWNERS OF THE LAND INCLUDED WITH IN THIS PLAT FOR PARCEL 1 -3 SHOWN HEREON, THAT I AM THE ONLY PERSON WHOSE CONSENT IS NECESSARY TO PASS CLEAR TITLE TO SAID LAND AND WE HEREBY DEDICATE TO THE PUBLIC FOR USE AS SUCH, ANY SHOWN THE PUBLIC ROADWAYS AND ANY UTILITY EASEMENTS SHOWN ON THE SAID PLAT AND INCLUDED IN THE ABOVE DESCRIBED PREMISES:

IN WITNESS WHEREOF THIS DEDICATION IS EXECUTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.

DUANE R. KUHN PATRICIA K. KUHN

STATE OF COLORADO )  
 )SS  
 COUNTY OF LOGAN )

THIS DEDICATION WAS ACKNOWLEDGED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019  
 IN WITNESS WHEREOF, I HEREUNTO SET MY HAND AND OFFICAL SEAL

MY COMMISSION EXPIRES \_\_\_\_\_

**PLAT NOTE**

LOGAN COUNTY HAS ADOPTED A RIGHT TO FARM AND RANCH POLICY, RESOLUTION #99-50 RECORDED SEPTEMBER 21, 1999, IN BOOK 925, PAGE 430 OF THE LOGAN COUNTY RECORDS. PLEASE READ IT AND BE AWARE OF ITS PROVISIONS.

**RECORDER'S CERTIFICATE**

I, \_\_\_\_\_, CLERK AND RECORDER OF LOGAN COUNTY, COLORADO, HEREBY CERTIFY THAT THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY COLORADO ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019, ACCEPTED ON BEHALF OF THE PUBLIC THE FOREGOING DESCRIBED PARCEL OF REAL PROPERTY OFFERED FOR DEDICATION FOR PUBLIC USE, IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

\_\_\_\_\_  
 CLERK AND RECORDER, LOGAN COUNTY, COLORADO (SEAL)



**RESOLUTION**

No. 2019-52

**RE: ESTABLISHMENT OF EMERGENCY RESERVE IN FISCAL YEAR 2019 IN COMPLIANCE WITH AMENDMENT ONE (TABOR) AND TRANSFERRING APPROPRIATED FUNDS BETWEEN FUNDS**

**WHEREAS**, the Board of County Commissioners of Logan County, Colorado, pursuant to Colorado statute is vested with the authority of administering the affairs of Logan County, Colorado; and

**WHEREAS**, State Constitutional Amendment One (Tabor), passed November 3, 1992, provides for the establishment of a required Emergency Reserve; and

**WHEREAS**, staff has recommended that an Emergency Reserve be established in fiscal year 2019 in the amount of \$633,000; and

**WHEREAS**, Logan County has, in previous years, appropriated and set aside at total of \$568,000 in the General Fund; and

**WHEREAS**, an additional \$65,000 must be set aside to make the recommended reserve.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Logan County Commissioners of Logan County, Colorado, that the additional amount of \$65,000 be added to the Emergency Reserve, as provided for under Amendment One (Tabor). These reserve funds have been set aside in the General Fund;

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the sum of \$65,000 be transferred from the Logan County General Fund to the Logan County Contingency Fund as allowed by C.R.S. 29-1-109.

Adopted this 17<sup>th</sup> day of December, 2019.

**BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF LOGAN AND  
STATE OF COLORADO**

\_\_\_\_\_  
(Aye) (Nay)  
Joseph A. McBride, Chairman

\_\_\_\_\_  
(Aye) (Nay)  
Byron H. Pelton

\_\_\_\_\_  
(Aye) (Nay)  
Jane E. Bauder

I, Pamela M. Bacon, the 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 County of Logan, State of Colorado, in its regular session assembled this 17<sup>th</sup> day of December, 2019.

\_\_\_\_\_  
County Clerk and Recorder

# LOGAN COUNTY LODGING TAX BOARD FUNDING REQUEST FORM

**\*\* Please print and review BOTH pages and bring to the meeting \*\***

Date: 11/27/19 Project Title: NADS In-Room Guest Directory

Responsible Party: (Signature) Marilee Johnson, TIC Director

Funds Payable to: (Organization) North American Directory Services

Mailing Address: 320 E 27<sup>th</sup> St., Loveland CO 80538

By completing this form, the responsible party agrees to **include the words "Funds provided by www.ExploreSterling.com"** in all media announcements and/or printed material about the project. **Changes in details** for an event, such as location, length of event, etc. that were presented to the LTB at the time the request was submitted and accepted **must be cleared with the board before** any bills will be paid. Failure to do this will also affect funding for future projects.

**Fifty percent or more of the advertising funds used to promote the event should be spent to reach outside of Logan County.**

Date(s) of Activity: 2020

Total cost of project: \$300

Amount requested: \$300

Describe briefly how funds will be used then attach detailed information to this form as requested in the guidelines on the back.

Full page ad in motel room Guest Directory – Quality Inn, Ramada Inn, Sterling Motor Lodge

The following information is vital if a request for funds is to be considered. **Please include on a separate sheet with the proposal.**

1. Show the complete name of the project to be promoted, advertised or marketed.
2. Identify and provide information about the group or organization making the request, including name and phone number of the person in charge.
3. Describe the project and plans to promote, advertise or market it.
4. Provide an outline of the budget established for the event.
5. Detail what percentage of total amount budgeted is being requested from the Lodging Tax Board. Remember, the funds are for tourism for Logan County.
6. Advertising is to include the words "**Funds provided by www.ExploreSterling.com**".
7. **Fifty percent or more** of the advertising funds used to promote the event must be spent to reach **outside of Logan County.**
8. Funds are not paid up front. A receipt or invoice for an expense must be presented, showing the actual amount spent before that money is released.
9. Receipts and invoices must be presented for payment **within 90 days of the completion of the event.**
10. The Lodging Tax Board requests a follow-up report after the event. If this is an event that will occur again, it is hoped that help from Lodging Tax funds in early years will help an event eventually become self-supporting.

# Guidelines for Requesting Funds From the Logan County Lodging Tax Board

The Logan County Lodging Tax Board's funding and the use of its funds were established by Colorado House Bill 1476, and concern the promotion of tourism and its funding. This house bill was enacted by the General Assembly of the State of Colorado and later approved by the voters of Logan County. In general, "revenues collected from Logan County Lodging Tax (1.9% bed tax), shall be used only to advertise, market or promote tourism for Logan County"

Funding for advertising, marketing or promoting an event intended to bring tourism to Logan County may be requested by completing the other side of this form, attaching additional information as requested below and submitting the entire request before the Lodging Tax Board at their next monthly meeting. Names of Board members, as well as the time and date of each monthly meeting, are available by inquiring at the Logan County Commissioners' Office (970-522-0888). Please provide **TWELVE copies** of the completed proposal (one for each Board member). The presentation of your event request, including time to answer questions from the Board, should be kept to a maximum of 10 minutes.

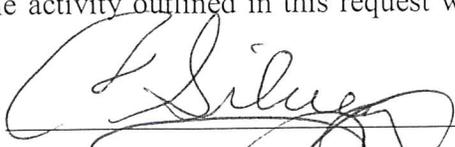
Requests may be submitted to a Board member prior to the next meeting and discussed as new business, without a personal presentation. However, this does not allow the opportunity for the Board to ask questions and it could be tabled for more information. The Board may consider and vote on a proposal at the same meeting. The Board may also review and discuss a new proposal at the meeting when it is submitted, then vote on it at the next meeting.

Requests approved by the Lodging Tax Board will then go to the County Commissioners for their approval at a regular open meeting. **If possible the person submitting the proposal should attend the County Commissioners' meeting.** Check with their office for time and date of the next Commissioners meeting. This will also be announced at the Lodging Tax Board meeting.

\*\*\*\*\*

### THIS PART OF FORM TO BE COMPLETED BY LODGING TAX BOARD

The Logan County Lodging Tax Board Requests approval from the County Commissioners in the amount of \$ 300<sup>00</sup> for the activity outlined in this request with the understanding that the funds will be used as described.

LCLTB Endorsement:  Date: 12/2/2019

LCLTB Treasurer's Endorsement  Date: 12/2/19

Logan County Commissioners approve the amount of \$ \_\_\_\_\_

Commissioners Endorsement \_\_\_\_\_ Date: \_\_\_\_\_

**Reimbursement forms** must be obtained from the finance department at the Logan County Courthouse. For reimbursement, return **completed forms and receipts** within 90 days of completion of the event

**THANK YOU!!**

See Reverse Side

*REVISED May 2016*

# LOGAN COUNTY LODGING TAX BOARD FUNDING REQUEST FORM

**\*\* Please print and review BOTH pages and bring to the meeting \*\***

Date: 11/27/19 Project Title: 2020 Logan County Visitor Center budget

Responsible Party: (Signature) Marilee Johnson, Tourist Center Director/Public Info Coordinator

Funds Payable to: (Organization) various vendors

Mailing Address: \_\_\_\_\_

By completing this form, the responsible party agrees to **include the words "Funds provided by www.ExploreSterling.com"** in all media announcements and/or printed material about the project. **Changes in details** for an event, such as location, length of event, etc. that were presented to the LTB at the time the request was submitted and accepted **must be cleared with the board before** any bills will be paid. Failure to do this will also affect funding for future projects.

**Fifty percent or more of the advertising funds used to promote the event should be spent to reach outside of Logan County.**

Date(s) of Activity: 2020

Total cost of project: \$11,720

Amount requested: \$11,720

Describe briefly how funds will be used then attach detailed information to this form as requested in the guidelines on the back.

Operating budget for the Logan County Visitor Center for 2020. Expenses include internet/TV/telephone, postage, operating supplies, website hosting/tourism engine, and tourism marketing/PR/misc.

The following information is vital if a request for funds is to be considered. **Please include on a separate sheet with the proposal.**

1. Show the complete name of the project to be promoted, advertised or marketed.
2. Identify and provide information about the group or organization making the request, including name and phone number of the person in charge.
3. Describe the project and plans to promote, advertise or market it.
4. Provide an outline of the budget established for the event.
5. Detail what percentage of total amount budgeted is being requested from the Lodging Tax Board. Remember, the funds are for tourism for Logan County.
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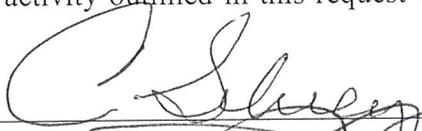
Funding for advertising, marketing or promoting an event intended to bring tourism to Logan County may be requested by completing the other side of this form, attaching additional information as requested below and submitting the entire request before the Lodging Tax Board at their next monthly meeting. Names of Board members, as well as the time and date of each monthly meeting, are available by inquiring at the Logan County Commissioners' Office (970-522-0888). Please provide **TWELVE copies** of the completed proposal (one for each Board member). The presentation of your event request, including time to answer questions from the Board, should be kept to a maximum of 10 minutes.

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Requests approved by the Lodging Tax Board will then go to the County Commissioners for their approval at a regular open meeting. **If possible the person submitting the proposal should attend the County Commissioners' meeting.** Check with their office for time and date of the next Commissioners meeting. This will also be announced at the Lodging Tax Board meeting.

\*\*\*\*\*  
THIS PART OF FORM TO BE COMPLETED BY LODGING TAX BOARD

The Logan County Lodging Tax Board Requests approval from the County Commissioners in the amount of \$ 11,720<sup>00</sup> for the activity outlined in this request with the understanding that the funds will be used as described.

LCLTB Endorsement:  Date: 12/2/2019

LCLTB Treasurer's Endorsement  Date: 12/2/19

Logan County Commissioners approve the amount of \$ \_\_\_\_\_

Commissioners Endorsement \_\_\_\_\_ Date: \_\_\_\_\_

**Reimbursement forms** must be obtained from the finance department at the Logan County Courthouse. For reimbursement, return **completed forms and receipts** within 90 days of completion of the event

**THANK YOU!!**

See Reverse Side

REVISED May 2016

**TOURIST INFORMATION CENTER**  
**2019 Proposed Budget**

	<u>2019 APPROVED</u>	<u>2020 PROPOSED</u>
Internet / TV / Telephone	\$ 2,220.00	\$ 2,220.00
Coffee Service	\$ -	\$ -
Postage	\$ 500.00	\$ 500.00
Supplies	\$ 2,500.00	\$ 2,500.00
Website Hosting / Tourism Engine	\$ 2,500.00	\$ 2,500.00
Tourism / Marketing / PR / Misc	\$ 4,000.00	\$ 4,000.00
 TOTAL	 <u>\$ 11,720.00</u>	 <u>\$ 11,720.00</u>

**Submit to Local Licensing Authority**

**PJ MARINA LLC**  
**12427 CO ROAD 35**  
**Sterling CO 80751**

Fees Due		
Renewal Fee	312.50	312.50
Storage Permit	\$100 X	\$ —
Sidewalk Service Area \$75.00		\$ —
Additional Optional Premise Hotel & Restaurant	\$100 X	\$ —
Related Facility - Campus Liquor Complex \$160.00 per facility		\$ —
<b>Amount Due/Paid</b>		<b>\$ 312.50</b>

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

**Retail Liquor or Fermented Malt Beverage License Renewal Application**

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name PJ MARINA LLC		Doing Business As Name (DBA) PJ MARINA LLC		
Liquor License # 03-11192	License Type Liquor Store (county)	Sales Tax License # 36734858	Expiration Date 02/06/2020	Due Date 12/23/2019
Business Address 24005 COUNTY ROAD 330 Sterling CO 80751				Phone Number 9704662279
Mailing Address 12427 CO ROAD 35 Sterling CO 80751			Email james.fix63@gmail.com	
Operating Manager James P. Fix	Date of Birth 11/14/1963	Home Address 12427 CO RD 35 STERLING CO 80751		Phone Number 970 466-2279
1. Do you have legal possession of the premises at the street address above? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Are the premises owned or rented? <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Rented* *If rented, expiration date of lease 4/30/2024				
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
3. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
4. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
5. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
6. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<b>Affirmation &amp; Consent</b> I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.				
Type or Print Name of Applicant/Authorized Agent of Business Patricia Fix				Title owner
Signature Patricia Fix				Date 12/1/19
<b>Report &amp; Approval of City or County Licensing Authority</b> The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules. <b>Therefore this application is approved.</b>				
Local Licensing Authority For				Date
Signature		Title		Attest

**RESOLUTION**

**No. 2019-53**

**WHEREAS**, during the 2019 calendar year, Logan County, Colorado received revenue which was not assured at the time of the adoption of the 2019 budget in 2018; and

**WHEREAS**, pursuant to Section 29-1-109, C.R.S., the County may, by resolution, authorize the expenditure of said unanticipated revenue by supplemental budget and appropriation; and

**WHEREAS**, a public meeting was held pursuant to 29-1-106, C.R.S. at the Logan County Courthouse, 315 Main Street, Sterling, CO 80751, on the 17<sup>th</sup> day of December at 9:30 a.m., and it is the decision of the Board of County Commissioners that certain budgets should be supplemented.

**NOW, THEREFORE, BE IT RESOLVED** that revenue received by Logan County in the sum of \$364,786 is appropriated from unanticipated revenues or fund balance to supplement the 2019 budget as follows:

**GENERAL FUND**

**SHERIFF’S DEPARTMENT**

- \$ 12,851 Sale of Sheriff Assets - Supplement Investigations
- \$ 10,417 State Grant - Police Officer Safety Training
- \$ 7,920 Search and Rescue Grant – Purchase of ATV for Search and Rescue
- \$ 1,320 Unanticipated Sheriff Revenues - Sheriff Posse Taser Rental
- \$ 4,442 Logan County Fair - Overtime Reimbursement
- \$ 8,701 State Grant - DUI Enforcement

**INSURANCE PROPERTY DAMAGE CLAIMS TO REPAIR VEHICLES**

- \$ 240,000 Sheriff’s Department
- \$ 2,239 Buildings and Grounds Department
- \$ 8,137 Office of Emergency Management

**ELECTIONS**

- \$ 8,412 Sale of Voting Booths to Gunnison County

**OFFICE OF EMERGENCY MANAGEMENT**

- \$ 5,000 AED Units for Schools and County – Colo. Rural Health Reimb.
- \$ 2,997 Card Writer – EMP Grant

**BUILDINGS AND GROUNDS**

- \$ 52,350 Annex Renovation – State Co-working Initiative Grant

Signed this 17th day of December, 2019.

BOARD OF COUNTY COMMISSIONERS  
LOGAN COUNTY, COLORADO

\_\_\_\_\_  
(Aye) (Nay)  
Joseph A. McBride, Chairman

\_\_\_\_\_  
(Aye) (Nay)  
Byron H. Pelton

\_\_\_\_\_  
(Aye)(Nay)  
Jane E. Bauder

I, Pamela M. Bacon, the 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 County of Logan, State of Colorado, in its regular session assembled this 17th day of December, 2019.

\_\_\_\_\_  
County Clerk and Recorder

# LOGAN COUNTY, COLORADO

## AMBULANCE SERVICE LICENSE AND VEHICLE PERMIT APPLICATION

New Application \_\_\_\_ Renewal Application   X  

**Name/Address Ambulance Vehicles Owner:**

All vehicles are owned by Logan County, Colorado, with possession and use of the vehicles transferred to the City of Sterling pursuant to an intergovernmental agreement between Logan County and the City of Sterling.

**Name/Address of Applicant:**

City of Sterling, 421 N. 4th Street, Sterling, Colorado 80751

**Name/Address of the person in charge of ambulance service operations:**

Lavon Ritter, Fire Chief, City of Sterling.

**Training/Experience Level of person in charge of the ambulance service:**

Lavon Ritter has 24 years of EMS experience as a Firefighter EMT Intermediate 99 and has been actively involved in the Logan County Ambulance Service since 2011.

**Trade Name or other name under which applicant does business:**

City of Sterling

**Description of each vehicle proposed to be used as ambulance vehicle:**

UNIT NUMBER	MAKE/MODEL	YEAR	V.I.N.	CURRENT MILEAGE	IN-SERVICE DATE
Med 6	Chevy 4500	2014	1GB6G5CL6E1171382		4/01/15
Med 7	Chevy 4500	2015	1GB6G5CL8F1169666		06/06/16
Med 8	Dodge Ram 5500 4x4 Chasis	2017	3C7WRNCL9HG773384		10/09/18

**Location of ambulance service operations:**

Sterling Fire Department, 410 N. 5th Street, Sterling, Colorado 80751

**Area to be served by Ambulance Service:**

All of the City of Sterling; All of the unincorporated areas of Logan County, Colorado, including all Rural Fire Districts; and extreme Eastern Weld County, Northwestern Washington County, and any other neighboring jurisdictions under approved mutual aid agreements.

**Name/address of the Medical Director for the Ambulance Service:**

Genavive Hillis M.D., 615 Fairhurst, Sterling, Colorado 80751

Provide list of all emergency personnel who may be called upon to respond to an emergency with the ambulance service (including the following: Complete name, address, date of birth; Highest level of training received; Copy of current Department of Health and Environment EMT-B, EMT-I or Paramedic certificate and either a) current CPR card as defined by CDPHE or b) proof of basic cardiac life support certification; proof of valid Colorado Driver's License).

Please see attached list and supporting documentation.

**Copies of operational policies of the ambulance service:**

Please see attached.

**Copies of insurance policies showing compliance with the insurance requirements of the Logan County Emergency Medical Services Resolution:**

Please see attached.

**Ambulance Vehicle Inspection Statement certifying that the vehicles and equipment have been inspected and are in compliance with the Logan County Emergency Medical Services Resolution and applicable regulations of the Colorado Department of Public Health and Environment:**

Please see attached.

**List of ambulance services, Fire Protection Districts or other providers of emergency response with which the ambulance service has or may have cooperative agreements:**

Sterling Rural Fire Protection District, Peetz Volunteer Fire Department; Crook Volunteer Fire Department; Fleming Volunteer Fire Department; Merino Volunteer Fire Department; Weld County; Washington County.

**I hereby certify that the information in this application is true to the best of my knowledge and belief and contains no willful misrepresentations or falsification.**

APPLICANT'S SIGNATURE:

\_\_\_\_\_  
Applicant's Name: Lavon Ritter, Fire Chief

\_\_\_\_\_  
Date

Address: 410 N. 5th Street, Sterling, CO 80751

Telephone: (970) 522-3823

## AGREEMENT TO CONVEY SUNSET MEMORIAL GARDENS CEMETERY TO LOGAN COUNTY

This Agreement is made effective this 17th day of December, 2019, by and between Prairie Moon, LLC, P.O. Box 1215, Sterling, Colorado, a Colorado Limited Liability Company, hereinafter referred to as "Prairie Moon", and Logan County, Colorado, 315 Main Street, Suite 2, Sterling, Colorado, a Colorado statutory county, hereinafter referred to as "County", collectively referred to as the "Parties" and individually as "Party".

### WITNESSETH:

WHEREAS, Prairie Moon is the owner of Sunset Memorial Gardens cemetery, a burial site that has existed for many years but which, owing to a series of financial setbacks to Prairie Moon, has become unkempt and deteriorated to a state of severe disrepair and desolation; and

WHEREAS, recognizing the state of the cemetery and the needs of the community for a more aesthetically pleasing place for burial, the City of Sterling and the County jointly entered into an intergovernmental agreement to integrate the available resources of each for the purpose of rehabilitating the site and providing park, historic preservation and cemetery services for the benefit of the citizens of the community; and

WHEREAS, as stated in the intergovernmental agreement and in furtherance of the joint rehabilitation and operation of the cemetery by the City and County, the County will acquire title to the site with the City being obligated to provide ongoing services incident to operating and managing the site as a public cemetery and the County being obligated to provide ongoing services incident to operating and managing the site as a public park; and

WHEREAS, except for title to the realty, its appurtenances and associated water rights, and any endowment or perpetual care funds held in trust for the future maintenance of the Cemetery, neither the City nor the County will acquire any business assets of Prairie Moon and Sunset Memorial Gardens, nor any business liabilities of Prairie Moon and Sunset Memorial Gardens, including but not limited to obligations that may exist under any prepaid burial contracts entered into by either Prairie Moon or any previous owner(s) of the Cemetery; and

WHEREAS, Prairie Moon, desiring to be relieved of the burden of owning and operating the cemetery and being fully apprised of the terms and conditions of the intergovernmental agreement, willingly enters into this Agreement to convey the Cemetery to the County in furtherance of the purposes of the intergovernmental agreement.

NOW, THEREFORE, in consideration of the premises and promises herein contained, the Parties agree as follows:

1. Prairie Moon is the owner of the real estate legally described in Exhibit A, attached hereto and fully incorporated herein by reference, also known as Sunset Memorial Gardens, 16339 CR 41, Sterling, Colorado (the "Cemetery"). Prairie Moon desires to become relieved of the burden of owning and operating the Cemetery and agrees to relinquish, gift and convey its

ownership of the Cemetery to the County, without payment or remuneration of any kind whatsoever, in the form of a deed acceptable to the County which conveys merchantable title to the County, as provided below.

2. County agrees to accept conveyance of the Cemetery and the inclusions described below, subject to the terms and conditions of this Agreement. The Parties expressly agree that the County is not assuming any debts, liabilities or accounts payable of Prairie Moon. Prairie Moon warrants that it shall pay any and all of its debts which are or could become a lien on the Cemetery, including any accounts payable and any business debts associated with the Cemetery which are not yet due, and will indemnify and save the County harmless from any and all claims for accounts payable or contractual obligations it has assumed that relate to the business name of Sunset Memorial Gardens or the Cemetery.

3. The conveyance of the Cemetery to the County expressly includes the following inclusions in addition to the real estate: 1) any and all water rights appurtenant to the Cemetery, to include water rights consisting of Colorado Division of Water Resources well permit #11883-F-R and #193-WCB, and six (6) shares of the Springdale Ditch Company; and 2) funds held in trust in any perpetual or endowment care fund established for the provision of future maintenance of the Cemetery.

4. On December 31, 2019, or such other earlier or later date to which the Parties may hereafter agree in writing, (hereinafter referred to as the "closing date"), Prairie Moon shall deliver to the County a good and sufficient Special Warranty deed, duly acknowledged, conveying the Cemetery to the County, as well as any other documents necessary to effectuate the transfer of appurtenant water rights and the transfer of assignable rights to any perpetual or endowment care fund established for the benefit of the Cemetery.

5. Prairie Moon represents, warrants and agrees that it will have on the closing date good and marketable title, free of all liens, mortgages, encumbrances and claims, excepting only the lien for *ad valorem* real estate taxes for the year of closing, limitations contained in the U.S. Patent (if any), zoning and land use restrictions, and easements or rights of way in use or of record. Heat, power, water and sewer charges, and real estate taxes (based upon the most recent assessment) for tax year 2019, payable in 2020, shall be apportioned between the Parties to the date of closing.

6. If, prior to closing, title is determined not to be merchantable and written notice of any title defect(s) is given by the County to Prairie Moon before closing, Prairie Moon shall use reasonable efforts to correct said defect(s). If Prairie Moon is unable to correct said defect(s) before closing, the date of closing shall be extended thirty days for the purpose of correcting said defect(s). If title is ultimately not rendered merchantable, the County, in its sole and absolute discretion, may declare this Agreement to be void and of no effect and each party hereto shall be released from all obligations arising hereunder.

7. Closing hereof shall take place on December 31, 2019 at 9:30 a.m. at the Logan County Courthouse, 315 Main Street, Sterling, Colorado. All documents to be delivered on the closing date shall be completed, signed and delivered at that time and place. Possession of the

Cemetery transferred hereunder shall be delivered to the County upon closing, free from any and all leases or tenancies.

8. Prairie Moon covenants that it shall sign all necessary documents and make reasonable efforts to assist the County in completing the transfer of ownership of well water permits, ditch water shares and cemetery endowment care trust funds to the County after closing. Prairie Moon acknowledges that this obligation shall survive closing of the real estate transfer described herein.

9. If any obligation hereunder is not performed as herein provided, there shall be the following remedies:

(A) IF PRAIRIE MOON IS IN DEFAULT, (1) County may elect to treat this Agreement as terminated and County may recover such damages as may be proper, or (2) County may elect to treat this Agreement as being in full force and effect and County shall have the right to an action for specific performance or damages, or both.

(B) IF COUNTY IS IN DEFAULT, Prairie Moon may elect to treat this Agreement as terminated and Prairie Moon may recover such damages as may be proper, or (2) Prairie Moon may elect to treat this Agreement as being in full force and effect and Prairie Moon shall have the right to an action for specific performance or damages, or both.

10. All notices, demands or other communications given under this Agreement shall be in writing and shall either be hand-delivered or mailed by certified mail to the respective addresses of the Parties as set forth in the initial paragraph of this Agreement, or to such other different address of which either party may notify the other in writing from time to time.

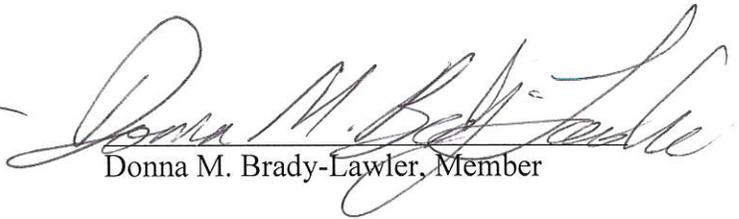
11. This Agreement shall be binding upon the heirs, personal representatives, successors or assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties have signed this Agreement effective the date and year first above written.

PRAIRIE MOON, LLC



Richard A. Lawler, Member



Donna M. Brady-Lawler, Member

BOARD OF COUNTY COMMISSIONERS  
OF LOGAN COUNTY, COLORADO

\_\_\_\_\_  
Joseph A. McBride, Chairman

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Byron H. Pelton, Commissioner

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Jane E. Bauder, Commissioner

## EXHIBIT A

A TRACT OF LAND IN THE EAST HALF OF THE SOUTHEAST QUARTER (E½SE¼) OF SECTION 8, TOWNSHIP 8 NORTH, RANGE 52 WEST OF THE SIXTH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO, SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 8; THENCE NORTHERLY ALONG THE EAST LINE OF SAID SECTION 8 A DISTANCE OF 1310.6 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTHWESTERLY AN ANGLE LEFT OF 60°55'00" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 389.4 FEET; THENCE NORTHWESTERLY AN ANGLE LEFT OF 22°36'00" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 138.7 FEET; THENCE SOUTHWESTERLY AN ANGLE LEFT OF 18°09'20" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 170.0 FEET; THENCE SOUTHWESTERLY AN ANGLE LEFT OF 41°06'30" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 81.7 FEET; THENCE SOUTHWESTERLY AN ANGLE LEFT OF 13°55'50" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 86.4 FEET; THENCE SOUTHWESTERLY AN ANGLE LEFT OF 9°26'00" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 98.0 FEET; THENCE NORTHWESTERLY AN ANGLE RIGHT OF 85°00'50" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 30.9 FEET; THENCE NORTHWESTERLY AN ANGLE RIGHT OF 43°38'50" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 215.9 FEET; THENCE NORTHWESTERLY AN ANGLE LEFT OF 2°53'40" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 105.4 FEET; THENCE NORTHERLY AN ANGLE RIGHT OF 41°09'00" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 111.0 FEET; THENCE NORTHEASTERLY AN ANGLE RIGHT OF 72°15'10" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 106.1 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 63°16'00" FROM THE LAST DESCRIBED COURSE A DISTANCE OF 199.0 FEET TO A POINT ON THE CENTERLINE OF THE SPRINGDALE DITCH; THENCE SOUTHEASTERLY AN ANGLE RIGHT OF 84°26'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 25.3 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 21°15'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 64.9 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 12°52'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 58.6 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 16°28'30" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 49.6 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 30°37'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 95.2 FEET; THENCE NORTHEASTERLY AN ANGLE LEFT OF 9°22'20" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 199.4 FEET; THENCE NORTHEASTERLY AN ANGLE RIGHT OF 6°46'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 141.1 FEET; THENCE NORTHWESTERLY AN ANGLE LEFT OF 16°53'10" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 133.3 FEET; THENCE NORTHEASTERLY AN ANGLE RIGHT OF 17°23'30" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 87.4 FEET; THENCE NORTHERLY AN ANGLE LEFT OF 10°27'00" FROM THE LAST DESCRIBED COURSE AND ALONG THE CENTERLINE OF SAID SPRINGDALE DITCH A DISTANCE OF 58.6 FEET TO A POINT ON THE NORTH LINE OF SAID E½SE¼; THENCE EASTERLY AN ANGLE RIGHT OF 88°35'20" FROM THE LAST DESCRIBED COURSE AND ALONG THE NORTH LINE OF SAID E½SE¼ A DISTANCE OF 611.6 FEET TO THE NORTHEAST CORNER OF SAID E½SE¼; THENCE SOUTHERLY AN ANGLE RIGHT OF 90°58'40" FROM THE LAST DESCRIBED COURSE AND ALONG THE EAST LINE OF SAID SECTION 8 A DISTANCE OF 1325.8 FEET TO THE POINT OF BEGINNING AND CONTAINING 20.47 ACRES, MORE OR LESS, SUBJECT TO A COUNTY ROAD RIGHT-OF-WAY ALONG THE EAST LINE OF SAID SECTION 8 AND ALSO SUBJECT TO THE SPRINGDALE DITCH RIGHT-OF-WAY.