



TOWN BOARD REGULAR MEETING
May 11, 2015 - 7:00 P.M.
Town Board Chambers
301 Walnut Street, Windsor, CO 80550

The Town of Windsor will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 674-2400 by noon on the Thursday prior to the meeting to make arrangements.

AGENDA

A. CALL TO ORDER

1. Roll Call
2. Pledge of Allegiance
3. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration by the Board
4. Proclamation – Public Works and Police Week
5. Proclamation – Mental Health Month
6. Board Liaison Reports
 - Mayor Pro Tem Baker – Water & Sewer Board; North Front Range/MPO alternate
 - Town Board Member Morgan – Parks, Recreation & Culture; Great Western Trail Authority
 - Town Board Member Melendez – Downtown Development Authority; Chamber of Commerce
 - Town Board Member Rose – Clearview Library Board
 - Town Board Member Bishop-Cotner – Historic Preservation Commission; Planning Commission
 - Town Board Member Adams – Tree Board; Poudre River Trail Corridor Board
 - Mayor Vazquez – Windsor Housing Authority; North Front Range/MPO

7. Invited to be Heard

Individuals wishing to participate in Public Invited to be Heard (non-agenda item) are requested to sign up on the form provided in the foyer of the Town Board Chambers. When you are recognized, step to the podium, state your name and address then speak to the Town Board.

Individuals wishing to speak during the Public Invited to be Heard or during Public Hearing proceedings are encouraged to be prepared and individuals will be limited to three (3) minutes. Written comments are welcome and should be given to the Town Clerk prior to the start of the meeting.

B. CONSENT CALENDAR

1. Minutes of the April 27, 2015 Regular Town Board Meeting – K. Eucker
2. Resolution No. 2015-30 – A Resolution of the Windsor Town Board Approving the Accession of Items to the Town of Windsor Museum Collection – A. Dunehoo

3. Resolution No. 2015-31 - A Resolution Approving an Agreement between the Town of Windsor and Poudre Valley Rural Electric Association for the Installation of Light-Emitting Diode Bulbs in Certain Street Lights, and Authorizing the Mayor to Execute Same
4. Report of Bills April 2015 – D. Moyer

C. BOARD ACTION

1. Ordinance No. 2015-1496 - An Ordinance Amending International Residential Code Section R310.2, Adopted by Reference in Chapter 18, Article III of the Windsor Municipal Code, with respect to basement window wells
Super-majority vote required for adoption on second reading
 - Second reading
 - Legislative action
 - Staff presentation: Scott Ballstadt, Director of Planning
2. Ordinance No. 2015-1497 - An Ordinance Establishing the Amount Of Compensation for Town Board Members and the Mayor of the Town of Windsor, Colorado, Pursuant to the Town of Windsor Home Rule Charter
Super-majority vote required for adoption on second reading
 - Second reading
 - Legislative action
 - Staff presentation: Kim Emil, Assistant Town Attorney
3. Ordinance No. 2015-1498 - An Ordinance Amending Portions of Chapter 4, Article II of the *Windsor Municipal Code* for the Purpose of Implementing Voter-Approved Measures Associated with Financing the Community Recreation Center Expansion Project
 - First reading
 - Legislative action
 - Staff presentation: Ian McCargar, Town Attorney
4. Ordinance No. 2015-1499 - An Ordinance of the Town Of Windsor, Colorado, Authorizing the Issuance of Bonds for the Purpose of Expanding, Improving and Equipping the Windsor Community Recreation Center; Continuing the Pledge of Certain Town Sales and Use Tax Revenues for the Payment of the Town's Financial Obligation Represented by the Outstanding Bonds; Pledging the Additional Sales Taxes Approved by the Town's Voters in the 2014 Election; and Providing Details and Approving Documents in Connection with the Bonds.
 - First reading
 - Legislative action
 - Staff presentation: Dean Moyer, Director of Finance
5. Resolution No. 2015-32 – A Resolution Expressing the Intent of the Town to be Reimbursed for Certain Expenses Relating to the Construction of the Community Recreation Center Expansion
 - Legislative action
 - Staff presentation: Ian D. McCargar, Town Attorney
6. 125th Anniversary Outreach Update

- Staff Presentation: Kelly Unger, Communications/Assistant to the Town Manager & Kim Newcomer, Slate Communications

D. COMMUNICATIONS

1. Communications from the Town Attorney
2. Communications from Town Staff
3. Communications from the Town Manager
4. Communications from Town Board Members

E. EXECUTIVE SESSION

An executive session pursuant to § 24-6-402 (4)(e), C.R.S., for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators. Economic Development Incentives (Stacy Johnson)

F. ADJOURN

Proclamation

WHEREAS, public works serves an integral part of our citizens' everyday lives; and

WHEREAS, the health, safety and comfort of this community greatly depends on these facilities and services; and

WHEREAS, such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, managers, and employees of the Town of Windsor who operate, and maintain the transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential to serve out citizens; and

WHEREAS, it is in the public interest for citizens, civic leaders, and children in the United States of America to gain knowledge of and to maintain a progressive interest and understand the importance of public works and public works programs in the respective communities; and

WHEREAS, the members of the law enforcement agency of the Town of Windsor play an essential role in safeguarding the rights and freedoms of the Town of Windsor; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, and by protecting them against violence and disorder; and

WHEREAS, the men and women of the law enforcement agency of the Town of Windsor continuously provide a vital public service;

THEREFORE, I, John S. Vazquez, Mayor of the Town of Windsor, do hereby proclaim

May 17 – May 23, 2015 as Public Works and Police Week

in the Town of Windsor and I call upon all citizens and civic organization to acquaint themselves with the issues involved in providing our police and public works and to recognize the contributions which these public works and police officials make every day to our health, safety, comfort, security and quality of life.

GIVEN under the hand and the seal of the Town of Windsor, Colorado, this eleventh day of May, 2015.



*John S. Vazquez, Mayor
Town of Windsor*



PROCLAMATION DESIGNATING MAY AS MENTAL HEALTH MONTH

WHEREAS, mental health is essential to everyone’s overall physical health and emotional well-being; and

WHEREAS, one in every four families is affected by mental health disorders in a given year; and

WHEREAS, Weld County lost 54 lives to suicide, marking its highest recorded deaths by suicide ever, and an 11% increase from 2013.

WHEREAS, prevention is an effective way to reduce the burden of mental health and addiction conditions; and

WHEREAS, comprehensive, community-based services that respond to individuals with mental health needs and their families are cost-effective and beneficial to consumers and to our community; and

WHEREAS, with early and effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

WHEREAS, in December 2014, all Weld residents--without regard for ability to pay--have access to 24/7 Crisis Services for mental health and addiction crises through the Colorado Crisis Services system; and

WHEREAS, North Range Behavioral Health observes nationally recognized Mental Health Month every May to raise awareness about mental health and addictive disorders, and the importance of prevention and mental wellness.

NOW THEREFORE, be it resolved that May is recognized as Mental Health Month in Windsor, Colorado.

Dated this 11th day of May 2015

John S. Vazquez, Mayor



TOWN BOARD REGULAR MEETING
April 27, 2015 - 7:00 P.M.
Town Board Chambers
301 Walnut Street, Windsor, CO 80550

The Town of Windsor will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 674-2400 by noon on the Thursday prior to the meeting to make arrangements.

MINUTES

A. CALL TO ORDER

Roll Call Mayor Vazquez called the meeting to order at 7:01 p.m.

1. Roll Call

Mayor
Mayor Pro Tem

John Vazquez
Myles Baker
Christian Morgan
Jeremy Rose
Ivan Adams
Kristie Melendez
Robert Bishop-Cotner

Absent

Also Present:

Town Manager
Town Attorney
Town Clerk/Assistant to Town Manager
Communications/Assistant to Town Manager
Chief of Police
Director of Parks, Recreation & Culture
Assistant Town Attorney/ Town Prosecutor
Interim Director of Planning
Town Forester
Deputy Town Clerk

Kelly Arnold
Ian McCargar
Patti Garcia
Kelly Unger
John Michaels
Melissa Chew
Kim Emil
Scott Ballstadt
Ken Kawamura
Krystal Eucker

2. Pledge of Allegiance

Town Board Member Baker led the Pledge of Allegiance.

3. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration by the Board

Town Board Member Morgan motioned to amend the agenda to remove Item B.5 to a date yet to be determined; Town Board Member Melendez seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Rose, Morgan, Melendez, Adams, Vazquez; Nays- None; Motion passed.

4. Arbor Day Poster & Poetry Contest Recognition

Town Board Member Adams recognized members of the Tree Board: Chair Alison O'Connor, Vice Chair Mary Monroe, Bill Monroe, Secretary Wendy Ball, Rebekah Wilson, Janene Willey, recently resigned member Craig Bonesteel and non-voting ex officio lifetime member Gene Morey. Also recognized was the Town of Windsor Forester Ken Kawamura. Ms. O'Connor gave a brief overview of Arbor Day and the Tree Board.

Mayor Vazquez along with members from the Tree Board acknowledged the students that received awards from the poetry and poster contest.

5. Board Liaison Reports

- Mayor Pro Tem Baker – Water & Sewer Board; North Front Range/MPO alternate
Mayor Pro Tem Baker had no report at this time. The next Water & Sewer Board meeting will be May 8, 2015 at 6:30 a.m. at Town Hall.
- Town Board Member Morgan – Parks, Recreation & Culture; Great Western Trail Authority
Town Board Member Morgan gave an update on upcoming events with Great Western Trail Authority.
- Town Board Member Melendez – Downtown Development Authority; Chamber of Commerce
Town Board Member Melendez had no report from the Chamber of Commerce. Ms. Melendez gave a reminder of the All Town BBQ that is scheduled for June 4, 2015 from 5:00 p.m.-7:00 p.m. at Boardwalk Park. The next meeting has moved from May 6, 2015 to May 16, 2015 to accommodate the Comprehensive Plan Business Meeting.
Ms. Melendez reported the DDA's website will continue to be updated with the events at Boardwalk Park. A new rack card will also be developed with the events that are scheduled at Boardwalk Park this summer. Funding was allocated for billboards that will go up promoting Windsor's 125th anniversary. Also, the second half of the retreat was concluded last week. The DDA's plan is to update and/or develop a solid strategic plan.
- Town Board Member Rose – Clearview Library Board
Town Board Member Rose has no report at this time. The next meeting will be April 30, 2015 at 5:30 p.m.
- Town Board Member Bishop-Cotner – Historic Preservation Commission; Planning Commission
Absent; no report.
- Town Board Member Adams – Tree Board; Poudre River Trail Corridor Board
Town Board Member Adams had no report at this time for the Poudre River Trail Corridor Board. The next meeting will be May 7, 2015 at 7:00 a.m.
Mr. Adams noted that after spending Friday at the schools and Saturday morning at the 5K walk/run, the Tree Board and the Town Forester went to public works and sold trees for 3 hours. Sick tree day is scheduled for June 23, 2015.
- Mayor Vazquez – Windsor Housing Authority; North Front Range/MPO-
Mayor Vazquez had no report at this time. The next meeting is the first Thursday of next month.

6. Proclamation for National Preservation Month

Mayor Vazquez read the proclamation.

7. Invited to be Heard

Mayor Vazquez opened the meeting for public comment to which there was none.

B. CONSENT CALENDAR

1. Minutes of the April 13, 2015 Regular Town Board Meeting – P. Garcia

2. Advisory Board Appointments – P. Garcia
3. Resolution No. 2015-27 - A Resolution Approving The Acquisition Of Easements For The Law Pre-Disaster Mitigation Project, And Authorizing Individuals To Execute Same – I. McCargar
4. Resolution No. 2015-28 - A Resolution Approving The Acquisition Of Easements For The Law Basin West Tributary Project, And Authorizing Individuals To Execute Same – I. McCargar
5. Resolution No. 2015-29 - A Resolution Ratifying, Approving, And Confirming The Terms And Conditions Of An Agreement For The Establishment Of The Northern Colorado USA Pro Challenge Local Organizing Committee – M. Chew

Mayor Pro Tem Baker requested to remove Item B.5. Resolution No. 2015-29 - A Resolution Ratifying, Approving, And Confirming The Terms And Conditions Of An Agreement For The Establishment Of The Northern Colorado USA Pro Challenge Local Organizing Committee.

Mayor Pro Tem Baker motioned to approve the Consent Calendar as amended; Town Board Member Adams seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Rose, Morgan, Melendez, Adams, Vazquez; Nays- None; Motion passed.

C. BOARD ACTION

1. Windsor Severance Historical Society – Public Art Presentation
 - Staff Presentation: Melissa Chew, Director of Parks, Recreation and Culture

Director of Parks, Recreation and Culture, Melissa Chew stated the Windsor Severance Historical Society approached the Parks, Recreation and Culture Advisory Board about the opportunity to place a sculpture at Boardwalk Park to celebrate Windsor's history and heritage. The recently adopted landscape plan for the museum area at Boardwalk Park did include an area for placement of a sculpture. The Windsor Severance Historical Society and the Parks, Recreation and Culture Advisory Board are in agreement that the area at Boardwalk Park is an appropriate space for the sculpture. The Windsor Severance Historical Society has been encouraged to move forward with the concept of the sculpture and once they are moving forward to come back and go through the formal public art plan process.

Sandy Brug, Windsor Severance Historical Society, stated when the book was published on the photographic history of Windsor there were discussions on what their next project would be. After seeing the future landscape plan for Boardwalk Park with an area designated for a statue, they decided that is what the next project would be. The two major things they want to portray with a statue are to continue talking about the history of Windsor and also thank the many volunteers that worked to develop the historical society. Part of the story that is trying to be captured with the sculpture is the importance of water in Windsor. Without water, Windsor would be a very different place. Without individuals like Benjamin Eaton who had the foresight to establish canals, reservoirs and ditches, we wouldn't have had the agriculture and irrigation. Immigrants came to the area, particularly Germans from Russia to raise sugar beets. One of the ways water was obtained in the past for domestic use was from Dan the Water Man. Dan would deliver water to town and the citizens would line up with cisterns to fill. Another piece to the sculpture was family and how the families worked together. After determining the three components for the sculpture, it was time to find an artist.

Ms. Burg stated the Windsor Severance Historical Society hopes Windsor is willing to accept the statute as a gift and that word is spread about the project since a minimum of \$150,000 will need to be raised.

Austin Weishel, artist, stated he has been published in magazines and won an award for Top Monument in Washington D.C. last year. Mr. Weishel stated he was approached about a year ago regarding the project for the Windsor Severance Historical Society.

In the beginning of the process, the main focus was on water and agriculture with water being pumped through the sculpture. With the amount of maintenance that would be required for a sculpture with water being pumped through it, that idea was quashed.

Mr. Weishel stated the marquette is one-third life size at about 24" tall. When completed the sculpture will be about one and one-quarter life size. The goal of the sculpture is to be the focal point of Windsor by being more of a historical monument and symbol of Windsor.

Mr. Arnold asked about what the process is and how long it will take.

Mr. Weishel stated he starts all his sculptures the same way. The first step in the process is to build an armature out of steel, weld it together and then add foam and clay. To create a sculpture of this size it will take around 9 months of sculpting and an additional 5 months of bronzing. The bronzing process will take place in Loveland. Once the sculpture arrives for bronzing in Loveland, the sculpture will be cut up in pieces. Then molds are created from the different pieces. This sculpture will have one time molds so it will not be repeated. The molds will then be filled with wax that is hallowed. A piece is then cut from the mold and silica sand is filled on the inside of the mold and applied to the outside of the mold. The wax is then melted out of the mold and the bronze is poured in to create the sculpture. The bronze is heated at 2,000 degrees when it is being poured. The pieces will then be welded back together, chased with air tools and finished off to look like it has always been one piece. There will be reinforcements inside the structure for added strength. The patina coloring portion is done by heating the bronze to 300 degrees to open up the pores of the metal and different types of acids are used for different colors. This particular sculpture will be a bronze color. Bronze sculptures require very low maintenance and will last 100 plus years. Film will be gathered throughout the process to create a video of the history of the project and the history of Windsor.

Mr. Adams asked why and when the change was made from the overhead pump to what the sculpture is now.

Mr. Weishel stated the pump on the original was used more in the east and was not accurate to what was being used around this area. Other modifications have been made since the original design to be more accurate to this area.

Mr. Vazquez asked what the next step is.

Ms. Chew stated the presentation to the Town Board was for informational purposes as the Windsor Severance Historical Society will be starting a fundraising campaign. When the fundraising campaign begins, they wanted the Town Board to be aware of the intent to place a sculpture in a Windsor town park. The Parks, Recreation and Culture Advisory

Board have been very supportive of the project. Fundraising will be going on for the next few months and grant opportunities have been made aware to the Windsor Severance Historical Society.

Mr. Vazquez stated he will pledge \$100; Mr. Adams will match the \$100.00 pledge as well.

2. Public Hearing – Ordinance No. 2015-1496 - Amending International Residential Code Section R310.2, Adopted by Reference in Chapter 18, Article III of the Windsor Municipal Code, with respect to basement window wells

- Staff presentation: Scott Ballstadt, Interim Director of Planning

Town Board Member Melendez motioned to open the public hearing; Town Board Member Adams seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Morgan, Rose, Melendez, Adams, Vazquez; Nays – None; Motion passed.

Interim Director of Planning Ballstadt stated prior to 1999, new homes with unfinished basements were allowed to install basement window wells that, while meeting the code minimum dimensional requirements for an unfinished basement, would not meet the minimum dimensional requirements required to finish a sleeping room in the basement. It became necessary to amend the code as homeowners wishing to finish their basements were being required to excavate the non-compliant window wells, oftentimes after the property had been landscaped.

Therefore, in 1999 the Town of Windsor amended its adoption of the building code to require that all residential basement windows requiring a window well meet the dimensional requirements whether or not the window is located in a sleeping room.

Since its adoption, this amendment has worked well in most situations, allowing homeowners to finish their basements without having to replace non-compliant window wells. However, there have been some instances where requiring all window wells to meet egress requirements has caused issues, and that is the reason for this proposed ordinance amendment.

While it is difficult to determine which portions of an unfinished basement may eventually be finished as sleeping rooms, the enclosed ordinance retains the window well requirement of the 1999 amendment while proposing to add exceptions. The following exceptions are intended to allow a sleeping room to be served by a single egress window well (as opposed to requiring multiple window wells in the same room) and to acknowledge that certain portions of the basement may not feasibly be finished as sleeping rooms:

“For all building permits issued after June 14, 1999, all escape and rescue windows requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this Section.”

Exceptions:

- (a) Window wells located in rooms other than sleeping rooms are not required to comply with the minimum dimensions of this section provided they are not

located in areas of an “Unfinished Basement” where a sleeping room could be located.

- (b) Where at least one window well complying with this section is installed in a sleeping room, additional window wells in said sleeping room are not required to comply with this Section.”

The proposed ordinance is consistent with the Comprehensive Plan, the Vision 2025 Document and the Strategic Plan.

The Planning Commission held a public hearing at their April 15, 2015 regular meeting and recommended approval of the proposed ordinance as presented to the Town Board. The Northern Colorado Builders Association was informed of the proposed ordinance and had no comments.

Mayor Vazquez opened the meeting for public comment, to which there were none.

Town Board Member Melendez motioned to close the public hearing; Town Board Member Morgan seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Morgan, Rose, Melendez, Adams, Vazquez; Nays – None; Motion passed.

3. Ordinance No. 2015-1496 – An Ordinance Amending International Residential Code Section R310.2, Adopted by Reference in Chapter 18, Article III of the Windsor Municipal Code, with respect to basement window wells

- First reading
- Legislative action
- Staff presentation: Scott Ballstadt, Interim Director of Planning

Town Board Member Melendez motioned to approve Ordinance No. 2015-1496, An Ordinance Amending International Residential Code Section R310.2, Adopted by Reference in Chapter 18, Article III of the Windsor Municipal Code, with respect to basement window wells; Mayor Pro Tem Baker seconded the motion.

Mr. Ballstadt had no further comments at this time.

Roll call on the vote resulted as follows: Yeas – Baker, Morgan, Rose, Melendez, Adams, Vazquez; Nays – None; Motion passed.

4. Ordinance No. 2015-1497 – An Ordinance Establishing The Amount Of Compensation For Town Board Members And The Mayor Of The Town Of Windsor, Colorado, Pursuant To The Town Of Windsor Home Rule Charter

- First reading
- Legislative action
- Staff presentation: Kim Emil, Assistant Town Attorney

Town Board Member Morgan motioned to approve Ordinance No. 2015-1497, An Ordinance Establishing The Amount Of Compensation For Town Board Members And The Mayor Of The Town Of Windsor, Colorado, Pursuant To The Town Of Windsor Home Rule Charter; Mayor Pro Tem Baker seconded the motion.

Assistant Town Attorney Emil stated Section 3.6 of the Home Rule Charter requires that Town Board and Mayoral compensation shall be set by ordinance. In the April 13, 2015 work session, the Town Board directed staff to prepare an ordinance to increase the Town Board and Mayoral compensation and to switch payments to be made quarterly. The current levels of Town Board compensation were set by Ordinance No. 2007-1276, adopted in January, 2007. The ordinance before the Town Board is to increase Town Board compensation to \$8,000 per year and Mayoral compensation to \$12,000 per year payable quarterly. These increases shall apply to those taking office after this ordinance is effective, not for the current term of office for any Town Board Member or the Mayor.

Roll call on the vote resulted as follows: Yeas – Baker, Morgan, Rose, Melendez, Adams, Vazquez; Nays – None; Motion passed.

5. Financial Report March 2015

- Staff Presentation: Dean Moyer, Director of Finance

Mr. Moyer provided an over of the financial report included in the town board packet and noted that March sales tax collections were at a record high.

- Year to date sales tax collections are up by 1.22%
- 50 Business licenses were issues in March, of those 27 were sales tax vendors
- 77 Single Family Building Permits have been issued through March 2015 as compared to 48 through March of 2014.
- Construction use tax is below required monthly collections
- Community Center Recreation Tax collected \$138,906.00 in March 2015
- Since Costco opened there has not been a decrease in sales tax collections from grocery stores

Mr. Vazquez asked if based on the trend line, are the year to date revenues not meeting the monthly expended budget line.

Mr. Moyer stated part of the trend line includes the recreation center. If that was taken out it would look different.

Mr. Vazquez asked if the projects at 95% complete are actually completed and closed out or are overruns anticipated on those projects.

Mr. Moyer stated grants are being closed out on the water tank project and the Weld County Road 21 bridge project is about finished.

Mr. Vazquez asked if the two projects will be under budget or on budget.

Mr. Moyer stated they would be on budget.

Mr. Baker asked if the GEO code revenues for King Soopers are shifting with other businesses opening in town.

Mr. Moyer stated he has not seen a shift there but in looking at the area referred to as The Highlands; their revenues are now about the same as Safeway with Safeway slightly higher.

Mr. Baker asked if The Summit is considered to be in Eagle Crossing.
Mr. Moyer stated that The Summit is at Eagle Crossing.

Mr. Vazquez asked what percentage of revenue is that project generating.
Mr. Moyer stated it is 2.34% or 3.34%.

D. COMMUNICATIONS

1. Communications from the Town Attorney

Mr. McCargar stated there is an Executive Session and in order to go into the executive session properly, a motion needs to be made for the purpose that is on the agenda.

2. Communications from Town Staff

Ms. Unger reminded the Town Board that if they are interested in scheduling district meetings for the Comprehensive Plan she is available to help coordinate the meetings. Please email by May 1, 2015 with a date between May 25, 2015-June 30, 2015 along with the preferred location and time

Ms. Melendez asked if there were specific dates set for the district meetings.

Ms. Unger stated there are not.

3. Communications from the Town Manager

Mr. Arnold stated the discussion for the work session next week will include the cooperative planning agreement, water conservation and the flood gate project.

Communications from Town Board Members

Mr. Vazquez stated he will be meeting with Weld County Commissioner Conway and Mayor Norton to discuss ideas and plans for the Highway 34 corridor.

A joint session with the Larimer County Commissioners is scheduled for May 1, 2015.

Mr. Vazquez received a report of a line of sight issue at Stone Mountain Drive and 7th Street on northwest corner and requested that be looked into.

Mr. Vazquez noted he received a noise complaint from neighbors on north side of King Soopers. They say they have had a number of concerns about the trucks and the noise. If there are no results with local management, a meeting may need to be set up with regional managers.

E. EXECUTIVE SESSION

An executive session pursuant to Colorado Revised Statutes § 24-6-402 (4)(b) to confer with the Town Attorney for the purposes of receiving legal advice on specific legal questions concerning a request for interpretation of an intergovernmental agreement between the Town of Windsor and City of Fort Collins (K. Arnold; Ian McCargar)

Town Board Member Melendez motioned to go into an executive session pursuant to § 24-6-402 (4)(b) to confer with the Town Attorney for the purposes of receiving legal advice on specific legal questions concerning a request for interpretation of an intergovernmental agreement between the Town of Windsor and City of Fort Collins (K. Arnold; Ian McCargar); Town Board Member Adams seconded the motion. Roll call on the vote resulted as follows: Yeas- Baker, Rose, Morgan, Melendez, Adams, Vazquez; Nays- None; Motion passed.

Upon a motion duly made, the Town Board returned to the regular meeting at 8:55 p.m.

The Executive Session was closed and the Town Board returned to the Regular Meeting.

Upon returning to the regular meeting, Mayor Vazquez advised that if any participants in the Executive Session believed the session contained any substantial discussion of any matters not included in the motion to convene the Executive Session, or believed any improper action occurred during the Session in violation of the Open Meetings Law, such concerns should now be stated. Hearing none, the Regular Meeting resumed at 8:55 p.m.

F. ADJOURN

Mayor Pro Tem Baker motioned to adjourn; Town Board Member Morgan seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Morgan, Rose, Melendez, Bishop-Cotner, Adams, Vazquez; Nays – None. Motion passed.

The meeting was adjourned at 8:55 p.m.

Krystal Eucker, Deputy Town Clerk



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Kelly Arnold, Town Manager
From: Melissa Chew, Director Parks, Recreation, & Culture
Andrew Dunehoo, Art & Heritage Manager
Re: Museum Collections Accession and Resolution
Item #: B.2.

Background / Discussion:

Occasionally staff has the opportunity to review recommended accessions and deaccessions to the permanent collection of the Town of Windsor Museum, per adopted policies, and bring forth a recommendation for consideration. The Parks, Recreation, and Culture Advisory Board (PReCAB) has reviewed these recommended actions and has recommended accessioning via Resolution 2015 - PRC 11.

Museum collection items are only accessioned into the collection when they fit the following criteria:

- Object illustrates unique Windsor heritage as specified in mission statement.
- Known provenance.
- Object displays rarity as specified in collections criteria
- Collection supports object's interpretive potential for exhibition.
- Stable Condition
- Museum can adequately care for object

All items listed in the accession are items currently in the museums possession, and have been donated to the museum.

Financial Impact:

Museum staff does not foresee any financial impact associated with the formal accession of these items.

Recommendation:

Move to approve Resolution No. 2015-30, to accession three Museum collections as presented by staff.

Attachments:

- b. Resolution No. 2015-30
- c. List of Potential Accession Items

TOWN OF WINDSOR

RESOLUTION NO. 2015-30

A RESOLUTION OF THE WINDSOR TOWN BOARD APPROVING THE ACCESSION OF ITEMS TO THE TOWN OF WINDSOR MUSEUM COLLECTION

WHEREAS, the Town of Windsor owns an extensive museum collection, the purpose of which is to preserve and enhance the rich cultural history of the Town, and to educate the public accordingly; and

WHEREAS, the Town's Art & Heritage Manager has prepared the attached three lists of items which meet the purposes and mission of the Town's Museum collection; and

WHEREAS, in keeping with the Town's Museum Accession Policy, the Town's Parks, Recreation and Culture Advisory Board has reviewed the attached three lists of items, and has recommended that the items described therein be added to the Town's Museum Collection; and

WHEREAS, the Town Board, having considered the attached three lists and recommendation of the Parks, Recreation and Culture Advisory Board, finds that accession of the items described in the attached three lists are in the public interest and promotes the essential purposes of the Town's Museum collection.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

The items described in the attached listing, incorporated herein by this reference as if set forth fully, are hereby added by the Town of Windsor to the Museum collection.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By: _____
John S. Vazquez, Mayor

ATTEST:

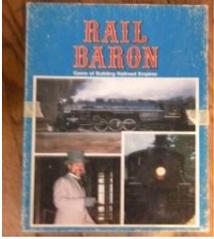
Patti Garcia, Town Clerk

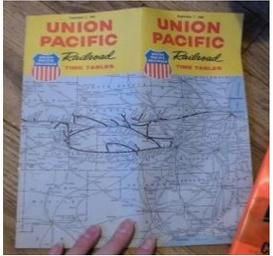
	A	B	C	D	E
1	Town of Windsor Museum				
2	January 2015 Potential Acquisitions				
3					
4	Item	Description	Recommendation	Explanation	Image
5	<i>Brug Donation</i>				
6	Ring	1931 Windsor High School Class ring belonging to Effie Brug	Accept - Permanent Collection	Fills a hole in collection/Good Condition	
7					
8	<i>Windsor-Severance Historical Society Donation</i>				
9	(9) Scrapbooks	(9) scrapbooks which contain newspaper clippings and obituaries from the Windsor-Beacon and Greeley Tribune. Circa 1960s-2010s	Accept - Permanent Collection	Fills a hole in collection/fair Condition	
10					
11					
12	<i>Phillips Estate/Coldman Donation</i>				
13	Telegraph, machine		Accept - Permanent Collection	Fills a hole in collection/Good Condition	

	A	B	C	D	E
14	Lunch pale	Lunch pale, cylinder. Aluminum	Accept - Permanent Collection	Fills a hole in collection/Good Condition	
15	Speaking Tube ex	Speaking tube extender for use and storage of tube or radio.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
16	Speaking tube	plastic with cloth covered cord and two prong plug-in	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
17	Lantern, hand	metal, battery powered railroad lantern.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	

	A	B	C	D	E
18	Lantern, hand	Plastic, base light, Yellow	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
19	Lantern, hand	Metal lantern, base light	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
20	Switch Lock	(3) switch locks, lock and keys, metal, 4". Metal chain with key attached. Variety of dates	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
21	Identification plate	Identification plate, metal. "Station Agent: Union Pacific" 4" long x 1" wide. Two attached buttons on each end.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	

	A	B	C	D	E
22	Patch	Patch, "Union Pacific", badge shape with red and white stripes, blue, with white lettering.	Accept - Permanent Collection	Fills a hole in collection/Good Condition	
23	Tape measure	Tape Measure, advertisement. "Safety First: Union Pacific Railroad". 3"x3". Metal case.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
24	Climbing spurs	Spikes/spurs, climbing. Metal with leather straps. Circa 1930	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
25	Harness, climbing	Harness, climbing. Utility. Leather with rope. Many loops and hooks for attaching equipment and tools. Attached leather tool pouch.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	

	A	B	C	D	E
26	Print	Print of painting depicting image of red caboose in foreground and engine and cars in background traveling across desert landscape scene. Painted by Paul Detlefsen	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
27	Game	Game, board. "Rail Baron", 1980s. fair condition.	Accept - Permanent Collection	Fills a hole in collection/Good Condition	
28	Pencil	Yellow pencil, "Union Pacific Railroad No 2"	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	

	A	B	C	D	E
29	Toy	Toy, Train. "Silver Mountain Express", tin train, silver with plastic conductor. With box	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	
30	Time Table	Time Tables, Union Pacific Railroad, September 7, 1969	Accept - Permanent Collection	Fills a hole in collection/Good Condition	
31	Box	Box of replacement light bulbs for railroad hand lanterns.	Accept - Education Collection		
32	Blanket	Throw, blanket. "Union Pacific Rail Road", Red with white lettering, image of large bull elk with mountains and train in background.	Accept - Permanent Collection	Fills a hole in collection/Good Condition/Exhibit Potential	

	A	B	C	D	E
33	Lantern, hand	Plastic, railroad, base light hand lantern -orange	Accept - Education Collection		
34	Lantern, hand	(2) metal hand lanterns, railroad, base light	Accept - Education Collection		
35	Hat	Conductor hat, cloth, beige	Accept - Education Collection		
36	Glove	(9) pairs of leather work gloves	Accept - Education Collection		

	A	B	C	D	E
37	Buckle, belt	(3) metal belt buckles	Accept - Education Collection		
38	Hat	Cowboy hat, felt, black "Union Pacific" patch on front	Accept - Education Collection		
39	hat	Railroad conductor hat, blue and white stripes, patch on front, "Main Line Thru The Rockies: Rio Grande"	Accept - Education Collection		
40	Blanket	Throw, blanket. Green with yellow border. "Chicago and North western System: Harriman Award 1992"	Accept - Education Collection		

	A	B	C	D	E
41	Toy	(6) toy trains. 3" long. Plastic.	Accept - Education Collection		
42	Switch Light	Large railroad switch light, red and green lights.	Accept - Education Collection		
43	Hat	White baseball cap with image of train engine on front	Accept - Education Collection		
44	Hat	Baseball cap, felt, black "Union Pacific" patch on front	Accept - Education Collection		

	A	B	C	D	E
45	Pen	Fountain Pen	Accept - Education Collection		



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Kelly Arnold, Town Manager
From: Kelly Unger, Communications/ Assistant to the Town Manager
Re: Poudre Valley REA LED Light Agreement
Item #: B.3.

Background / Discussion:

The attached Resolution No. 2015-31 is an agreement between the Town of Windsor and Poudre Valley REA to convert existing high pressure sodium bulbs to LED street lights in residential neighborhoods. This will convert a total of 552 street lights; a detailed list of the subdivisions is included in the Resolution. As noted in the agreement, there is a six (6) week lead time to deliver materials. Poudre Valley REA will complete the work within three (3) months of initial delivery. Poudre Valley REA will also provide updates to staff regarding their progress toward completion of the work. The Town shall pay Poudre Valley REA a total of \$271,032 as reimbursement for the cost of work. An initial payment of \$229,632 will be made within 30 days after the agreement is signed. The remaining \$41,400 will be paid to Poudre Valley REA once work is completed.

Financial Impact:

	Budget	Note
Expense	\$229,622	Upfront payment made within 30 days of agreement
Expense	\$41,400	Remaining cost made 30 days after work is completed
Net	\$271,032	Total Cost for LED Conversion in Residential Areas

Recommendation:

Staff recommends approval of Resolution No 2015-31.

Attachments:

Resolution No. 2015-31: A Resolution Approving an Agreement between the Town of Windsor and Poudre Valley REA for the Installation of LED Bulbs in Certain Street Lights, and Authorizing the Mayor to Execute the Same

TOWN OF WINDSOR

RESOLUTION NO. 2015-31

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE TOWN OF WINDSOR AND POUFRE VALLEY RURAL ELECTRIC ASSOCIATION FOR THE INSTALLATION OF LIGHT-EMITTING DIODE BULBS IN CERTAIN STREET LIGHTS, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

WHEREAS, the Town of Windsor (“Town”) is a Colorado home rule municipality with all powers and authority provided by Colorado law; and

WHEREAS, a considerable number of the Town’s street lights are owned by Poudre Valley Rural Electric Association (“PVREA”), with the energy costs being paid by the Town; and

WHEREAS, the current PVREA street light bulbs are outdated and energy-inefficient; and

WHEREAS, the evolution of technology has enabled the development of light-emitting diode (“LED”) bulbs which can be incorporated into existing street light poles at reasonable cost; and

WHEREAS, Town and PVREA have negotiated an agreement, a copy of which is attached hereto and incorporated herein by this reference as if set forth fully, under which PVREA will retrofit certain identified street light poles with LED bulbs; and

WHEREAS, according to reliable estimates, the installation of LED bulbs into existing street light poles will result in significant energy savings and improved illumination; and

WHEREAS, the Town Board finds that the approval of the attached LED Street Lighting Conversion Agreement promotes the public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

1. The attached LED Street Lighting Conversion Agreement between the Town of Windsor and Poudre Valley Electric Association is hereby approved.
2. The Mayor is authorized to execute the said Agreement on behalf of the Town.
3. The Town Attorney is authorized to make refinements and revisions to the said Agreement as necessary to assure clarity and effectuate the intent of the parties.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By: _____
John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk

**REIMBURSEMENT AGREEMENT FOR CONVERSION OF STREET LIGHTING
TOWN OF WINDSOR, COLORADO
POUDRE VALLEY RURAL ELECTRIC ASSOCIATION, INC.**

The TOWN OF WINDSOR, COLORADO, a Colorado home rule municipal corporation (“Town”) and POUDRE VALLEY RURAL ELECTRIC ASSOCIATION, INC., a Colorado cooperative association (“PVREA”), agree as follows regarding reimbursement for the cost of conversion of certain street lighting in the Town on the following terms [“Agreement”].

1. The Town desires PVREA to perform the replacement of certain street lights within the Town so that the illumination from the street lights will be by LED lighting. A specific description of the street lights in question is set forth below and is referred to herein as the “Work”). After installation of the street lights, PVREA will remain the owner of the street lights and continue to perform the regular maintenance, repair and replacement of the street lights according to its tariffs, rules and regulations. The monthly electric costs of the streets lights will be paid by the Town under PVREA’s electric tariffs, rules and regulations.

2. PVREA will complete the Work within three months of initial delivery of materials by PVREA’s vendor. The anticipated lead time from the date of payment by the Town to PVREA until the date of delivery of materials is approximately 6 weeks. If PVREA is delayed in the commencement, performance, or completion of the Work by causes beyond its control and without its fault, including without limitation the delay or failure of delivery of materials for the Work, the inability by PVREA to access property to perform the Work; concealed or unknown conditions encountered at the Work; a Force Majeure (as defined below) condition; failure by Town to cooperate with PVREA in the timely completion of the Work, then PVREA shall provide written notice to Town of the existence, extent of, and reason for such delays and impacts. Under such circumstances, an equitable adjustment in the time for performance, price and payment terms shall be made. During the performance of the Work PVREA will give regular updates to staff at the Town of the progress toward completion of the Work.

3. Town shall pay to PVREA a total of \$271,032 as reimbursement of the cost of the Work. An initial payment of \$229,632 shall be made to PVREA within 30 days after the date of the last signature on the signature page below, and the remaining \$41,400 shall be paid to PVREA within 30 days of completion of the Work.

4. PVREA shall order materials to commence performance of the Work within ten business days of the receipt of payment.

5. Neither party will be responsible to the other for damages, loss, injury, or delay caused by conditions that are beyond the reasonable control, and without the intentional misconduct or negligence of that party. Such conditions (each, a “Force Majeure”) include, but are not limited to: acts of God; acts of government agencies; strikes; labor disputes; fires; explosions or other casualties; thefts; vandalism; riots or war; acts of terrorism; electrical power outages; interruptions or degradations in telecommunications, computer, or electronic communications systems; changes in Laws; or unavailability of parts, materials or supplies.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY - - signatures on following page]

Poudre Valley Rural Electric Association, Inc.

Signature _____

Printed Name Jeffrey C. Wadsworth

Title Chief Executive Officer

Date May, 2015

Town of Windsor, Colorado

Signature _____

Printed Name Kelly Arnold

Title Town Manager

Date May, 2015

Subdivision	Fixture type	Qty	Conversion Description
BISON RIDGE	100 Watt HPS Decorative	22	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
FOSSIL RIDGE	100 Watt HPS Decorative	74	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
HIGH POINT	100 Watt HPS Decorative	72	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
HIGHLAND MEADOWS	100 Watt HPS Decorative	102	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
HIGHLAND MEADOWS GOLF	100 Watt HPS Decorative	114	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
HILLTOP ESTATES	100 Watt HPS Decorative	13	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
RANCH AT HIGHLAND MEADOWS	100 Watt HPS Decorative	39	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
SHUTTS	100 Watt HPS Decorative	16	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
SOUTH GATE BUSINESS	100 Watt HPS Decorative	3	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
VENTANA	100 Watt HPS Decorative	8	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
WATER VALLEY SOUTH	100 Watt HPS Decorative	89	LED Breckinridge Post Top MPB-AC-LED-E-U-SYM-4-BK
Total		552	

Report of Bills

April 2015



TOWN OF WINDSOR
 301 WALNUT STREET
 WINDSOR, CO 80550
WWW.WINDSORGOV.COM

(970) 674-2400
 MON-FRI 8AM TO 5PM

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
Fund: 01				
Department:				
72891	AFLAC	EMPLOYEE PAYROLL DEDUCTIONS 2015 (3 OF 13)	04/24/2015	927.80
72752	COLORADO DEPARTMENT OF REVENUE	SALES TAX PAYABLE	04/10/2015	124.00
72761	DUSTIN JOHNSON	SALES TAX REFUND	04/10/2015	80.26
72726	FAMILY SUPPORT REGISTRY	WAGE ASSIGNMENT	04/10/2015	276.92
72727	FAMILY SUPPORT REGISTRY	WAGE ASSIGNMENT	04/10/2015	296.57
72898	FAMILY SUPPORT REGISTRY	WAGE ASSIGNMENT	04/24/2015	276.92
72899	FAMILY SUPPORT REGISTRY	WAGE ASSIGNMENT	04/24/2015	296.57
72665	LARIMER COUNTY SALES AND USE TAX	USE TAX COLLECTIONS	04/03/2015	23,058.54
72892	LARIMER COUNTY SALES AND USE TAX	USE TAX COLLECTIONS	04/24/2015	11,309.35
72756	MILLER & COHEN, P.C. TRUST ACCOUNT	WAGE ASSIGNMENT	04/10/2015	183.13
72651	PETTY CASH	PETTY CASH REIMBURSEMENT	04/03/2015	20.00
72811	SAFEBUILT INC.	MARCH 2015 PERMIT REIMB	04/17/2015	118,298.16
72938	SALA THAI	REFUND-LIQUOR LICENSE OVERCHG	04/24/2015	136.62
72725	UNITED WAY OF WELD COUNTY	EMPLOYEE DONATION	04/10/2015	15.00
72897	UNITED WAY OF WELD COUNTY	EMPLOYEE DONATION	04/24/2015	15.00
72781	VISION SERVICE PLAN	VISION PREMIUMS	04/17/2015	2,153.63
72937	WELD COMBINED COURTS	PD SVCS RESTITUTION PYMT REFUND	04/24/2015	235.00
72668	WINDSOR-SEVERANCE FIRE PROTECT	FIRE DEPT BLDG PERMIT FEE COLLECT REIMB	04/03/2015	44,900.00
72894	WINDSOR-SEVERANCE FIRE PROTECT	FIRE DEPT BLDG PERMIT FEE REIMB	04/24/2015	33,125.00
72846	JENNIFER WASHBURN	REFUND BASEBALL FEES	04/17/2015	280.00
72784	JOSEPH P PLUMMER	REIMB FOR LOAN PYMT DEDUCTION	04/17/2015	248.78
Total for Department: 000 NO PROJECT CODE				236,257.25
Department:				
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	6.91
72745	CARD SERVICES	CLERK-NOTARY RENEWAL,FRT DESK SIGNAGE,IIMC,CML	04/10/2015	516.44
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	10.89
72883	CO MUNICIPAL CLERKS ASSOC	CMCA Fees for Election Training	04/24/2015	50.00

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	29.16
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	23.02
72788	OFFICE DEPOT	OFFICE SUPPLIES	04/17/2015	78.49
72651	PETTY CASH	PETTY CASH REIMBURSEMENT	04/03/2015	20.00
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	68.49
72686	JUDY MORRIS	MILEAGE REIMB 1ST QTR TRIPS TO POST OFFICE	04/03/2015	18.63
72677	THE GREELEY TRIBUNE	LEGAL NOTICE	04/03/2015	35.00
72813	THE GREELEY TRIBUNE	Legal Publishing- Ord 2015-1495	04/17/2015	164.50

Total for Department: 410 TOWN CLERK/CUSTOM 1,021.53

Department:

72745	CARD SERVICES	MAYOR-MTG MEALS,COFFEE W/MAYOR,CML REGISTRATION	04/10/2015	1,892.34
72763	FOOD FOR THOUGHT CATERING, LTD	ADVISORY BOARD APPREC DINNER CATERING	04/10/2015	3,005.00
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	6.23

Total for Department: 411 MAYOR & TOWN BOAR 4,903.57

Department:

72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	2.00
72713	MICHAEL E MANNING	MARCH 2015 COURT JUDGE SVCS	04/10/2015	1,410.00

Total for Department: 412 MUNICIPAL COURT 1,412.00

Department:

72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	1.98
72745	CARD SERVICES	CCCMA, CAKE 125TH, ALL EMPLOYEE LUNCH	04/10/2015	1,421.65
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	7.17
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	1.50
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	12.46
72821	ROTARY CLUB OF WINDSOR	MEMBERSHIP DUES QTR 2 2015	04/17/2015	175.00
72709	THE SUMMIT	EVENT DEPOSIT	04/03/2015	4,000.00

Total for Department: 413 TOWN MANAGER 5,626.24

Department:

72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	7.91
72745	CARD SERVICES	FIN-APA ANNUAL MEMBERSHIP	04/10/2015	219.00
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	15.30

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72649	CO GOV FINANCE OFFICERS ASSOC	CGFOA 2015 MEMBERSHIP RENEWAL	04/03/2015	45.00
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	19.44
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	21.31
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	68.52
72653	SAMS CLUB DIRECT	2015 MEMBERSHIP RENEWAL	04/03/2015	45.00
72696	STACEY SWANSON	QTR 1 2015 MILEAGE REIMB FOR BANK RUNS	04/03/2015	27.60

Total for Department: 415 FINANCE

469.08

Department:

72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	1.97
72745	CARD SERVICES	HR-STAFF RETIREMENT EVENT SUPP	04/10/2015	282.49
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	9.73
72928	COLORADO HEALTH MEDICAL GROUP	DRUG SCREENS/PHYSICALS/BLOOD TESTS	04/24/2015	468.00
72803	HIRERIGHT SOLUTIONS INC	MARCH 2015 BACKGROUND CHECKS	04/17/2015	2,495.13
72769	LIL FLOWER SHOP	RECRUITMENT	04/17/2015	144.80
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	9.72
72922	OCCUPATIONAL HEALTH CENTERS OF THE SOUTHWEST	DOT PHYSICAL RECERT	04/24/2015	82.00
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	2.25
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72830	PRAIRIE MOUNTAIN PUBLISHING LL	EMPLOYMENT AD	04/17/2015	201.46
72772	SAFEWAY, INC.	INTERVIEW SNACKS	04/17/2015	14.48
72653	SAMS CLUB DIRECT	2015 MEMBERSHIP RENEWAL	04/03/2015	213.91
72813	THE GREELEY TRIBUNE	HR JOB POSTINGS	04/17/2015	369.50

Total for Department: 416 HUMAN RESOURCES

4,326.59

Department:

72745	CARD SERVICES	CML REGISTRATION (LEGAL)	04/10/2015	500.00
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	7.38
72828	LIND AND OTTENHOFF, LLP	OIL/GAS SPECIAL COUNSEL	04/17/2015	119.25
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	3.24
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	47.53
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72837	WEST PUBLISHING CORPORATION	WESTLAW SUBSCRIPTION	04/17/2015	699.37

Total for Department: 418 LEGAL SERVICES

1,407.92

Department:

72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	4.94
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	22.58

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72936	FOX TUTTLE HERNANDEZ TRANSPORTATION GROUP	PARKING CODE REVISIONS-DDA	04/24/2015	4,237.00
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	12.96
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	75.70
72651	PETTY CASH	PETTY CASH REIMBURSEMENT	04/03/2015	11.00
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72776	WELD COUNTY CLERK AND RECORDER	FILING FEES	04/17/2015	183.00
72750	JOSH OLHAVA	APA CONF SEATTLE PER DIEM	04/10/2015	325.00
72813	THE GREELEY TRIBUNE	LEGAL NOTICES	04/17/2015	15.00

Total for Department: 419 PLANNING & ZONING

4,918.33

Department:

72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	1.00
72745	CARD SERVICES	ECON-RTA PKG/MDEDC PROF MTG	04/10/2015	408.88
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	21.36
72919	ECONOMIC DEVELOPMENT COUNCIL O	2015 EDCC SPRING CONF REGISTRATION	04/24/2015	250.00
72917	KATY PRESS	AUTOMOBILE ANALYSIS	04/24/2015	350.00
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	3.24
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	51.66
72923	STACY JOHNSON	2015 EDCC SPRING CONF PER DIEM 4/29-5/1/15	04/24/2015	94.00

Total for Department: 420 ECONOMIC DEVELOPM

1,180.14

Department:

72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	32.50
72921	CALIBRE PRESS	TACTICAL LEADER CONF X 2	04/24/2015	298.00
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	31.59
72745	CARD SERVICES	PD-TAER HOLSTERS/HATS	04/10/2015	580.35
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	39.95
72654	CENTURYLINK	UTILITIES	04/03/2015	291.63
72819	CREATIVE CULTURE INSIGNIA, LLC	BADGE FOR DARCY	04/17/2015	91.75
72659	GALLS, LLC	LEVEL 2 HOLSTER/QTY 2	04/03/2015	225.29
72698	INTERSTATE ALL BATTERY OF FT C	MISC BATTERIES	04/03/2015	115.09
72815	JOHN E. REID AND ASSOCIATES, I	SEMINAR FOR DARCY	04/17/2015	550.00
72676	KINSCO, LLC	TWILL CARGO PANTS/QTY 2	04/03/2015	99.98
72692	MEDICAL CENTER OF THE ROCKIES	SANE EXAM	04/03/2015	425.00
72829	MEDICAL CENTER OF THE ROCKIES	SANE EXAM/CASE 15-03596	04/17/2015	425.00
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	87.48
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	170.12
72651	PETTY CASH	PETTY CASH REIMBURSEMENT	04/03/2015	16.20
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	62.30
72779	PUBLIC AGENCY TRAINING COUNCIL	FORENSIC PATHOLOGY SEMINAR POWELL	04/17/2015	295.00

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72814	QUALIFICATION TARGETS, INC	POLICE TRAINING TARGETS	04/17/2015	152.70
72653	SAMS CLUB DIRECT	2015 MEMBERSHIP RENEWAL	04/03/2015	74.78
72684	STALKER RADAR	POWER CABLE FOR RADAR/QTY 3	04/03/2015	121.00
72711	VERIZON WIRELESS SERVICES LLC	CELLULAR PHONE SVC	04/10/2015	1,172.99
72652	XCEL ENERGY	UTILITIES-PD	04/03/2015	2,586.89
72705	YAHOO ACCOUNTS RECEIVABLE	EVIDENCE SEARCH/RETRIEVAL	04/03/2015	136.60
72832	COLIN ROBERTS	VEHICLE TOW CASE #15-03627	04/17/2015	300.00
Total for Department: 421 POLICE DEPARTMENT				8,382.19
Department:				
72712	WASTE MANAGEMENT OF COLORADO	RECYCLE SITE PULLS	04/10/2015	2,531.36
72652	XCEL ENERGY	UTILITIES-RECYCLING	04/03/2015	42.05
Total for Department: 428 RECYCLING				2,573.41
Department:				
72694	AGFINITY, INCORPORATED	WEED SPRAY	04/03/2015	178.15
72662	ARAPAHOE RENTAL	PROPANE & PROPANE TANK CERTIFICATION	04/03/2015	47.50
72759	FAIRBANK EQUIPMENT, INC	PARTS FOR UNIT T-1076	04/10/2015	858.95
72844	FAIRBANK EQUIPMENT, INC	PARTS FOR UNIT T-1076	04/17/2015	82.41
72744	LARIMER COUNTY SOLID WASTE	HAULING	04/10/2015	24.64
72770	MANWEILER HARDWARE, INC	TOOLS FOR LS#4	04/17/2015	64.19
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72660	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/03/2015	3,488.70
72783	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/17/2015	760.83
72890	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/24/2015	6,277.56
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	45.00
72711	VERIZON WIRELESS SERVICES LLC	UTILITIES-TOWN BILLBOARDS	04/10/2015	22.08
72717	XCEL ENERGY	UTILITIES-TRAFFIC SIGNALS	04/10/2015	25,166.74
72886	XCEL ENERGY	UTILITIES-TH	04/24/2015	18.82
72809	BRIAN ROWE	REIMBURSEMENT FOR UNIFORMS	04/17/2015	127.55
Total for Department: 429 STREETS & ALLEYS				37,169.60
Department:				
72765	AMERICAN PUBLIC WORKS ASSOC	MEMBERSHIP RENEWAL FEE	04/17/2015	179.00
72739	AT AND T MOBILITY	PHONE SVC PW	04/10/2015	79.50
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	48.75
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	25.68
72745	CARD SERVICES	PW-APWA CONF REG/AIRFARE	04/10/2015	1,052.20

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	8.68
72654	CENTURYLINK	UTILITIES	04/03/2015	46.87
72887	CENTURYLINK	UTILITIES	04/24/2015	55.96
72768	GENERAL AIR SERVICE AND SUPPLY CO	WELDING SUPPLIES	04/17/2015	84.04
72896	HOME DEPOT USA, INC	ICE MACHINE FOR PW SHOP	04/24/2015	1,349.10
72908	KIMBALL MIDWEST	SHOP SUPPLIES	04/24/2015	302.70
72656	LAWSON PRODUCTS, INC.	SHOP SUPPLIES	04/03/2015	294.46
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72666	OFFICE DEPOT	MANLIA FOLDERS	04/03/2015	8.66
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72653	SAMS CLUB DIRECT	2015 MEMBERSHIP RENEWAL	04/03/2015	30.00
72711	VERIZON WIRELESS SERVICES LLC	CELLULAR PHONE SVC	04/10/2015	33.86
72652	XCEL ENERGY	UTILITIES-PW	04/03/2015	2,070.43

Total for Department: 430 PUBLIC WORKS DEPAR

5,707.52

Department:

72916	BOMGAARS	STORAGE TOTE	04/24/2015	14.99
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	4.94
72745	CARD SERVICES	ENG-MEASURING TAPE,PAVER SOFTWARE	04/10/2015	898.99
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	21.18
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	19.44
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	3.74
72788	OFFICE DEPOT	OFFICE SUPPLIES	04/17/2015	31.79
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72843	DAWN BOIVIN	ENGINEER SVCS	04/17/2015	400.00
72677	THE GREELEY TRIBUNE	LEGAL NOTICE	04/03/2015	95.00
72813	THE GREELEY TRIBUNE	LEGAL NOTICE	04/17/2015	84.00

Total for Department: 431 ENGINEERING DEPART

1,605.22

Department:

72662	ARAPAHOE RENTAL	SOD CUTTER RENTAL	04/03/2015	49.84
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	16.25
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	0.99
72793	COUNTRY JOHNS	LAKEVIEW CEMETERY RESTROOM SERVICE	04/17/2015	85.00
72729	DBC IRRIGATION SUPPLY	IRRIGATION REMOTE RECEIVER KIT	04/10/2015	499.00
72770	MANWEILER HARDWARE, INC	MULTI METER, STAPLES, WEED BLOCK, SOD CUTTER	04/17/2015	67.92
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	3.24
72652	XCEL ENERGY	UTILITIES-CEMETERY	04/03/2015	497.25

Total for Department: 432 CEMETERY

1,219.49

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
Department:				
72916	BOMGAARS	DOGHOUSE	04/24/2015	79.99
72745	CARD SERVICES	AHC-STAFF EVENT	04/10/2015	207.11
72812	CONSORT DISPLAY GROUP	DOWNTOWN BANNERS	04/17/2015	192.64
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	3.24
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	0.75
72836	SLATE COMMUNICATIONS	125TH ANNV STICKERS	04/17/2015	5,287.29
72762	STAGE SPOT	SPOT LIGHT 125TH LOGO	04/10/2015	586.00
Total for Department: 433 COMMUNITY EVENTS				6,357.02

Department:				
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	4.94
72745	CARD SERVICES	FORESTRY-REFERENCE BOOK	04/10/2015	59.90
72798	FINE TREE SERVICE, INC	BEETLE SPRAY	04/17/2015	450.00
72909	FINE TREE SERVICE, INC	PREVENTATIVE SPRAY FOR PLANT HEALTH CARE	04/24/2015	3,600.00
72679	FIVE STAR TIMING	TIMING SERVICE FOR ARBOR DAY 5K	04/03/2015	461.00
72913	FIVE STAR TIMING	TIUMING SERVICE FOR ARBOR DAY 5K	04/24/2015	800.00
72920	HARMONY GARDENS, INC	PURCHASE TREES	04/24/2015	559.85
72896	HOME DEPOT USA, INC	HAND TOOLS	04/24/2015	149.63
72770	MANWEILER HARDWARE, INC	SPRAY PAINT	04/17/2015	4.49
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72666	OFFICE DEPOT	ASTROBRIGHT PAPER	04/03/2015	15.52
72788	OFFICE DEPOT	COLORED PENCILS & PENS	04/17/2015	311.04
72708	PJ PRODUCTIONS, LLC	WINDSOR TREE BD 5K PROMOTION	04/03/2015	312.50
72847	CHRIS HAUG	ARBOR DAY 5K DJ SVCS 4/18/15	04/17/2015	250.00
72901	KIRK MOSES	MEDALS FOR ARBOR DAY 5K RUN/WALK	04/24/2015	97.15
72940	MARY MONROE	REIMBURSEMENT FOR ARBOR DAY FOOD	04/24/2015	44.09
Total for Department: 450 FORESTRY				7,126.59

Department:				
72745	CARD SERVICES	CRC-CONSTANT CONTACT EMAIL BLAST,ADAPTIVE PROG	04/10/2015	484.72
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	35.42
72782	CO PARKS AND RECREATION ASSOC	ROCKIES SKILLS CHALLENGE REGISTRATION	04/17/2015	30.00
72710	COSTCO, INC	COSTCO MEMBSHP FEE/ACCOUNT SET UP 2 @ CRC	04/03/2015	110.00
72793	COUNTRY JOHNS	PORT-O-LETS FOR FOOTBALL	04/17/2015	36.77
72701	DANNI DANCE CORP	MARCH DANCE	04/03/2015	728.00
72930	DANNI DANCE CORP	APRIL DANCE	04/24/2015	374.50
72674	DISCOUNT SCHOOL SUPPLY	PAINT PUMPS	04/03/2015	32.86
72915	EDWARDS REFRIGERATION	ICE MACHINE REPAIRS - CHIMNEY PARK BALL FIELD	04/24/2015	706.71

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72723	ENVIROPEST	PEST CONTROL - DIAMOND VALLEY CONCESSIONS	04/10/2015	90.00
72678	HIGHLAND PARK LANES	ADAPTIVE BOWLING	04/03/2015	280.00
72797	KING SOOPERS	CONCESSIONS SUPPLIES	04/17/2015	389.14
72770	MANWEILER HARDWARE, INC	FIELD MAINTENANCE SUPPLIES	04/17/2015	214.60
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	16.20
72934	MOUNTAIN SONG MUSIC STUDIO, INC	MUSIC TOGETHER CLASSES	04/24/2015	1,025.50
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	-3.17
72788	OFFICE DEPOT	OFFICE SUPPLIES	04/17/2015	46.11
72651	PETTY CASH	PETTY CASH REIMBURSEMENT	04/03/2015	37.22
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	62.30
72653	SAMS CLUB DIRECT	2015 MEMBERSHIP RENEWAL.SENIOR PROG,MOVIE NIGHT	04/03/2015	1,302.14
72685	SWANK MOTION PICTURES, INC.	MOVIE IN THE GYM, BOXTROLLS	04/03/2015	325.00
72912	ZEXHAGS INC.	CLEANING SERVICES	04/24/2015	486.00
72753	DENEICE J DYER	PRE-K INTRO CLASS	04/10/2015	832.20
72702	HUGO FLORES	TEEN NIGHT DJ FOR 4/10/15	04/03/2015	300.00
72925	KELLY DIANE MOORE	MARCH CHEER	04/24/2015	2,404.50
72670	KIRK MOSES	ABB TROPHIES	04/03/2015	525.00
72820	PAULINE BROWN	INSANITY NEWSPAPER AD SHARED WITH TOWN	04/17/2015	90.00
72799	SEAN GROGAN	SPRING SOCCER STAFF	04/17/2015	9,502.00

Total for Department: 451 RECREATION

20,463.72

Department:

72745	CARD SERVICES	CRC-SWIM SUPPLIES	04/10/2015	516.25
72887	CENTURYLINK	UTILITIES	04/24/2015	121.85
72688	E-470 PUBLIC HIGHWAY AUTHORITY	EXPRESS TOLL CHGS CRC MTG	04/03/2015	6.90
72774	XCEL ENERGY	UTILITIES-POOL	04/17/2015	359.93

Total for Department: 452 AQUATICS/SWIMMING

1,004.93

Department:

72796	AQUA SIERRA, INC.	SERVICE PROGRAM QUARTERLY BILLING	04/17/2015	1,481.25
72932	BEDROCK LLC	PLAYGROUND MULCH/ INSTALLATION	04/24/2015	4,292.00
72699	BH EATON DITCH COMPANY	2015 DITCH ASSESSMENT	04/03/2015	200.00
72916	BOMGAARS	UNIFORMS	04/24/2015	28.99
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	630.50
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	14.82
72745	CARD SERVICES	PK-LANDSCAPE CLASS,FORK LATCH,PLAYGROUND EQUIP	04/10/2015	1,889.57
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	9.64
72654	CENTURYLINK	UTILITIES	04/03/2015	36.66
72793	COUNTRY JOHNS	EASTMAN PARK RESTROOM SERVICE	04/17/2015	598.00
72902	COUNTRY JOHNS	EASTMAN PARK RESTROOM SERVICE	04/24/2015	360.00

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72729	DBC IRRIGATION SUPPLY	BLUE PAINT & PRESSURE GAUGE	04/10/2015	61.69
72939	DERO	BIKE RACKS-SPECIAL EVENTS	04/24/2015	2,195.00
72904	EWING IRRIGATION PRODUCTS INC	SPRINKLER PARTS	04/24/2015	93.07
72935	FAIRBANK EQUIPMENT, INC	HYDRO BOOM X-TENDER SPRAY TIP	04/24/2015	129.04
72825	FASTENAL COMPANY	LAG BOLTS FOR DOG PARK	04/17/2015	41.63
72884	FORT COLLINS-LOVELAND WATER DISTRICT	WATER PURCHASED	04/24/2015	19.53
72690	GREELEY LOCK AND KEY	SHOPS DOOR REPAIR	04/03/2015	390.00
72749	HELENA CHEMICAL COMPANY	BULK FERTILIZER	04/10/2015	5,775.00
72721	JAX INC.	UNIFORMS - CHRIS METZ	04/10/2015	390.89
72797	KING SOOPERS	DRINKS FOR CE TOUR- PRE CAB	04/17/2015	17.27
72835	L AND M ENTERPRISES INC	MONTHLY LANDSCAPE MAINTENANCE	04/17/2015	3,550.58
72770	MANWEILER HARDWARE, INC	PARKS MARCH CHARGES	04/17/2015	137.92
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	22.68
72714	MIRACLE RECREATION EQUIPMENT C	SWING SETS INVENTORY	04/10/2015	1,309.54
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	0.75
72788	OFFICE DEPOT	BINDERS	04/17/2015	7.99
72695	PAWNEE BUTTES SEED	GRASS SEED	04/03/2015	1,090.18
72732	PIONEER SAND COMPANY	GREY BREEZE-WINDSOR HIGHLAND	04/10/2015	1,569.80
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72704	PLAYPOWER LT FARMINGTON, INC	REPLACE WALL PANEL HIGHLAND MDWS PK	04/03/2015	801.00
72680	RED DOG SIGNS AND WRAPS	CORRUGATED "NOW HIRING" SIGNS	04/03/2015	185.00
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	30.00
72789	WINDSOR-SEVERANCE FIRE PROTECT	TOWN'S SHARE OF FIRE MUSEUM UTILITIES	04/17/2015	27.58
72717	XCEL ENERGY	UTILITIES-PARKS	04/10/2015	4,608.86
Total for Department: 454 PARKS				32,027.58

Department:

72745	CARD SERVICES	CRC-PD CPR/AED CERTS	04/10/2015	200.00
72746	FASTENAL COMPANY	FIRST AID KITS	04/10/2015	85.82
Total for Department: 455 SAFETY/LOSS CONTRO				285.82

Department:

72924	AIR COMFORT, INC	BI-ANNUAL HVAC MAINT, MUSEUM DEPOT	04/24/2015	517.50
72817	CANTEEN REFRESHMENT SERVICES	COFFEE	04/17/2015	6.91
72745	CARD SERVICES	AHC-CWAM CONF REGISTR	04/10/2015	340.24
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	5.19
72654	CENTURYLINK	UTILITIES	04/03/2015	49.95
72887	CENTURYLINK	UTILITIES	04/24/2015	178.50
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	1.50

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72717	XCEL ENERGY	UTILITIES-MUSEUM	04/10/2015	730.47
72757	ANDREW DUNEHO	CWAM CONF PER DIEM CRAIG, CO	04/10/2015	109.00
72758	CAITLIN HEUSSER	CWAM CONF PER DIEM CRAIG, CO	04/10/2015	85.00
72933	CAITLIN HEUSSER	CWAM CONF MILEAGE REIMB	04/24/2015	278.30
72740	MONTE CASKEY	MUSEUM FABRICATION -DEPOSIT	04/10/2015	1,250.00
Total for Department: 456 ART & HERITAGE				3,559.04
Department:				
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	21.50
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	32.38
72654	CENTURYLINK	UTILITIES	04/03/2015	125.92
72775	CENTURYLINK	UTILITIES-TH	04/17/2015	625.09
72887	CENTURYLINK	UTILITIES	04/24/2015	64.46
72774	XCEL ENERGY	UTILITIES-TH	04/17/2015	2,650.60
Total for Department: 457 TOWN HALL				3,519.95
Total for Fund:01 GENERAL FUND				392,524.73
Fund: 02 PARK				
Department:				
72840	THE BIRDSALL GROUP	COYOTE GULCH PARK PJCT MGMT	04/17/2015	237.00
Total for Department: 454 PARKS				237.00
Total for Fund:02 PARK IMPROVEMENT FUND				237.00
Fund: 04				
Department:				
72761	DUSTIN JOHNSON	SALES TAX REFUND	04/10/2015	53.51
Total for Department: 000 NO PROJECT CODE ASS				53.51
Department:				
72810	KINSCO, LLC	SHIRTS/PANTS FOR HARRIS	04/17/2015	130.97
72684	STALKER RADAR	RADAR UNITS/MISC EQUIP/QTY 3	04/03/2015	4,537.50
Total for Department: 421 POLICE DEPARTMENT				4,668.47

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
Department:				
72914	RED DOG SIGNS AND WRAPS	RECYCLE SITE SIGNAGE	04/24/2015	597.14
Total for Department: 428 RECYCLING				597.14
Department:				
72838	BH EATON DITCH COMPANY	EATON DITCH FLOOD GATE PROJ LEGAL SVCS	04/17/2015	3,415.00
72722	BHA DESIGN INCORPORATED	392/I-25 ID SIGNS	04/10/2015	659.62
72900	FELSBURG HOLT AND ULLEVIG, INC	TIGER GRANT QUIETZONE PROJECT MARCH 2015	04/24/2015	4,250.83
72755	GROUND ENGINEERING CONSULTANTS	WCR21 BRIDGE MATERIALS TEST SVCS	04/10/2015	936.50
72835	L AND M ENTERPRISES INC	392/I-25 WINDSOR SIGN	04/17/2015	37,881.45
72748	MOUNTAIN CONSTRUCTORS, INC	WCR21 BRIDGE CONSTR SVCS	04/10/2015	70,359.69
Total for Department: 429 STREETS & ALLEYS				117,503.09
Department:				
72741	DEAN CONTRACTING, INC.	DIAMOND VALLEY FOUL POLES	04/10/2015	22,770.00
Total for Department: 451 RECREATION				22,770.00
Department:				
72889	CHURCHICH RECREATION LLC	WINDSOR WEST PLYGND ADA	04/24/2015	3,340.00
Total for Department: 454 PARKS				3,340.00
Total for Fund:04 CAPITAL IMPROVEMENT FUND				148,932.21
Fund: 05				
Department:				
72761	DUSTIN JOHNSON	SALES TAX REFUND	04/10/2015	8.92
Total for Department: 000 NO PROJECT CODE ASS				8.92
Department:				
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	113.75
72745	CARD SERVICES	CRC-PODIUM,CLEANING SUPPLIES, EXPANSION MTGS	04/10/2015	542.39
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	0.69

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72775	CENTURYLINK	UTILITIES-CRC	04/17/2015	625.09
72887	CENTURYLINK	UTILITIES	04/24/2015	485.30
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	16.20
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	0.75
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72711	VERIZON WIRELESS SERVICES LLC	CELLULAR PHONE SVC	04/10/2015	30.51
72774	XCEL ENERGY	UTILITIES-CRC	04/17/2015	6,541.26

Total for Department: 490 COMMUNITY RECREAT 8,387.09

Total for Fund:05 COMMUNITY & REC CENTER F 8,396.01

Fund: 06

Department:

72841	BLANDING DIRT WORK	HYDRANT METER RENTAL REFUND	04/17/2015	2,100.00
72849	DR Horton	UTILITY SERVICES REFUND	04/17/2015	40.22
72851	DR Horton	UTILITY SERVICES REFUND	04/17/2015	40.14
72853	DR Horton	UTILITY SERVICES REFUND	04/17/2015	40.79
72881	Guardian Title	UTILITY SERVICES REFUND	04/17/2015	41.18
72942	J. ALLEN CONSTRUCTION CO.	METER RENTAL DEPOSIT REFUND	04/24/2015	2,100.00
72868	Lennar Colorado	UTILITY SERVICES REFUND	04/17/2015	15.41
72855	Lennar Colorado, LLC	UTILITY SERVICES REFUND	04/17/2015	0.08
72878	Martin Homes LLC	UTILITY SERVICES REFUND	04/17/2015	40.19
72866	Allison Christensen	UTILITY SERVICES REFUND	04/17/2015	100.00
72860	Christopher Mirowski	UTILITY SERVICES REFUND	04/17/2015	4.86
72863	Claudia Irwin	UTILITY SERVICES REFUND	04/17/2015	39.53
72877	Dan & Jill Sanders	UTILITY SERVICES REFUND	04/17/2015	121.00
72848	Darrell M & Rebecca E Finney	UTILITY SERVICES REFUND	04/17/2015	8.07
72872	Heidi Adams	UTILITY SERVICES REFUND	04/17/2015	107.02
72864	Jana & Randall Nace	UTILITY SERVICES REFUND	04/17/2015	75.74
72869	Julie Johnson	UTILITY SERVICES REFUND	04/17/2015	101.95
72858	Mark & Nikki Karst	UTILITY SERVICES REFUND	04/17/2015	51.77
72859	Michael & Kami McWilliams	UTILITY SERVICES REFUND	04/17/2015	135.25
72876	Michael Malon	UTILITY SERVICES REFUND	04/17/2015	40.93
72867	Nathan & Teofilo & Amy Mondragon	UTILITY SERVICES REFUND	04/17/2015	47.85
72861	Patricia Kroetch	UTILITY SERVICES REFUND	04/17/2015	19.18
72875	Pollie Perkins	UTILITY SERVICES REFUND	04/17/2015	52.81
72854	Quintin Leach	UTILITY SERVICES REFUND	04/17/2015	80.18
72870	Robert & Beth Hurley	UTILITY SERVICES REFUND	04/17/2015	9.20
72879	Shelly Shirk	UTILITY SERVICES REFUND	04/17/2015	79.10
72873	Stefan Stushnoff	UTILITY SERVICES REFUND	04/17/2015	30.00

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
Total for Department: 000 NO PROJECT CODE ASS				5,522.45
Department:				
72845	BABCOCK LABORATORIES, INC.	LAB TESTING	04/17/2015	2,146.00
72745	CARD SERVICES	PW-APWA CONF AIRFARE	04/10/2015	1,823.40
72801	CENTURY LINK	TELEPHONE SVC	04/17/2015	2.82
72777	CITY OF GREELEY WATER DEPARTMENT	WATER PURCHASED	04/17/2015	13,390.04
72806	CLEAR WATER SOLUTIONS INC	CWCB Grant Application	04/17/2015	1,250.00
72766	COLORADO WATER CONGRESS	MEMBERSHIP DUES	04/17/2015	797.00
72767	DANA KEPNER COMPANY, INC.	CHECK VALVE, SEIVEL ADAPTER, HYD ADAPTER	04/17/2015	562.04
72807	DATAPRINT SERVICES, LLC	BASE E-BILL FEE, E-PAY FEE, TRANSACTIONS, ETC.	04/17/2015	367.50
72884	FORT COLLINS-LOVELAND WATER DISTRICT	WATER PURCHASED	04/24/2015	32,194.44
72839	HYDRO CONSTRUCTION COMPANY	3-MG WATER TANK CONSTR PYMT 13	04/17/2015	23,785.71
72818	INTERMOUNTAIN SALES OF DENVER, INC.	METROTECH PIPE LOCATOR	04/17/2015	2,915.00
72797	KING SOOPERS	MEETING REFRESHMENTS	04/17/2015	28.62
72770	MANWEILER HARDWARE, INC	TAPE, BATTERY, TWINE, PASTE, ETC.	04/17/2015	44.23
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	12.96
72672	NATIONAL METER AND AUTOMATION	ORANGE MARKING PAINT	04/03/2015	6,393.14
72911	NATIONAL METER AND AUTOMATION	1 1/2" & 2" METERS, & ORION 120 &170 MODELS	04/24/2015	5,686.54
72715	NORTH WELD COUNTY WATER DISTRICT	WATER PURCHASED	04/10/2015	67,797.72
72716	NORTHERN CO WATER CONSERVANCY DISTRICT	2015 ASSESSMENT	04/10/2015	91.50
72773	NORTHERN CO WATER CONSERVANCY DISTRICT	2015 ASSESSMENT	04/17/2015	1,220.00
72885	NORTHERN CO WATER CONSERVANCY DISTRICT	NISP PHASE 4 11TH INTERIM AGREEMENT	04/24/2015	82,500.00
72666	OFFICE DEPOT	EXPANDING FILE	04/03/2015	13.85
72788	OFFICE DEPOT	TALLY COUNTER	04/17/2015	15.60
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	62.30
72660	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/03/2015	1,283.48
72783	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/17/2015	31.43
72890	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/24/2015	32.26
72943	SMITH GEOTECHNICAL ENGINEERING CONSULTANTS	WATER PUMP STATION GEOTECH INVESTIGATION	04/24/2015	8,700.00
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	30.00
72720	USA BLUE BOOK	KLEEN GUARD COVERALLS	04/10/2015	177.03
72780	USA BLUE BOOK	GLOVES	04/17/2015	1,052.50
72657	UTILITY NOTIFICATION CENTER OF COLORADO	LOCATE TRANSMISSIONS	04/03/2015	547.69
72831	WELD CO DEPT OF PUBLIC HEALTH	TOTAL COLIFORM & E COLI SAMPLES	04/17/2015	1,120.00
Total for Department: 471 WATER				256,074.80
Department:				
72737	CLEAR WATER SOLUTIONS INC	WINDSOR GENERAL WATER RIGHTS 09-280	04/10/2015	14,737.12
72764	LOWER LATHAM RESERVOIR COMPANY	LATHAM RESERVOIR LEASE	04/10/2015	8,190.00
72717	XCEL ENERGY	UTILITIES-KERN	04/10/2015	55.04

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
		Total for Department: 484 NON-POTABLE/KERN R		22,982.16
		Total for Fund:06 WATER FUND		284,579.41

Fund: 07

Department:

72745	CARD SERVICES	ENG-EASTMN PK SEWER LINE BLDG PERMIT	04/10/2015	62.50
72654	CENTURYLINK	UTILITIES	04/03/2015	193.16
72887	CENTURYLINK	UTILITIES	04/24/2015	48.69
72703	COYOTE RIDGE CONSTRUCTION, LLC	EASTMAN PK DR SEWER LINE	04/03/2015	215,302.80
72664	DALE'S ENVIRONMENTAL SERVICES,	SEWER LINE INSPECTION	04/03/2015	450.00
72918	FASTENAL COMPANY	HITCH PIN, ANCHOR	04/24/2015	16.56
72707	KELLY SUPPLY COMPANY	PIPE FOR EASTMAN LIFT STN	04/03/2015	141.08
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72783	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/17/2015	39.91
72785	SCOTT'S ELECTRIC AND BUCKET TRUCK SERVICE INC	SERVICE CALL-REPLACE CONTRATOR LS#5	04/17/2015	99.00
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	30.00
72711	VERIZON WIRELESS SERVICES LLC	CELLULAR PHONE SVC	04/10/2015	200.05
72774	XCEL ENERGY	UTILITIES-WATER/SEWER	04/17/2015	839.05
		Total for Department: 481 SEWER SYSTEM		217,460.43

Department:

72662	ARAPAHOE RENTAL	ROTO HAMMER RENTAL	04/03/2015	41.23
72786	BUNTING DISPOSAL, INC.	TRASH SERVICE	04/17/2015	34.84
72654	CENTURYLINK	UTILITIES	04/03/2015	197.79
72887	CENTURYLINK	UTILITIES	04/24/2015	59.23
72724	COLORADO ANALYTICAL LABORATORY	LAB TESTING	04/10/2015	533.40
72681	COLORADO STATE UNIVERSITY FUND #2-21790	FISH, BENTHIC, BACRERIAL POPULATION SURVEY	04/03/2015	1,226.10
72767	DANA KEPNER COMPANY, INC.	CREDIT FOR RETURN ITEM	04/17/2015	-218.75
72682	ENVIRONMICRO INC.	FISH & BENTHIC POPULATION SURVEY	04/03/2015	375.00
72675	ERA - A WATERS COMPANY	LAB TEST	04/03/2015	838.17
72691	FASTENAL COMPANY	BOLTS	04/03/2015	6.55
72650	HACH ENVIRONMENTAL	LAB SUPPLIES	04/03/2015	237.13
72648	JOHN BRUNNER AND COMPANY	THREAD PIPE AT LIFT STATION	04/03/2015	45.00
72770	MANWEILER HARDWARE, INC	CHANNEL LOCKS, ROPE HAMMER BIT, ETC.	04/17/2015	61.43
72941	MIDWEST LABORATORIES, INC	LAB SUPPLIES	04/24/2015	13.54
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72783	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/17/2015	242.11

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72890	POUDRE VALLEY RURAL ELECTRIC ASSOCIATION	UTILITIES	04/24/2015	18,160.74
72655	QA BALANCE SERVICES INC.	SERVICE ON BALANCER EQUIPMENT	04/03/2015	85.00
72658	USA BLUE BOOK	LAB SUPPLIES	04/03/2015	867.02
72842	ROBERT LAWRENCE	RAS PUMP REPAIR	04/17/2015	510.00
Total for Department: 482 DISPOSAL PLANT				23,322.01
Total for Fund:07 SEWER FUND				240,782.44

Fund: 08

Department:

72850	DR Horton	UTILITY SERVICES REFUND	04/17/2015	5.20
72852	DR Horton	UTILITY SERVICES REFUND	04/17/2015	5.09
72856	Haven Builders, Inc.	UTILITY SERVICES REFUND	04/17/2015	1.28
72862	Homes Of Distinction	UTILITY SERVICES REFUND	04/17/2015	5.82
72871	Julie Silver	UTILITY SERVICES REFUND	04/17/2015	0.38
72874	Richard & Amy Wragge	UTILITY SERVICES REFUND	04/17/2015	60.26
72880	Thomas Ford	UTILITY SERVICES REFUND	04/17/2015	8.09
72865	Wayne Posegate	UTILITY SERVICES REFUND	04/17/2015	7.33
Total for Department: 000 NO PROJECT CODE ASS				93.45

Department:

72895	ANDERSON CONSULTING ENGINEERS	JOHN LAW CHANNEL DESIGN SVS MASTER CHANNEL	04/24/2015	17,122.69
72800	COLORADO MOSQUITO CONTROL INC	MOSQUITO CONTROL	04/17/2015	13,646.85
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	3.24
Total for Department: 483 STORM DRAINAGE SYS				30,772.78
Total for Fund:08 STORM DRAIN FUND				30,866.23

Fund: 10

Department:

72718	4 RIVERS EQUIPMENT	SMV EMBLEM	04/10/2015	57.64
72694	AGFINITY, INCORPORATED	EMISSION TESTING	04/03/2015	4,129.18
72916	BOMGAARS	UNIFORMS	04/24/2015	118.95
72745	CARD SERVICES	PW-VEHICLE REGISTRATION	04/10/2015	66.34
72927	CLASS C SOLUTIONS GROUP	BRAKE CLEANER	04/24/2015	33.79
72751	COLORADO BULLHIDE LLC	SPRAY-ON BED LINER	04/10/2015	425.00

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72834	COLORADO BULLHIDE LLC	SPRAY-ON BED LINER UNIT 126	04/17/2015	425.00
72931	COMPLETE WIRELESS TECHNOLOGIES	COAXIAL CONNECTORS	04/24/2015	97.20
72735	HENSLEY BATTERY LLC	BATTERY CORE	04/10/2015	46.80
72896	HOME DEPOT USA, INC	LATEAL CRIMPER	04/24/2015	54.97
72667	KENZ AND LESLIE DISTRIBUTING	ADDITIVES FOR FLEET VEHICLES	04/03/2015	470.10
72893	KENZ AND LESLIE DISTRIBUTING	ADDITIVES FOR FLEET VEHICLES	04/24/2015	349.05
72663	LL JOHNSON DISTRIBUTING CO.	TORO WORKMAN UTILITY VEHICLE	04/03/2015	14,214.00
72792	MAC EQUIPMENT INC.	SERVICE ON UNIT T-1136	04/17/2015	72.59
72770	MANWEILER HARDWARE, INC	EYE BOLTS	04/17/2015	28.50
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72771	MOREY'S GLASS AND METALS INC	ROCK CHIP REPAIR	04/17/2015	80.00
72700	MOTION AND FLOW CONTROL PRODUCTS	HYD, HOSE	04/03/2015	303.60
72731	NAPA WINDSOR	SPRINGS	04/10/2015	922.37
72791	O.J. WATSON EQUIPMENT	TOMMY GATE FOR UNIT 125	04/17/2015	2,486.00
72680	RED DOG SIGNS AND WRAPS	INSTALL PD DECALL ON UNIT 02,04,11	04/03/2015	654.93
72816	RED DOG SIGNS AND WRAPS	INSTALL NEW GRAPHICS ON UNIT 108	04/17/2015	436.62
72733	REX OIL COMPANY	ATF FLUID, HEAD LAMPS, BULBS	04/10/2015	556.31
72827	SAFETY AND CONSTRUCTION SUPPLY	STROBE LIGHT LEN	04/17/2015	33.76
72734	SPRADLEY BARR FORD, INC - FT COLLINS	NEW PICK-UP UNIT 98	04/10/2015	108,495.00
72802	SPRADLEY BARR FORD, INC - FT COLLINS	FUEL FILLER PIPE-2 PYMT DUE TO CANCELLED CREDIT #5116768	04/17/2015	136.67
72910	SPRADLEY BARR FORD, INC - FT COLLINS	OIL DRAIN PLUGS	04/24/2015	18.44
72671	T AND T TIRE OF WINDSOR, INC.	ALIGNMENT OF UNIT 92, NEW TIRES-3 UNITS	04/03/2015	1,182.60
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	45.00
72790	WIRELESS ADVANCED COMMUNICATIO	STROBE TUBES	04/17/2015	195.00
72833	DEAN A PENDLETON	GRINDER, NOZZLES	04/17/2015	912.81
72808	THE PAWNEE GROUP	CAR WASH TOKENS	04/17/2015	106.25
			Total for Department: 491 FLEET MANAGEMENT	137,160.95
			Total for Fund:10 FLEET MANAGEMENT FUND	137,160.95

Fund: 11

Department:

72745	CARD SERVICES	GIS-TODOIST ANNUAL SOFTWARE LICENSE FOR GIS INTERN	04/10/2015	204.00
72730	COMCAST CABLE COMM. LLC	PD INTERNET	04/10/2015	8.15
72795	COMCAST CABLE COMM. LLC	CABLE SVC- CRC	04/17/2015	248.25
72906	COMCAST CABLE COMM. LLC	INTERNET SVC-TH	04/24/2015	212.90
72794	DELL MARKETING L.P.	2011 PC REPLACEMENTS	04/17/2015	24,258.69
72903	DELL MARKETING L.P.	DELL COMPUTERS	04/24/2015	9,319.60
72669	DLT SOLUTIONS	AUTODESK SOFTWARE MAINT	04/03/2015	4,232.64
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	9.72
72689	NEWEGG BUSINESS, INC	PROJECTOR, CABLES, FLASH DRIVES	04/03/2015	1,757.72

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72823	NEWEGG BUSINESS, INC	TONER	04/17/2015	2,009.74
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	2.25
72687	PSI DIGITAL IMAGING SOLUTIONS	PLOTTER PAPER	04/03/2015	167.08
72683	S CORPORATION INC	LASERFICHE LICENSING	04/03/2015	3,574.00
72907	STATE OF COLORADO/OIT	FRAME/ATM INTERNET SVC	04/24/2015	12,497.90
72673	TECHNICAL DIFFERENCE, INC.	CHECK SCANNER MAINT RENEWAL	04/03/2015	2,189.30
72706	URISA	LEADERSHIP ACADEMY REG DENVR JUN22-26	04/03/2015	1,200.00
72711	VERIZON WIRELESS SERVICES LLC	CELLULAR PHONE SVC	04/10/2015	211.32
72787	XEROX CORPORATION	XEROX LEASE PYMT	04/17/2015	2,966.44

Total for Department: 492 INFORMATION TECHNO 65,069.70

Total for Fund:11 INFORMATION TECHNOLOGY 65,069.70

Fund: 15

Department:

72743	1ST BANK OF NORTHERN COLORADO	BI-WEEKLY EMPLOYEE PAYROLL DEDUCTIONS	04/10/2015	8,775.18
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Total for Department: 000 NO PROJECT CODE ASS 8,775.18

Total for Fund:15 HEALTH INSURANCE FUND 8,775.18

Fund: 17

Department:

72736	HILLYARD INC	SANITIZERS, WINDOW CLEANER, DISH SOAP	04/10/2015	1,096.42
72770	MANWEILER HARDWARE, INC	HOSE, HOSE ENDS, LIGHT BULBS, ETC.	04/17/2015	86.86
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	12.96
72731	NAPA WINDSOR	HEATER HOSE	04/10/2015	13.40
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	0.75
72719	SUPPLYWORKS	GLIDE REPAIR KIT, EXTENSION CORD, FLOOR TOOL	04/10/2015	289.82
72888	SUPPLYWORKS	CLEANER, SUPPLIES	04/24/2015	283.72
72697	TENNANT SALES AND SERVICE COMPANY	POWER CORD, DETERENT	04/03/2015	234.20
72754	UNISOURCE WORLDWIDE INC	LINERS, TOILET AND GLASS CLEANER	04/10/2015	174.10
72661	VICTORY SALES, INC	CLOTHING FOR FACILITES	04/03/2015	613.50

Total for Department: 496 CUSTODIAL SERVICE 2,805.73

Department:

72924	AIR COMFORT, INC	HVAC REPAIR	04/24/2015	5,813.26
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<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
72824	AMERESCO	ENERGY MONTHLY MONITORING	04/17/2015	403.00
72745	CARD SERVICES	FAC-MACHINE PARTS/LAMP	04/10/2015	70.18
72728	CARRIER CORPORATION	HVAC REPAIR @ CRC	04/10/2015	2,610.00
72887	CENTURYLINK	UTILITIES	04/24/2015	48.99
72929	COLORADO MEDICAL WASTE INC	CONTAINERS FOR BIOWASTE	04/24/2015	155.00
72723	ENVIROPEST	PEST CONTROL @ PUMP STATION	04/10/2015	187.00
72746	FASTENAL COMPANY		04/10/2015	101.40
72918	FASTENAL COMPANY	ROTARY FILES	04/24/2015	38.60
72768	GENERAL AIR SERVICE AND SUPPLY CO	LIG. CO2. POOL	04/17/2015	14.01
72882	JOHN BRUNNER AND COMPANY	PLUMMING PARTS	04/24/2015	84.40
72760	MASTERS, LLC	CRC KITCHEN FLOOR	04/10/2015	600.00
72738	MINES AND ASSOCIATES PC	EMPLOYEE ASSISTANCE PGM	04/10/2015	6.48
72666	OFFICE DEPOT	OFFICE SUPPLIES	04/03/2015	1.48
72822	OLD NATIONAL BANK	ENERGY EFFICIENCY LEASE PURCHASE MAY 2015	04/17/2015	3,455.41
72804	QUALITY DOOR, INC	INSTALL RECEIVER & KEYLESS ENTRY	04/17/2015	418.00
72826	TRAFFIC MASTER, INC.	FLAGGER CERTIFI CATION	04/17/2015	15.00
72926	WORKSPACE INNOVATIONS LTD	MOVING SERVICES	04/24/2015	118.75

Total for Department: 497 FACILITY MAINTENAN 14,140.96

Total for Fund:17 FACILITY SERVICES 16,946.69

Fund: 19

Department:

72812	CONSORT DISPLAY GROUP	DOWNTOWN BANNERS	04/17/2015	351.03
72742	LILEY, ROGERS, AND MARTELL LLC	Legal services through March 2015	04/10/2015	84.00
72805	PITNEY BOWES	POSTAL MACHINE	04/17/2015	31.15
72813	THE GREELEY TRIBUNE	DDA Top Page and Web	04/17/2015	333.00

Total for Department: 486 DOWNTOWN DEVELOP 799.18

Total for Fund:19 DOWNTOWN DEVELOPMENT A 799.18

Fund: 21

Department:

72747	BARKER RINKER SEACAT ARCHITECT	CRC EXPANSION	04/10/2015	176,717.78
72905	CTL/THOMPSON, INC.	CRC SPANSION/CTL SOILS REPORT	04/24/2015	800.00
72778	STEWART ENVIRONMENTAL CONSULTANTS, LLC	CRC EXPANSION-SEC WATER TEST	04/17/2015	297.00

Total for Department: 493 177,814.78

<u>Check No.</u>	<u>Vendor</u>	<u>Transaction Description</u>	<u>Date</u>	<u>Amount</u>
		Total for Fund:21 COMMUNITY CENTER EXPANS		177,814.78
		Accounts Payable Total		1,512,884.51
		Payroll 2 Pay Periods		<u>396,048.31</u>
		Grand Total		<u><u>1,908,932.82</u></u>

BR-Board Audit (05/05/2015 - 11:03 AM)



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Kelly Arnold, Town Manager
From: Scott Ballstadt, AICP, Director of Planning
Subject: Ordinance No. 2015-1496 Amending International Residential Code Section R310.2, Adopted by Reference in Chapter 18, Article III of the Windsor Municipal Code, with respect to basement window wells
Item #s: C.1

Discussion:

Prior to 1999, new homes with unfinished basements were allowed to install basement window wells that, while meeting the code minimum dimensional requirements for an unfinished basement, would not meet the minimum dimensional requirements required to finish a sleeping room in the basement. It became necessary to amend the code as homeowners wishing to finish their basements were being required to excavate the non-compliant window wells, oftentimes after the property had been landscaped.

Therefore, in 1999 the Town of Windsor amended its adoption of the building code to require that all residential basement windows requiring a window well meet the dimensional requirements whether or not the window is located in a sleeping room. The current language in Section 18-3-10(22) is as follows:

IRC Section R310.2 (Window wells) is amended by the addition of the following:

"For all building permits issued after the effective date of Ordinance 1999-1021, June 14, 1999, all escape and rescue windows requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this section, whether or not said escape or rescue window is located in a sleeping room.

"With regard to building permits issued prior to the effective date of Ordinance 1999-1021, June 14, 1999, for additions to or alterations of existing buildings or structures, any window well with a finished sill height below adjacent ground level shall be deemed in compliance with the Town's regulations if said window well meets the dimensions set forth in the 1991 Edition of the Uniform Building Code, previously in effect in the Town."

Since its adoption, this amendment has worked well in most situations, allowing homeowners to finish their basements without having to replace non-compliant window wells. However, there have been some instances where requiring all window wells to meet egress requirements has caused issues, and that is the reason for this proposed ordinance amendment.

While it is difficult to determine which portions of an unfinished basement may eventually be finished as sleeping rooms, the enclosed ordinance retains the window well requirement of the 1999 amendment while proposing to add exceptions. The following exceptions are intended to

allow a sleeping room to be served by a single egress window well (as opposed to requiring multiple window wells in the same room) and to acknowledge that certain portions of the basement may not feasibly be finished as sleeping rooms:

“For all building permits issued after June 14, 1999, all escape and rescue windows requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this Section.

Exceptions:

- (a) Window wells located in rooms other than sleeping rooms are not required to comply with the minimum dimensions of this section provided they are not located in areas of an “Unfinished Basement” where a sleeping room could be located.
- (b) Where at least one window well complying with this section is installed in a sleeping room, additional window wells in said sleeping room are not required to comply with this Section.”

Conformance with Comprehensive Plan: The proposed ordinance is consistent with the following Housing Goal of the Comprehensive Plan:

Goals: 1 - Promote an adequate supply and variety of safe and economically achievable housing products to meet the current and future needs of the community.

Conformance with Vision 2025: The proposed ordinance is consistent with the Vision 2025 Housing Quality and Diversity vision and goals.

Relationship to Strategic Plan: The proposed ordinance is consistent with Strategic Plan Goal #1A: “Promote safety and security”

Recommendation: Approval of ordinance on second reading

Notification:

- Notice of April 15, 2015 Planning Commission public hearing published in April 3, 2015 Greeley Tribune
- Notice of April 27, 2015 Town Board public hearing published in April 3, 2015 Greeley Tribune
- Notice of both public hearings posted on Town website April 3, 2015

Attachments: Ordinance No. 2015-1496

pc: Mr. Greg Miedema, NOCO HBA

TOWN OF WINDSOR

ORDINANCE NO. 2015-1496

AN ORDINANCE AMENDING INTERNATIONAL RESIDENTIAL CODE SECTION R310.2, ADOPTED BY REFERENCE IN CHAPTER 18, ARTICLE III OF THE *WINDSOR MUNICIPAL CODE*, WITH RESPECT TO BASEMENT WINDOW WELLS

WHEREAS, the Town of Windsor (“Town”) is a Colorado home rule municipality, with all powers and authority vested under Colorado law; and

WHEREAS, pursuant to the Town’s Home Rule Charter, the Town adopted by reference the International Residential Code (“IRC”) in *Windsor Municipal Code* (“WMC”) Chapter 18, Article III; and

WHEREAS, as previously adopted by the Town, IRC § 310.2 establishes standards for basement windows and window wells; and

WHEREAS, upon recommendation by the Town’s building inspector and review by the Town’s Planning Department, the Town has concluded that certain exceptions should be made for rooms not intended to be sleeping rooms; and

WHEREAS, the within amendment to IRC § 310.2 will serve the public interest and promote economies in building construction; and

WHEREAS, the Town Board finds that the within amendment promotes the health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO, AS FOLLOWS:

Section 1. IRC Section R310.2 (Window wells) is amended by the addition of the following text to appear immediately after the existing text of said Section R310.2:

For all building permits issued after June 14, 1999, all escape and rescue windows requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this Section.

Exceptions:

- (a) Window wells located in rooms other than sleeping rooms are not required to comply with the minimum dimensions of this section provided they are

not located in areas of an "Unfinished Basement" where a sleeping room could be located.

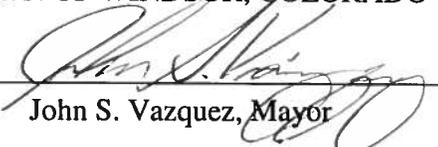
- (b) Where at least one window well complying with this section is installed in a sleeping room, additional window wells in said sleeping room are not required to comply with this Section.

With regard to building permits issued prior to June 14, 1999, for additions to or alterations of existing buildings or structures, any window well with a finished sill height below adjacent ground level shall be deemed in compliance with the Town's regulations if said window well meets the dimensions set forth in the 1991 Edition of the Uniform Building Code.

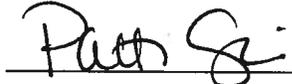
Introduced, passed on first reading, and ordered published this 27th day of April, 2015.

TOWN OF WINDSOR, COLORADO

By


John S. Vazquez, Mayor

ATTEST:


Patti Garcia, Town Clerk



Introduced, passed on second reading, and ordered published this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By

John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Town Board Regular Meeting materials
From: Kimberly Emil, Assistant Town Attorney
Re: Town Board compensation
Item #: C.2.

Background / Discussion:

In the April 13, 2015 work session, the Town Board directed staff to prepare an ordinance to increase the Town Board and Mayoral compensation to \$8,000/year and \$12,000/year, respectively, each payable quarterly.

Section 3.6 of the Home Rule Charter requires that Town Board and Mayoral compensation shall be set by ordinance:

The Mayor and each Board Member shall receive such salary and benefits as may be prescribed by ordinance. The salary of the Mayor, or of any Board Member, shall not be increased or diminished during the term for which the Mayor or Board Member has been elected. Subject to the Board's approval, the Mayor and Board Members may be reimbursed for the actual and necessary expenses incurred in the performance of the duties of office.

The current levels of Town Board compensation were set by Ordinance No. 2007-1276, adopted in January, 2007. The attached Ordinance contains a statement of intent to periodically review compensation levels in conjunction with the budget process.

Attached is an Ordinance establishing the increases in pay to \$8,000 per year for Town Board Members, and \$12,000 per year for the Mayor, each payable quarterly, as discussed in the April 13, 2015 work session. These increases shall apply to those taking office after this Ordinance is effective, not for the current term of office for any Town Board Member or the Mayor.

Financial Impact: An increase of \$30,000 per year for Town Board salaries for a total of \$60,000 per year, when fully implemented.

Relationship to Strategic Plan: Community spirit and pride.

Recommendation: Approve the proposed ordinance. Super majority required on second reading.

Attachments: Ordinance No. 2015-1497 – An Ordinance Establishing the Amount of Compensation for Town Board Members and the Mayor of the Town of Windsor, Colorado, Pursuant to the Town of Windsor Home Rule Charter

TOWN OF WINDSOR

ORDINANCE NO. 2015-1497

AN ORDINANCE ESTABLISHING THE AMOUNT OF COMPENSATION FOR TOWN BOARD MEMBERS AND THE MAYOR OF THE TOWN OF WINDSOR, COLORADO, PURSUANT TO THE TOWN OF WINDSOR HOME RULE CHARTER

WHEREAS, the Town of Windsor (“Town”) is a Colorado home rule municipality with all powers and authority vested by Colorado law; and

WHEREAS, Section 3.6 of the Town’s Home Rule Charter provides that the compensation of Town Board Members and the Mayor shall be set by ordinance; and

WHEREAS, the current levels of Town Board Member and Mayor compensation were established in January, 2007, by Ordinance No. 2007-1276; and

WHEREAS, the Town Board has evaluated data for other Colorado municipalities of comparable size and complexity to ascertain the prevailing levels of compensation provided for governing officials in similar municipalities; and

WHEREAS, the provisions of the within Ordinance will not affect the compensation being paid to current Town Board Members or the Mayor through their current terms of office; and

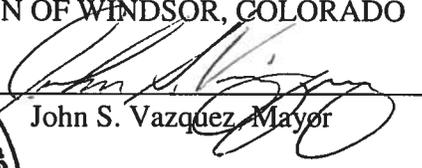
WHEREAS, the Town Board has concluded that, in keeping with the aforementioned Charter provisions, compensation for the Mayor and for Town Board Members taking office after the effective date of this Ordinance should be increased.

NOW, THEREFORE, be it ordained by the Town Board for the Town of Windsor, Colorado, as follows:

1. The annual compensation to be paid to elected or appointed Town Board Members shall be set at \$8,000.00, payable in quarterly increments of \$2,000.00 per quarter.
2. The annual compensation to be paid to the elected or appointed Mayor shall be set at \$12,000.00 payable in quarterly increments of \$3,000 per quarter.
3. It is the Town Board’s intention to review Town Board’s compensation every odd numbered year.

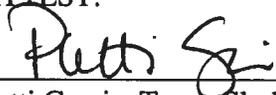
Introduced, passed on first reading, and ordered published this 27th day of April, 2015.

TOWN OF WINDSOR, COLORADO


John S. Vazquez, Mayor



ATTEST:


Patti Garcia, Town Clerk

Introduced, passed on second reading, and ordered published this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By _____
John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Regular meeting materials, May 11, 2015
From: Ian D. McCargar, Town Attorney
Re: Sales & Use Tax Code Amendments (CRC Expansion)
Item #: C.3.

Background / Discussion:

Presented for first reading is an Ordinance which will formally amend Chapter 4, Article II of the *Windsor Municipal Code* to incorporate the sales and use tax measures approved by the voters in November, 2014. The attached Ordinance Amending Portions of Chapter 4, Article II of the Windsor Municipal Code for the Purpose of Implementing Voter-Approved Measures Associated with Financing the Community Recreation Center Expansion Project incorporates verbatim the terms approved by the voters, and formalizes the Code-based authority approved by the voters.

Financial Impact: None

Relationship to Strategic Plan: Effective infrastructure

Recommendation: Approve the attached Ordinance Amending Portions of Chapter 4, Article II of the Windsor Municipal Code for the Purpose of Implementing Voter-Approved Measures Associated with Financing the Community Recreation Center Expansion Project; simple majority required.

Attachments:

Ordinance No. 2015-1498 – An Ordinance Amending Portions of Chapter 4, Article II of the Windsor Municipal Code for the Purpose of Implementing Voter-Approved Measures Associated with Financing the Community Recreation Center Expansion Project

TOWN OF WINDSOR

ORDINANCE NO. 2015-1498

AN ORDINANCE AMENDING PORTIONS OF CHAPTER 4, ARTICLE II OF THE *WINDSOR MUNICIPAL CODE* FOR THE PURPOSE OF IMPLEMENTING VOTER-APPROVED MEASURES ASSOCIATED WITH FINANCING THE COMMUNITY RECREATION CENTER EXPANSION PROJECT

WHEREAS, the Town of Windsor, Colorado ("Town"), is a home-rule municipal corporation duly organized and operating under the Constitution and laws of the State of Colorado; and

WHEREAS, on November 4, 2014, the Town's registered electors approved a combination of sales tax, use tax and borrowing measures ("Ballot Measure") to fund an expansion of the Windsor Community Recreation Center ("CRC Expansion"); and

WHEREAS, the voters specifically directed the Town Board to adopt amendments to Chapter 4, Article II of the *Windsor Municipal Code* to call for an increase in sales and use tax rates and for the creation of a "special fund" from which capital, maintenance and operational expenditures associated with the CRC Expansion would be paid; and

WHEREAS, by the express language of the Ballot Measure requires that the Town Board amend the *Windsor Municipal Code* to formalize the sales tax, use tax and accounting arrangements necessary for implementation of the CRC Expansion; and

WHEREAS, the Town Board desires to carry out the instructions of the voters in anticipation of construction of the CRC Expansion.

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

Section 1. Section 4-2-20 of the *Windsor Municipal Code* is hereby amended by the addition of a new sub-section (9), which shall read as follows:

(9) *Community Recreation Center Expansion Fund.*

(a) There is hereby established a special fund of the Town to be known as the Windsor Community Recreation Center Expansion Fund. Said fund shall be considered a capital improvement fund within the meaning of § 29-2-111, C.R.S. One hundred percent (100 %) of the revenues derived from seventy-five one-hundredths percent (.75%) of the 3.95% sales and use tax imposed by this Chapter shall be deposited into said fund and used solely for the purposes set forth in sub-section (a) (i) and (a) (ii) below. With the exception of said purposes, moneys deposited into such fund from seventy-five one-hundredths

percent (.75%) of the 3.95% sales and use tax shall not be available to be pledged or expended, by interfund transfer or otherwise, for any general municipal purposes; provided however, no sales or use tax revenues in the Windsor Community Recreation Center Expansion Fund may be expended for purposes of operating, maintaining, equipping and depreciation of the Windsor Community Recreation Center unless said fund contains sufficient revenues to pay the anticipated annual debt service on any revenue bonds for which moneys in the fund have been pledged.

All revenues deposited to the Windsor Community Recreation Center Expansion Fund from seventy-five one-hundredths percent (.75%) of the 3.95% sales and use tax imposed by this Chapter shall be allocated and applied as follows:

- (i) All of such revenues shall be allocated to and available for paying the costs of constructing and equipping the Windsor Community Recreation Center Expansion, and paying the debt service on revenue bonds or refunding bonds issued for said purposes; and
 - (ii) No more than twenty-seven percent (27%) of such revenues shall be allocated to and available for paying the costs of equipping, operating, maintaining and depreciating the Windsor Community Recreation Center.
- (b) At such time as the Reduced Sales Tax Rate set forth in Section 4-3-110 (b) takes effect, all revenues derived from the first twenty one-hundredths percent (.20%) of the Reduced Sales Tax Rate imposed by this Chapter shall be deposited into the Community Recreation Center Expansion Fund and shall be used solely for the purpose of paying the costs of operating, maintaining, equipping and depreciation of the Windsor Community Recreation Center. With the exception of said purposes, moneys deposited into such fund from the first twenty one-hundredths percent (.20%) of the Reduced Sales Tax Rate imposed by this Chapter shall not be available to be pledged or expended, by interfund transfer or otherwise, for any general municipal purposes.
- (c) At such time as the Reduced Use Tax Rate set forth in Section 4-3-120 (b) takes effect, all revenues derived from the first twenty one-hundredths percent (.20%) of the Reduced Use Tax Rate imposed by this Chapter shall be deposited into the Community Recreation Center Expansion Fund and shall be used solely for the purpose of paying the costs of operating, maintaining, equipping and depreciation of the Windsor Community Recreation Center. With the exception of said purposes, moneys deposited into such fund from the first twenty one-hundredths percent (.20%) of the Reduced Use Tax Rate

imposed by this Chapter shall not be available to be pledged or expended, by interfund transfer or otherwise, for any general municipal purposes.

(d) Remaining Revenue, Disposition.

(1) **Definition of Remaining Revenue.** For purposes of this sub-section (9), “Remaining Revenue” shall be defined as any sales tax revenue and use tax revenue derived from seventy-five one-hundredths percent (.75%) of the sales tax and use tax rates imposed by this Article and which exceed the annual combined total of:

(a) all accrued debt service obligations on revenue bonds or refunding bonds issued pursuant to this sub-section (9) has been paid; and

(b) the combined annual operations, maintenance, equipping and depreciation costs of the Community Recreation Center funded pursuant to the allocation set forth in Section 4-2-20 (9) (a) (ii).

(2) **Disposition of Remaining Revenue.** Until such time as all costs of debt service associated with revenue bonds or refunding bonds issued pursuant to this sub-section (9) are paid in full, all Remaining Revenue shall be first accumulated and applied to paying in advance any remaining debt service on revenue bonds or refunding bonds issued for said purpose, but only so long as doing so does not violate any call restriction provisions of bonded indebtedness issued pursuant to this sub-section (9). Nothing herein shall be construed to prevent the use of current or accumulated Remaining Revenue for the payment of current debt service obligations in the event that current revenue is insufficient to satisfy current debt service obligations. Nothing herein shall be construed to prevent the accumulation of Remaining Revenues in a reserve fund for application of such accumulated Remaining Revenue to remaining debt service following the expiration of any call restriction provisions of bonded indebtedness issued pursuant to this sub-section (9).

(3) **Restrictions on Remaining Revenue.** Under no circumstances shall Remaining Revenue be applied to pay the costs of equipment, operations and maintenance or depreciation of the Windsor Community Recreation Center.

(4) **Expiration.** Upon payment in full of all costs of debt service associated with revenue bonds or refunding bonds issued pursuant to this sub-section (9) are paid in full, the requirements of this sub-section (9) (d) shall expire.

Section 2. Section 4-3-110 of the *Windsor Municipal Code* is hereby repealed, amended and re-adopted to read as follows:

Sec. 4-3-110. Imposition of sales tax.

- (a) **Initial Sales Tax Rate.** There is imposed a sales tax of three and ninety-five one-hundredths percent (3.95%) on the sale of tangible personal property at retail or the furnishing of taxable services, as provided herein at Section 4-3-170 of this Code and at § 29-2-105(1)(d), C.R.S. (the "Statute").
- (b) **Reduced Sales Tax Rate.** At such time as the costs of paying the debt service on revenue bonds or refunding bonds issued for construction of the Windsor Community Recreation Center Expansion or equipping Windsor Community Recreation Center Expansion have been paid in full, the sales tax rate shall be reduced to three and four-tenths percent (3.4 %) without further voter approval or Town Board action.

Section 3. Section 4-3-120 of the *Windsor Municipal Code* is hereby repealed, amended and re-adopted to read as follows:

Sec. 4-3-120. Imposition of use tax.

- (a) **Initial Use Tax Rate.** There is imposed a use tax of three and ninety-five one-hundredths percent (3.95%), to be imposed only for the privilege of storing, using or consuming within the Town any construction and building materials or construction equipment located within the boundaries of the Town for a period of more than thirty (30) consecutive days.
- (b) **Reduced Use Tax Rate.** At such time as the costs of paying the debt service on revenue bonds or refunding bonds issued for construction of the Windsor Community Recreation Center Expansion or equipping the Windsor Community Recreation Center Expansion have been paid in full, the use tax rate shall be reduced to three and four-tenths percent (3.4 %) without further voter approval or Town Board action.

Section 4. With the exception of the provisions of the *Windsor Municipal Code* which shall be modified as provided herein, all remaining provisions of the *Windsor Municipal Code* shall remain in full force and effect.

Section 5. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such determination shall not affect, impair, or invalidate the remaining provisions hereof, the intention being that the various provisions hereof are severable.

Section 6. All sales tax and use tax collections undertaken in accordance with Ballot Question 2A since January 1, 2015, are hereby ratified and affirmed.

Introduced, passed on first reading, and ordered published this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By _____
John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk

Introduced, passed on second reading, and ordered published this 8th day of June, 2015.

TOWN OF WINDSOR, COLORADO

By _____
John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Kelly Arnold, Town Manager
From: Dean Moyer, Director of Finance
Re: Update on CRC Bonds
Item #: C.4.

Background / Discussion:

We are planning to issue bonds to pay for the construction of our Recreation Center expansion. The sales and use tax increase of .75% became effective on January 1, 2015, as per the approval of the ballot question in November 2014. We are in the process of bringing our bond issue to market. This evening Mr. Matthew Gray from Butler Snow, LLP is in attendance to guide us through the next step in this process. Butler Snow is our bond counsel for this particular bond issue.

In your packet appears Ordinance 2015-1499. This is a document designed to authorize the issue of, and define the parameters of, the Sales and Use Tax Bonds we will use to pay for the recreation center expansion.

While this is a voluminous document, it is fairly simple in its purpose. It provides a bridge from the approval of the ballot question in November 2014 to the eventual issuance of the bonds themselves in June of 2015. The body of the document defines the bonds parameters as well as how the proceeds are to be handled and the repayment to bond holders.

Financial impact:

There is not a financial impact for this evening's discussion per se, but when the bonds are sold we will see a large cash infusion. Of course as the construction begins we will see large cash expenditures to match.

	Budget	Proposed	Note
Revenue	\$0	\$16,100,000	Bond Proceeds
Expense	\$0	\$0	
Net		\$16,100,000	

Recommendation:

Approve Ordinance 2015-1499 as presented.

Attachments:

Ordinance 2015-1499

TOWN OF WINDSOR

ORDINANCE NO. 2015-1499

AN ORDINANCE OF THE TOWN OF WINDSOR, COLORADO, AUTHORIZING THE ISSUANCE OF BONDS FOR THE PURPOSE OF EXPANDING, IMPROVING AND EQUIPPING THE WINDSOR COMMUNITY RECREATION CENTER; CONTINUING THE PLEDGE OF CERTAIN TOWN SALES AND USE TAX REVENUES FOR THE PAYMENT OF THE TOWN'S FINANCIAL OBLIGATION REPRESENTED BY THE OUTSTANDING BONDS; PLEDGING THE ADDITIONAL SALES TAXES APPROVED BY THE TOWN'S VOTERS IN THE 2014 ELECTION; AND PROVIDING DETAILS AND APPROVING DOCUMENTS IN CONNECTION WITH THE BONDS.

WHEREAS, the Town of Windsor, Colorado, is a municipal corporation duly organized and operating under the provisions of Article XX of the Constitution of the State of Colorado and the home rule charter of the Town (all capitalized terms used and not otherwise defined in the recitals hereof shall have the meaning assigned in Section 1 of this Ordinance); and

WHEREAS, prior to July 1, 2002, the Town imposed a sales and use tax at the rate of 3.0% pursuant to powers conferred upon statutory municipalities pursuant to Title 31, Article 15 of the Colorado Revised Statutes (which tax is defined herein as the Base Sales and Use Tax); and

WHEREAS, 40% of the revenues from the Base Sales and Use Tax are deposited into the Town of Windsor Sales Tax Capital Improvement Fund and the remaining 60% of the revenues from the Base Sales and Use Tax are expended for general municipal purposes; and

WHEREAS, pursuant to Ordinance No. 2002-1106 adopted by the Town Board and approved by the electors of the Town in 2002, the sales and use tax imposed by the Town was increased to 3.2% (which 0.2% sales and use tax rate increase is defined herein as the 2002 Community and Recreation Center Sales and Use Tax and the revenues from which are deposited into the Town of Windsor Community and Recreation Center Fund); and

WHEREAS, pursuant to Ordinance No. 2015-1498 adopted by the Town Board and approved by the electors of the Town in 2014, the sales and use tax imposed by the Town was increased to 3.95% (which 0.75% sales and use tax rate increase is defined herein as the 2015 Community and Recreation Center Expansion Sales and Use Tax and the revenues from which are deposited into the Town of Windsor Community and Recreation Center Expansion Fund); and

WHEREAS, pursuant to Section 11.13 of the Charter the Town may, subject to any applicable limitations in the Constitution, borrow money and issue securities or enter into other obligations to evidence such borrowing in any form and in any manner determined by the Town Board to be in the best interests of the Town; and

WHEREAS, the Town Board has determined that it is in the best interests of the Town and its residents to issue, within the parameters established pursuant to this Ordinance, the "Town of Windsor, Colorado, Sales and Use Tax Revenue Bonds, Series 2015" in order to

finance the expansion, improvement and equipping of the Windsor Community Recreation Center, to fund a Reserve Fund to the extent required and to pay the costs of issuance of the Bonds, including a bond insurance premium, if any; and

WHEREAS, net proceeds derived from the sale of the Bonds, together with other legally available funds of the Town if necessary, will be irrevocably deposited with the Escrow Agent and placed into a special fund and trust account for the purpose only of paying the principal of and interest payable on the Series 2002 Bonds as the same become due and on the Redemption Date; and

WHEREAS, the Bonds shall be revenue obligations of the Town payable solely from the sources pledged to the payment of the Bonds, specifically moneys in the Town Community and Recreation Center Fund, the 2002 Town Community and Recreation Center Sales and Use Tax, Town Community and Recreation Center Expansion Fund, the 2015 Town Community and Recreation Center Expansion Sales and Use Tax, and, if necessary, the Base Sales and Use Tax; and

WHEREAS, the Town Board has been presented with a proposal, in the form of a draft bond purchase agreement, to purchase the Bonds from George K. Baum & Company, of Denver, Colorado, upon the terms and conditions set forth in said agreement and, after consideration, has determined that the sale of the Bonds to George K. Baum & Company, subject to the delegated authority and Bond parameters set forth in the Section hereof entitled "Delegation and Parameters," is in the best advantage of the Town and the residents thereof; and

WHEREAS, none of the members of the Town Board have any potential conflicting interests in connection with the authorization, issuance or sale of the Bonds, or the use of the proceeds thereof; and

WHEREAS, prior to the final adoption of this Ordinance there has been presented to the Town, and made available to the members of the Town Board, forms of the Preliminary Official Statement, the Bond Purchase Agreement, and the Paying Agent; and

WHEREAS, the Town Board desires to authorize the sale and issuance of the Bonds and the execution of the foregoing documents;

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

Section 1. Definitions. The following terms shall have the following meanings as used in this Ordinance:

"*2002 Community and Recreation Center Sales and Use Tax*" means the 0.2% sales and use tax of the Town, as imposed by the Town pursuant to the 2002 Town Community and Recreation Center Ordinance.

"*2002 Town Community Recreation Center Ordinance*" means Ordinance No. 2002-1106 which was adopted by the Town on January 28, 2002 and approved by the electors of the Town on April 2, 2002.

“*2015 Community and Recreation Center Expansion Sales and Use Tax*” means the 0.75% sales and use tax of the Town, as imposed by the Town pursuant to the 2015 Town Community and Recreation Center Expansion Ordinance.

“*2015 Town Community Recreation Center Expansion Ordinance*” means Ordinance No. 2015-1498 which was adopted by the Town on June 8, 2015.

“*Bank*” means UMB Bank, n.a., a national banking association duly organized and existing under the laws of the United States of America which has full and complete trust powers and is a qualified institution under the Public Deposit Protection Act of the State.

“*Base Sales and Use Tax*” means the 3.00% sales and use tax imposed pursuant to Section 4-3-110 and Section 4-3-120 of the Windsor Municipal Code, which sales and use tax does not include the 0.2% 2002 Community and Recreation Center Sales and Use Tax or the 0.75% 2015 Community and Recreation Center Expansion Sales and Use Tax imposed pursuant to said Sections. The term “*Base Sales and Use Tax*” also does not include any additional sales and use tax which may be imposed in the future unless otherwise specifically provided by the Town Board.

“*Beneficial Owner*” means any person for which a Participant acquires an interest in the Bonds.

“*Bond Account*” means the Bond Account created in the section hereof titled “*Establishment of Accounts*.”

“*Bond Counsel*” such other attorneys selected by the Town with nationally recognized expertise in the issuance of municipal bonds.

“*Bond Insurance Policy*” means the municipal bond insurance policy, if any, to be issued by the Bond Insurer guaranteeing the scheduled payment of principal of and interest on the Bonds.

“*Bond Insurer*” means the entity, if any, which is identified in the Sale Certificate, or any successor thereto.

“*Bond Purchase Agreement*” means the Bond Purchase Agreement between the Town and the Underwriter concerning the purchase of the Bonds by the Underwriter.

“*Bonds*” means the Sales and Use Tax Revenue Bonds, Series 2015, authorized hereby.

“*Business Day*” means any day other than (a) a Saturday or Sunday or (b) a day on which banking institutions in the State are authorized or obligated by law or executive order to be closed for business.

“*Cede*” means Cede & Co., the nominee of DTC as record owner of the Bonds, or any successor nominee of DTC with respect to the Bonds.

“*Certified Public Accountant*” means an independent certified public accountant within the meaning of Section 12-2-115 of the Colorado Revised Statutes and any amendment thereto, licensed to practice in the State.

“*Charter*” means the home rule Charter of the Town.

“*Code*” means the Internal Revenue Code of 1986, as amended. Each reference to a section of the Code herein shall be deemed to include the United States Treasury Regulations proposed or in effect thereunder and applicable to the Bonds or the use of proceeds thereof, unless the context clearly requires otherwise.

“*Combined Maximum Annual Principal and Interest Requirements*” means an amount equal to the maximum amounts required to be paid in any single current or future calendar year as the principal of (including any mandatory sinking fund requirements) and interest on the Bonds, any outstanding Parity Lien Bonds and proposed Parity Lien Bonds, excluding any such bonds which have been defeased pursuant to the terms of the authorizing documents. For purposes of calculating the Combined Maximum Annual Principal and Interest Requirements (i) in any calendar year in which any issue of Bonds and Parity Lien Bonds finally mature, there shall be subtracted from the final payment for said bonds any cash or the present value of any investments deposited in a reserve fund or account established pursuant to the authorizing documents which are properly allocable to said bonds and (ii) the amounts required to be paid in any single current or future calendar year may be reduced by an amount equal to the interest subsidy payments relating to outstanding or proposed Parity Lien Bonds to be received by the Town from the United States Treasury Department and such payment have been pledged to the payment of the Parity Lien Bonds.

“*Commitment*” means that certain offer, if any, to issue the Bond Insurance Policy issued by the Bond Insurer.

“*Continuing Disclosure Undertaking*” means the Continuing Disclosure Undertaking of the Town executed and delivered by the Town in connection with the issuance of the Bonds to facilitate compliance with Securities and Exchange Commission Rule 15c2-12 (17 C.F.R. § 240.15c2-12).

“*C.R.S.*” means the Colorado Revised Statutes, as amended and supplemented as of the date hereof.

“*Dated Date*” means the original dated date for the Bonds as established in the Sale Certificate.

“*Depository*” means any securities depository as the Town may provide and appoint, in accordance with the guidelines of the federal Securities and Exchange Commission, which shall act as securities depository for the Bonds.

“*DTC*” means the Depository Trust Company, New York, New York, and its successors and assigns, which shall act as the initial securities depository of the Bonds.

“*DTC Blanket Letter of Representations*” means the agreement between the Town and DTC whereby the Town agrees to comply with DTC’s operational requirements.

“*Enabling Laws*” means the Constitution, Section 11.13 of the Charter and the Supplemental Act.

“*Escrow Agreement*” means the Escrow Agreement dated as of the Dated Date, between the Town and the Bank.

“*Event of Default*” means any of the events specified in the Section hereof entitled “Events of Default.”

“*Federal Securities*” means bills, certificates of indebtedness, notes, bonds or similar securities which are direct non-callable obligations of the United States of America or which are fully and unconditionally guaranteed as to the timely payment of principal and interest by the United States of America.

“*Interest Payment Date*” means each June 1 and December 1, on the date established in the Sale Certificate.

“*Interest Sub-Account*” means one or more sub-accounts of the Bond Account established by the provisions hereof for the purpose of paying the interest on the Bonds and any Parity Lien Bonds.

“*Official Statement*” means the final version of the Preliminary Official Statement.

“*Ordinance*” means this ordinance which authorizes the issuance of the Bonds, including any amendments properly made hereto.

“*Outstanding*” means, as of any date, all Bonds, except the following:

- (a) any Bond cancelled by the Town or the Paying Agent, or otherwise on the Town’s behalf, at or before such dates;
- (b) any Bond held by or on behalf of the Town;
- (c) any Bond for the payment or the redemption of which moneys or Federal Securities sufficient to meet all of the payment requirements of the principal of, interest on, and any premium due in connection with the redemption of such Bond to the date of maturity or any redemption date thereof, shall have theretofore been deposited in trust for such purpose in accordance with the Section hereof entitled “Defeasance”; and
- (d) any lost, apparently destroyed, or wrongfully taken Bond in lieu of or in substitution for which another bond or other security shall have been executed and delivered.

“*Owner*” or “*Owners*” means the Person or Persons in whose name or names a Bond is registered on the registration books maintained by the Paying Agent pursuant hereto.

“*Parity Lien Bonds*” means the Series 2012 Bonds and any bonds or other obligations (which may or may not be multiple-fiscal year financial obligations), whether currently

outstanding or permitted to be issued in the future pursuant to the Section hereof entitled “Conditions to Issuance of Parity Lien Bonds,” with a lien that is equal to and on a parity with the lien of the Bonds on the Pledged Revenues.

“*Parity Reserve Amount*” means, as of any date on which it is calculated with respect to any issue of Parity Lien Bonds, the least of (a) 10% of the principal amount of said Parity Lien Bonds, (b) the maximum annual debt service in any calendar year on said Parity Lien Bonds or (c) 125% of the average annual debt service on said Parity Lien Bonds; provided, however, that the Parity Reserve Amount may be reduced, with respect to the preceding clauses (b) and (c), by an amount equal to the interest subsidy payments relating to the Parity Lien Bonds to be received by the Town from the United States Treasury Department with respect to the Parity Lien Bonds, and such payments have been pledged to the payment of the Parity Lien Bonds.

“*Participant*” or “*Participants*” means any broker-dealer, bank, or other financial institution from time-to-time for which DTC or another Depository holds the Bonds.

“*Paying Agent*” means the Bank and its successors in interest or assigns approved by the Town, which shall act as paying agent, bond registrar, and authenticating agent for the Bonds.

“*Paying Agent Agreement*” means an agreement between the Town and the Paying Agent concerning the duties and obligations of the Paying Agent with respect to the Bonds.

“*Permitted Investments*” means any lawful investment permitted for the investment of funds of the Town by the laws of the State.

“*Person*” means a corporation, firm, other body corporate, partnership, association or individual and also includes an executor, administrator, trustee, receiver or other representative appointed according to law.

“*Pledged Revenues*” means all of the (i) 2002 Community and Recreation Center Sales and Use Tax revenues, (ii) 2015 Community and Recreation Center Expansion Sales and Use Tax revenues, (iii) Base Sales and Use Tax revenues and (iv) moneys on deposit from time to time in the Town Community and Recreation Center Fund and the Town Community and Recreation Center Expansion Fund.

“*Preliminary Official Statement*” means the Preliminary Official Statement concerning the Bonds and the Town.

“*Principal Payment Date*” means December 1, or such other date or dates of each year as established in the Sale Certificate.

“*Principal Sub-Account*” means one or more sub-accounts of the Bond Account established by the provisions hereof for the purpose of paying the principal of and premium, if any, on the Bonds and any Parity Lien Bonds.

“*Project*” means the expansion, improvement and equipping of the Windsor Community Recreation Center.

“*Pro Rata Portion*” means the dollar amount derived by dividing the amount of principal or interest to come due on the next Principal Payment Date or Interest Payment Date by the number of monthly credits required to be made prior to such payment date.

“*Rating Agency*” means Fitch Investors Service, Inc., Moody’s Investors Service, Inc. or Standard & Poor’s Ratings Services, a Division of The McGraw-Hill Companies, Inc.

“*Record Date*” means the fifteenth (15th) day of the calendar month next preceding each Interest Payment Date.

“*Reserve Account*” means a special account of the Town designated as the “Series 2015 Reserve Account” created in the Section hereof entitled “Establishment of Accounts” for the purpose of paying, if necessary, the principal of and interest on the Bonds.

“*Reserve Account Contract*” means a surety bond, insurance policy, letter of credit, investment agreement, investment contract or similar instrument.

“*Reserve Account Requirement*” means, as of any date on which it is calculated, the least of (a) 10% of the principal amount of the Outstanding Bonds, (b) the maximum annual debt service in any calendar year on the Outstanding Bonds, or (c) 125% of the average annual debt service on the Outstanding Bonds.

“*Sale Certificate*” means the certificate executed by the Sale Delegate under the authority delegated pursuant to this Ordinance which sets forth the terms of the Bonds described or cross-referenced in the Section hereof entitled “Delegation and Parameters.”

“*Sale Delegate*” means the Mayor or the Town Manager of the Town, or, in their absence, any other member of the Town Board.

“*Series 2002 Bond Ordinance*” means Ordinance No. 2002-119, which was finally adopted by the Town Board on July 22, 2002.

“*Series 2002 Bonds*” means the Town of Windsor, Colorado, Sales and Use Tax Revenue Refunding Bonds, Series 2002 issued pursuant to the Series 2002 Bond Ordinance.

“*Series 2002 Paying Agent*” means UMB Bank, n.a. (as successor in interest to American National Bank, in Denver, Colorado.)

“*Special Record Date*” means the record date for determining Bond ownership for purposes of paying defaulted interest, as such date may be determined pursuant to this Ordinance.

“*State*” means the State of Colorado.

“*Supplemental Act*” means the Supplemental Public Securities Act codified in Part 2 of Article 57 of Title 11 of the Colorado Revised Statutes, as amended.

“*Tax Certificate*” means the Tax Compliance Certificate, dated the date of issuance of the Bonds, and delivered by the Town relating to federal tax matters.

“*Town*” means the Town of Windsor, Colorado.

“*Town Community and Recreation Center Fund*” means the Town of Windsor Community and Recreation Center Fund established by the Town accordance with the terms and provisions of the 2002 Town Community and Recreation Center Ordinance.

“*Town Community and Recreation Center Expansion Fund*” means the Windsor Community and Recreation Center Expansion Fund established by the Town accordance with the terms and provisions of the 2015 Town Community and Recreation Center Expansion Ordinance.

“*Town Board*” means the Town Board of the Town.

“*Underwriter*” means George K. Baum & Company, of Denver, Colorado.

Section 2. Authorization and Purpose of the Bonds. Pursuant to and in accordance with the Enabling Laws, the Town Board hereby authorizes, approves and orders that there shall be issued the “Town of Windsor, Colorado, Sales and Use Tax Revenue Bonds” for the purpose of financing the Project. The Bonds shall also be identified by the series designation specifying the year in which the Bonds are issued.

Section 3. Bond Details.

(a) ***Registered Form, Denominations, Dated Date and Numbering.*** The Bonds shall be issued in fully registered form, shall be dated as of the Dated Date, and shall be registered in the names of the Persons identified in the registration books maintained by the Paying Agent pursuant hereto. The Bonds shall be issued in denominations of \$5,000 in principal amount or any integral multiple thereof. The Bonds shall be consecutively numbered, beginning with the number one, preceded by the letter R.

(b) ***Maturity Dates, Principal Amounts and Interest Rates.*** The Bonds shall mature on the Principal Payment Date of the years and in the principal amounts, and shall bear interest at the rates per annum (calculated based on a 360-day year of twelve 30-day months) set forth in the Sale Certificate.

(c) ***Accrual and Dates of Payment of Interest.*** Interest on the Bonds shall accrue at the rates set forth in the Sale Certificate from the later of the Dated Date or the latest Interest Payment Date (or in the case of defaulted interest, the latest date) to which interest has been paid in full and shall be payable on each Interest Payment Date.

(d) ***Manner and Form of Payment.*** Principal of each Bond shall be payable to the Owner thereof upon presentation and surrender of such Bond at the principal office of the Paying Agent in the Town identified in the definition of Paying Agent in the Section hereof entitled “Definitions” or at such other office of the Paying Agent

designated by the Paying Agent for such purpose. Interest on each Bond shall be payable by check, draft or wire transfer (if requested by any Owner) of the Paying Agent mailed or wired on each Interest Payment Date to the Owner thereof as of the close of business on the corresponding Record Date; provided that such interest payable to any Owner may be paid by any other means agreed to by such Owner and the Paying Agent that does not require the Town to make moneys available to the Paying Agent earlier than otherwise required hereunder or increase the costs borne by the Town hereunder. All payments of the principal of and interest on the Bonds shall be made in lawful money of the United States of America.

(e) ***Book-Entry Registration.*** Notwithstanding any other provision hereof, the Bonds shall be delivered only in book-entry form registered in the name of Cede & Co., as nominee of DTC, acting as securities depository of the Bonds and principal of and interest on the Bonds shall be paid by wire transfer to DTC; provided, however, if at any time the Paying Agent determines, and notifies the Town of its determination, that DTC is no longer able to act as, or is no longer satisfactorily performing its duties as, securities depository for the Bonds, the Paying Agent may, at its discretion, either (i) designate a substitute securities depository for DTC and reregister the Bonds as directed by such substitute securities depository, or (ii) terminate the book-entry registration system and reregister the Bonds in the names of the beneficial owners thereof provided to it by DTC. Neither the Town nor the Paying Agent shall have any liability to DTC, Cede & Co., any substitute securities depository, any Person in whose name the Bonds are reregistered at the direction of any substitute securities depository, any beneficial owner of the Bonds or any other Person for (A) any determination made by the Paying Agent pursuant to the proviso at the end of the immediately preceding sentence, or (B) any action taken to implement such determination and the procedures related thereto that is taken pursuant to any direction of or in reliance on any information provided by DTC, Cede & Co., any substitute securities depository or any Person in whose name the Bonds are reregistered.

(f) ***Final Determination of Bond Details.*** The authority to determine other details of the Bonds is delegated to the Sale Delegate in the Section hereof entitled "Delegation and Parameters."

Section 4. Delegation and Parameters.

(a) ***Delegation.*** The Town Board hereby delegates to the Sale Delegate the authority to determine and set forth in the Sale Certificate: (i) the matters set forth in subsection (b) of this Section, subject to the applicable parameters set forth in subsection (c) of this Section; and (ii) any other matters that, in the judgment of the Sale Delegate, are necessary or convenient to be set forth in the Sale Certificate and are not inconsistent with the parameters set forth in subsection (c) of this Section.

(b) ***Sale Certificate.*** The Sale Certificate shall set forth the following matters and other matters permitted to be set forth therein pursuant to subsection (a) of this Section, but each such matter must fall within the applicable parameters set forth in subsection (c) of this Section: (i) the Dated Date of the Bonds; (ii) the Principal Payment Date; (iii) the Interest Payment Date; (iv) the aggregate principal amount of the Bonds;

(v) the price at which the Bonds will be sold; (vi) the amount of principal of the Bonds maturing in any particular year and the rate of interest on the Bonds; (vii) the Bonds which may be redeemed at the option of the Town, the dates upon which such optional redemption may occur, and the prices at which such Bonds may be optionally redeemed; and (viii) the principal amounts, if any, of Bonds subject to mandatory sinking fund redemption and the years in which such Bonds will be subject to such redemption. Additional determinations shall be made by the Sale Delegate as set forth in the Sections hereof entitled “Approval of Official Statement and Miscellaneous Documents” and “Authorization of Bond Insurance”.

(c) **Parameters.** The authority delegated to the Sale Delegate by this Section shall be subject to the following parameters: (i) in no event shall the Sale Delegate be authorized to execute the Sale Certificate after the date that is one year after the effective date of this Ordinance; (ii) the aggregate principal amount of the Bonds shall not exceed \$16,100,000; (iii) the final maturity of the Bonds shall be no later than December 1, 2035; (iv) the maximum net effective interest rate on the Bonds as sold to the Underwriter shall not exceed 4.25%; (v) the maximum annual repayment cost of the Bonds shall not exceed \$1,925,000; (vi) the maximum total repayment cost of the Bonds shall not exceed \$28,450,000; and (vii) the Bonds shall be subject to optional redemption no later than December 1, 2025 without redemption premium.

Section 5. Redemption of Bonds Prior to Maturity.

(a) **Optional Redemption.** The Bonds may be subject to redemption at the option of the Town, in whole or in part, and if in part in such order of maturities as the Town shall determine and by lot within a maturity on such dates as set forth in the Sale Certificate. The Bonds may also be issued without the right to optional redemption.

(b) **Mandatory Sinking Fund Redemption.** All or any principal amount of the Bonds may be subject to mandatory sinking fund redemption by lot on the Principal Payment Date of the years and in the principal amounts specified in the Sale Certificate, at a redemption price equal to the principal amount thereof (with no redemption premium), plus accrued interest to the redemption date.

At its option, to be exercised on or before the forty-fifth day next preceding each sinking fund redemption date, the Town may (i) deliver to the Paying Agent for cancellation any Bonds with the same maturity date as the Bonds subject to such sinking fund redemption; and (ii) receive a credit in respect of its sinking fund redemption obligation for any Bonds with the same maturity date as the Bonds subject to such sinking fund redemption which prior to such date have been redeemed (otherwise than through the operation of the sinking fund) and cancelled by the Paying Agent and not theretofore applied as a credit against any sinking fund redemption obligation. Each Bond so delivered or previously redeemed shall be credited by the Paying Agent at the principal amount thereof to the obligation of the Town on such sinking fund redemption date, and the principal amount of Bonds to be redeemed by operation of such sinking fund on such date shall be accordingly reduced.

(c) **Redemption Procedures.** Notice of any redemption of Bonds shall be given by the Paying Agent in the name of the Town by sending a copy of such notice by first-class, postage prepaid mail, not less than 30 days prior to the redemption date, to the Owner of each Bond being redeemed. Such notice shall specify the number or numbers of the Bonds so to be redeemed (if redemption shall be in part) and the redemption date. If any Bond shall have been duly called for redemption and if, on or before the redemption date, there shall have been deposited with the Paying Agent in accordance with this Ordinance funds sufficient to pay the redemption price of such Bond on the redemption date, then such Bond shall become due and payable at such redemption date, and from and after such date interest will cease to accrue thereon. Failure to deliver any redemption notice or any defect in any redemption notice shall not affect the validity of the proceeding for the redemption of Bonds with respect to which such failure or defect did not occur. Any Bond redeemed prior to its maturity by prior redemption or otherwise shall not be reissued and shall be cancelled.

Notwithstanding the provisions of this section, any notice of optional redemption may contain a statement that the redemption is conditioned upon the receipt by the Paying Agent of funds on or before the date fixed for redemption sufficient to pay the redemption price of the Bonds so called for redemption, and that if such funds are not available, such redemption shall be cancelled by written notice to the Owners of the Bonds called for redemption in the same manner as the original redemption notice was mailed.

Section 6. Form of the Bonds. The Bonds shall be in substantially the form set forth in Appendix A hereto, with such changes thereto, not inconsistent herewith, as may be necessary or desirable and approved by the officials of the Town executing the same (whose manual or facsimile signatures thereon shall constitute conclusive evidence of such approval). Although attached as an appendix for the convenience of the reader, Appendix A is an integral part of this Ordinance and is incorporated herein as if set forth in full in the body of this Ordinance.

Section 7. Execution of the Bonds. The Bonds shall be executed in the name and on behalf of the Town with the manual or facsimile signature of the Mayor or Mayor Pro Tem, shall bear a manual or facsimile of the seal of the Town and shall be attested by the manual or facsimile signature of the Town Clerk both of whom are hereby authorized and directed to prepare and execute the Bonds in accordance with the requirements hereof. Should any officer whose manual or facsimile signature appears on the Bonds cease to be such officer before delivery of any Bond, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes. When the Bonds have been duly executed, the officers of the Town are authorized to, and shall, deliver the Bonds to the Paying Agent for authentication. No Bond shall be secured by or entitled to the benefit of this Ordinance, or shall be valid or obligatory for any purpose, unless the certificate of authentication of the Paying Agent has been manually executed by an authorized signatory of the Paying Agent. The executed certificate of authentication of the Paying Agent upon any Bond shall be conclusive evidence, and the only competent evidence, that such Bond has been properly authenticated hereunder.

Section 8. Registration, Transfer and Exchange of the Bonds.

(a) **Registration.** The Paying Agent shall maintain registration books in which the ownership, transfer and exchange of Bonds shall be recorded. The person in whose name any Bond shall be registered on such registration books shall be deemed to be the absolute owner thereof for all purposes, whether or not payment on any Bond shall be overdue, and neither the Town nor the Paying Agent shall be affected by any notice or other information to the contrary.

(b) **Transfer and Exchange.** The Bonds may be transferred or exchanged, at the principal office of the Paying Agent at the location identified in the definition of Paying Agent in the Section hereof entitled "Definitions," for a like aggregate principal amount of Bonds of other authorized denominations of the same maturity and interest rate, upon payment by the transferee of a transfer fee, any tax or governmental charge required to be paid with respect to such transfer or exchange and any cost of printing bonds in connection therewith. Upon surrender for transfer of any Bond, duly endorsed for transfer or accompanied by an assignment duly executed by the Owner or his or her attorney duly authorized in writing, the Town shall execute and the Paying Agent shall authenticate and deliver in the name of the transferee a new Bond. Notwithstanding any other provision hereof, the Paying Agent shall not be required to transfer any Bond (i) which is scheduled to be redeemed in whole or in part between the Business Day immediately preceding the mailing of the notice of redemption and the redemption date, or (ii) between the Record Date for any Interest Payment Date and such Interest Payment Date.

Section 9. Replacement of Lost, Destroyed or Stolen Bonds. If any Bond shall become lost, apparently destroyed, stolen or wrongfully taken, it may be replaced in the form and tenor of the lost, destroyed, stolen or taken bond and the Town shall execute and the Paying Agent shall authenticate and deliver a replacement Bond upon the Owner furnishing, to the satisfaction of the Paying Agent: (a) proof of ownership (which shall be shown by the registration books of the Paying Agent); (b) proof of loss, destruction or theft; (c) an indemnity to the Town and the Paying Agent with respect to the Bond lost, destroyed or taken; and (d) payment of the cost of preparing and executing the new bond or bonds.

Section 10. Establishment of Accounts. There is hereby reaffirmed the Community and Recreation Center Fund and the Community and Recreation Center Expansion Fund. There also are hereby established the following accounts: (a) the Bond Account, which shall include an Interest Sub-Account and a Principal Sub-Account for the payment of the Bonds; and (b) the Reserve Account.

Section 11. Application of Proceeds of the Bonds; Funding of Reserve Account. Upon payment to the Town of the purchase price of the Bonds in accordance with the Bond Purchase Agreement, the proceeds received by the Town from the sale of the Bonds, together with moneys in the Community and Recreation Center Fund or Community and Recreation Center Expansion Fund which the Sale Delegate determines are to be used for such purpose, shall be applied as a supplemental appropriation of the Town as follows: (a) accrued interest on the Bonds, if any, from the Dated Date to the date of issuance shall be deposited into the Interest Sub-Account; (b) an amount equal to the Reserve Account Requirement shall be deposited into the Reserve Account or used for the payment of the premium necessary for the purchase of a

Reserve Account Contract to be used for the funding of the Reserve Account; (c) the amount necessary for the payment of the costs of issuance of the Bonds shall be deposited with the Town for such purpose; and (d) the remainder shall be deposited with the Town to pay the costs of the Project

Section 12. Deposit of Pledged Revenues.

(a) ***2015 Community and Recreation Center Expansion Sales and Use Tax.***

All revenues from the 2015 Community and Recreation Center Expansion Sales and Use Tax shall be deposited in the Town Community and Recreation Center Expansion Fund immediately upon their receipt. The Town shall make the following credits to the Town Community and Recreation Center Expansion Fund in the following order of priority:

First, to the credit of the Interest Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with any interest sub-account established for Parity Lien Bonds;

Second, to the credit of the Principal Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with any principal sub-account established for Parity Lien Bonds;

Third, to the credit of the Reserve Account, the amounts required by the section hereof titled “Reserve Account” ratably with any reserve account established for Parity Lien Bonds;

Fourth, to payment of interest on amounts advanced, and expense obligations incurred in connection with, any amounts advanced under any Reserve Account Contract ratably with any reserve account contract established for Parity Lien Bonds; and

Fifth, to the credit of any other account hereafter established by the Town in the Town Community and Recreation Center Expansion Fund.

(b) ***2002 Community and Recreation Center Sales and Use Tax.*** All revenues from the 2002 Community and Recreation Center Sales and Use Tax shall be deposited in the Town Community and Recreation Center Fund immediately upon their receipt. The Town shall make the following credits to the Town Community and Recreation Center Fund in the following order of priority:

First, to the credit of the Interest Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with the interest sub-account established for the 2012 Bonds and any interest sub-account established for Parity Lien Bonds;

Second, to the credit of the Principal Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with the principal sub-account established for the 2012 Bonds and any principal sub-account established for Parity Lien Bonds;

Third, to the credit of the Reserve Account, the amounts required by the section hereof titled “Reserve Account” ratably with the reserve account established for the 2012 Bonds and any reserve account established for Parity Lien Bonds;

Fourth, to payment of interest on amounts advanced, and expense obligations incurred in connection with, any amounts advanced under any Reserve Account Contract ratably with the reserve account contract established for the 2012 Bonds and any reserve account contract established for Parity Lien Bonds; and

Fifth, to the credit of any other account hereafter established by the Town in the Town Community and Recreation Center Fund.

(c) ***Base Sales and Use Tax.*** Immediately upon receipt of the Base Sales and Use Tax, all revenues from the Base Sales and Use Tax shall be, if necessary, deposited monthly in the Town Community and Recreation Center Fund and credited in the following order of priority prior to any other use of such revenues:

First, to the credit of the Interest Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with the interest sub-account established for the 2012 Bonds and any interest sub-account established for Parity Lien Bonds;

Second, to the credit of the Principal Sub-Account, the amounts required by the section hereof titled “Bond Account” ratably with the principal sub-account established for the 2012 Bonds and any principal sub-account established for Parity Lien Bonds;

Third, to the credit of the Reserve Account, the amounts required by the section hereof titled “Reserve Account” ratably with the reserve account established for the 2012 Bonds and any reserve account established for Parity Lien Bonds;

Fourth, to payment of interest on amounts advanced, and expense obligations incurred in connection with, any amounts advanced under any Reserve Account Contract ratably with the reserve account contract established for the 2012 Bonds and any reserve account contract established for Parity Lien Bonds; and

Section 13. Bond Account.

(a) ***Use of Moneys in Bond Account.*** Moneys deposited in the Bond Account shall be used solely for the purpose of paying the principal of and interest on the Bonds and the Parity Lien Bonds. The Principal Sub-Account shall be used to pay the principal of the Bonds and the Interest Sub-Account shall be used to pay the interest on the Bonds. In the event of the issuance of Parity Lien Bonds, a separate Principal Sub-Account and Interest Sub-Account may be established for the payment of such bonds.

(b) ***Deposits of 2015 Community and Recreation Center Expansion Sales and Use Tax to the Interest Sub-Account and the Principal Sub-Account.*** Commencing on the date of issuance of the Bonds through the first Principal Payment Date, the Town shall credit all 2015 Community and Recreation Center Expansion Sales and Use Tax revenues to the Interest Sub-Account or to the Principal Sub-Account, as determined by the Town Finance Director. Thereafter, for each twelve-month period commencing and the Principal Payment Date of each year, the Town shall credit monthly all 2015

Community and Recreation Center Expansion Sales and Use Tax revenues to the Interest Sub-Account or to the Principal Sub-Account, ratably with any Parity Lien Bonds, until the amounts deposited therein are sufficient to pay all of the interest and principal due on the Bonds, whether by maturity or mandatory sinking fund redemption, for the calendar year following each Principal Payment Date.

(c) ***Deposits of 2002 Community and Recreation Center Sales and Use Tax to the Interest Sub-Account and the Principal Sub-Account.*** Commencing on the date of issuance of the Bonds through the first Principal Payment Date, the Town shall credit all 2002 Community and Recreation Center Sales and Use Tax revenues to the Interest Sub-Account or to the Principal Sub-Account, ratably with the Series 2012 Bonds, as determined by the Town Finance Director. Thereafter, for each twelve-month period commencing and the Principal Payment Date of each year, the Town shall credit monthly all 2002 Community and Recreation Center Sales and Use Tax revenues to the Interest Sub-Account or to the Principal Sub-Account, ratably with the Series 2012 Bonds and any Parity Lien Bonds, until the amounts deposited therein are sufficient to pay all of the interest and principal due on the Bonds, whether by maturity or mandatory sinking fund redemption, for the calendar year following each Principal Payment Date.

(d) ***Deposits of Base Sales and Use Tax to the Interest Sub-Account and the Principal Sub-Account.*** On or before the last day of each month, commencing in the month next succeeding the date of issuance of the Bonds, Base Sales and Use Tax revenues shall, if necessary, be deposited to the Interest Sub-Account and the Principal Sub-Account as follows:

(i) In the event that on the last business day of each month the balance on deposit in the Interest Sub-Account does not equal or exceed the Pro Rata Portion of the interest to come due on the Bonds on the next succeeding Interest Payment Date multiplied by the number of months since the last Interest Payment Date, the Town shall deposit to the Interest Sub-Account, ratably with the Series 2012 Bonds and any Parity Lien Bonds, Base Sales and Use Tax revenues in an amount sufficient to bring the balance of moneys on deposit in the Interest Sub-Account equal to said aggregate amount; provided however, prior to the first Interest Payment Date, the denominator for the fractional monthly deposits shall be the number of months between the date of issuance of the Bonds and the first Interest Payment Date.

(ii) In the event that on the last business day of each month the balance on deposit in the Principal Sub-Account does not equal or exceed the Pro Rata Portion of the principal to come due on the Bonds on the next succeeding Principal Payment Date (whether due at maturity or pursuant to mandatory sinking fund redemption) multiplied by the number of months since the last date for the required payment of the principal of the Bonds, the Town shall deposit to the Principal Sub-Account, ratably with the Series 2012 Bonds and any Parity Lien Bonds, Base Sales and Use Tax revenues in an amount sufficient to bring the balance of moneys on deposit in the Principal Sub-Account equal to said aggregate amount; provided however, prior to the first Principal Payment Date,

the denominator for the fractional monthly deposits shall be the number of months between the date of issuance of the Bonds and the first Principal Payment Date.

(iii) Moneys necessary for the payment of the principal of and interest on the Bonds shall be advanced by the Town to the Paying Agent not less than three Business Days prior each Interest Payment Date and Principal Payment Date, as applicable.

(e) **Investments.** Moneys deposited in the Bond Account may be invested or deposited in securities or obligations that are Permitted Investments. The investment of moneys deposited in the Bond Account shall, however, be subject to the covenants and provisions of the Section hereof entitled "Covenants Regarding Exclusion of Interest on Bonds from Gross Income for Federal Income Tax Purposes." Except to the extent otherwise required by such Section, all interest income from the investment or reinvestment of moneys deposited in any sub-account of the Bond Account shall remain in and become part of such sub-account.

Section 14. Reserve Account.

(a) **Use of Moneys in Reserve Account.** Moneys in the Reserve Account shall be used, if necessary, only to prevent a default in the payment of the principal of and interest on the Bonds when due. Moneys on deposit in the Reserve Account, proceeds of the liquidation of Permitted Investments on deposit in the Reserve Account or moneys available from a Reserve Account Contract shall be transferred to the Bond Account on any date on which a payment of principal of or interest on the Bonds is due to the extent the amount on deposit in the Bond Account is insufficient to make such payment.

(b) **Funding and Maintenance of Reserve Account Requirement.** The Reserve Account Requirement shall be funded and maintained by any one of or any combination of (i) cash; (ii) Permitted Investments; and (iii) with the prior written consent of the Bond Insurer, if any, a Reserve Account Contract which provides for payments when and as required for purposes of the Reserve Account. The Reserve Account Contract must be issued by an obligor whose obligations such as the Reserve Account Contract are either (A) rated by a Rating Agency as investment grade; or (B) if a rating has been obtained on the Bonds, whose obligations are rated by each Rating Agency that then maintains a rating on the Bonds in a category (or comparable classification) equal to or higher than the category, if any, in which the Bonds are rated, or will not impact the rating on the Bonds.

(c) **Valuation of Deposits.** Cash shall satisfy the Reserve Account Requirement by the amount of cash on deposit. Permitted Investments shall satisfy the Reserve Account Requirement by the value of such investments. The value of each Permitted Investment on deposit in the Reserve Account shall be its purchase price from the date of purchase and thereafter its fair market value determined as of each calculation date required pursuant to paragraph (d) of this Section. A Reserve Account Contract shall satisfy the Reserve Account Requirement by the amount payable to the Town pursuant to such contract.

(d) **Calculation of Reserve Account Requirement and Transfers Resulting from Calculation.** The Reserve Account Requirement shall be calculated not less than annually. If at any time the calculated amount of the Reserve Account is less than the Reserve Account Requirement or transfers are made from the Reserve Account as provided in paragraph (a) hereof, then the Town shall deposit to the Reserve Account from the Pledged Revenues, amounts sufficient to bring the amount deposited in the Reserve Account to the Reserve Account Requirement. If at any time the calculated amount of the Reserve Account is more than the Reserve Account Requirement, then the Town shall transfer to the Bond Account such amount which is in excess of the Reserve Account Requirement. Such deposits shall be made as soon as possible after such use or calculation, but in accordance with and subject to the limitations of the Section hereof entitled "Deposit of Pledged Revenues."

(e) **Transfer of Interest Income to Bond Account.** The investment of moneys deposited in the Reserve Account shall be subject to the covenants and provisions of the Section hereof entitled "Covenants Regarding Exclusion of Interest on Bonds from Gross Income for Federal Income Tax Purposes." Except to the extent otherwise required by such Section, interest income from the investment or reinvestment of moneys deposited in the Reserve Account shall be transferred to the Bond Account.

Section 15. Pledge and Lien for Payment of Bonds.

(a) **Pledge of Revenues.** The Town hereby pledges for the payment of the principal of, premium, if any, and interest on the Bonds and Parity Lien Bonds at any time Outstanding, and grants a first lien (but not necessarily an exclusive first lien) for such purpose on (i) the 2015 Community and Recreation Center Expansion Sales and Use Tax, (ii) the 2002 Community and Recreation Center Sales and Use Tax, (iii) the Base Sales and Use Tax and (iv) all moneys on deposit from time to time in the Town Community and Recreation Center Expansion Fund and the Town Community and Recreation Center Fund. Without limiting the foregoing, the Town reserves the right to establish priorities among the revenues comprising the Base Sales and Use Tax for use, if necessary, for the payment of the principal of, premium, if any, and interest on the Bonds and Parity Lien Bonds.

(b) **Superior Liens Prohibited.** The Town shall not pledge or create any other lien on the revenues and moneys pledged pursuant to paragraph (a) of this Section that is superior to the pledge thereof or lien thereon pursuant to such paragraphs.

(c) **Subordinate Liens Permitted.** Nothing herein shall prohibit the Town from issuing subordinate lien obligations and pledging or creating a lien on the revenues and moneys pledged and the lien created pursuant to paragraph (a) of this Section that is subordinate to the pledge thereof or lien thereon pursuant to such paragraph; provided that no Event of Default shall have occurred and be continuing.

(d) **No Prohibition on Additional Security.** While not required pursuant to the terms of this Ordinance, nothing herein shall prohibit the Town from depositing any legally available revenues that are not Pledged Revenues into the Town Community and

Recreation Center Expansion Fund or the Town Community and Recreation Center Fund for the payment of the Bonds or Parity Lien Bonds (and thereby subjecting the moneys so deposited to the pledge made and lien granted in paragraph (a) of this Section). Provided however, such legally available revenues shall not be considered Pledged Revenues unless otherwise agreed by the Bond Insurer that maintains a rating on the Bonds.

(e) **Bonds Are Special, Limited Obligations of the Town.** The Bonds are special, limited obligations of the Town payable solely from the Pledged Revenues and secured solely by the sources provided in this Ordinance. The Bonds shall not constitute a debt of the Town within the meaning of the Charter or any constitutional limitation.

Section 16. Conditions to Issuance of Parity Lien Bonds. The Town shall not issue Parity Lien Bonds unless all of the following conditions are satisfied:

(a) **Historical Sales and Use Tax Test; Special Test for Refunding.** A Certified Public Accountant certifies in writing that either: (i) the Pledged Revenues for any 12 consecutive months in the 18 months immediately preceding the month in which such certification is delivered (referred to in this paragraph as the “test period”) have been equal to at least 150% of the sum of the Combined Maximum Principal and Interest Requirements due or to become due on the Bonds, any outstanding Parity Lien Bonds, and the proposed Parity Lien Bonds during each calendar year following the date of issuance of the proposed Parity Lien Bonds; or (ii) the proceeds of the proposed Parity Lien Bonds will be used to refund the Bonds or outstanding Parity Lien Bonds and the aggregate principal of and interest due on the proposed Parity Lien Bonds is not greater than the aggregate principal of and interest due on the bonds that will be refunded.

(b) **Establishment of Accounts.** The ordinance providing for the issuance of the Parity Lien Bonds must provide for a reserve account, which is established in the amount of the Parity Reserve Amount, and a principal sub-account and interest sub-account within the Bond Account for the Parity Lien Bonds; such accounts must be established and maintained on substantially the same terms and contain substantially the same provisions as set forth in this Ordinance for the Reserve Account and the Bond Account, respectively.

(c) **Reserve Account Deposits.** On the date of issuance of the Parity Lien Bonds the Reserve Account shall be fully funded in the amount of the Reserve Account Requirement and the reserve account established for the Parity Lien Bonds shall be funded in the amount of the Parity Reserve Amount.

(d) **No Event of Default.** The Mayor certifies in writing that no Event of Default has occurred and is continuing.

Section 17. Additional General Covenants. In addition to the other covenants of the Town contained herein, the Town hereby further covenants for the benefit of Owners of the Bonds that:

(a) **Maintenance of Sales and Use Tax.** The Town will not reduce the percentage of the 2015 Community and Recreation Center Expansion Sales and Use Tax

deposited to the Town Community and Recreation Center Expansion Fund, will not reduce the percentage of the 2002 Community and Recreation Center Sales and Use Tax deposited to the Town Community and Recreation Center Fund, will not reduce the rate of the 2015 Community and Recreation Center Expansion Sales and Use Tax, will not reduce the rate of the 2002 Community and Recreation Center Sales and Use Tax, will not reduce the rate of the Base Sales and Use Tax, and will not alter, exempt or modify the transactions, properties or items subject to the 2015 Community and Recreation Center Expansion Sales and Use Tax, the 2002 Community and Recreation Center Sales and Use Tax or the Base Sales and Use Tax in any manner that the Town expects will materially reduce the Pledged Revenues.

(b) **Efficient Collection and Enforcement of the Sales and Use Tax.** The Town will manage the collection and enforcement of the 2015 Community and Recreation Center Expansion Sales and Use Tax, the 2002 Community and Recreation Center Sales and Use Tax and the Base Sales and Use Tax in the most efficient and economical manner practicable.

(c) **Inspection of Records.** The Town will keep or cause to be kept such books and records showing the revenues from the 2015 Community and Recreation Center Expansion Sales and Use Tax, the 2002 Community and Recreation Center Sales and Use Tax and the Base Sales and Use Tax, in which complete entries shall be made in accordance with generally accepted accounting principles, as applicable to governmental entities, and the Owner of any Bond shall have the right at all reasonable times to inspect all non-confidential records, accounts, actions and data of the Town relating to the Bonds and such taxes.

(d) **Annual Audit.** The Town will cause an annual audit to be made of the books relating to the Sales and Use Tax each year by a certified public or registered accountant and shall furnish a copy thereof to the Underwriter at its request and to any Owner who so requests and agrees to pay the cost of reproduction and mailing. The annual audit of the Town's general purpose financial statements shall be deemed to satisfy this covenant.

Section 18. Covenants Regarding Exclusion of Interest on Bonds from Gross Income for Federal Income Tax Purposes. For purposes of ensuring that the interest on the Bonds is and remains excluded from gross income for federal income tax purposes, the Town hereby covenants that:

(a) **Prohibited Actions.** The Town will not use or permit the use of any proceeds of the Bonds or any other funds of the Town from whatever source derived, directly or indirectly, to acquire any securities or obligations and shall not take or permit to be taken any other action or actions, which would cause any Bond to be an "arbitrage bond" within the meaning of Section 148 of the Code, or would otherwise cause the interest on any Bond to be includible in gross income for federal income tax purposes.

(b) **Affirmative Actions.** The Town will at all times do and perform all acts permitted by law that are necessary in order to assure that interest paid by the Town on

the Bonds shall not be includible in gross income for federal income tax purposes under the Code or any other valid provision of law. In particular, but without limitation, the Town represents, warrants and covenants to comply with the following rules unless it receives an opinion of Bond Counsel stating that such compliance is not necessary: (i) the project constructed from proceeds of the Bonds will not be used in a manner that will cause the Bonds to be considered “private activity bonds” within the meaning of the Code; (ii) the Bonds are not and will not become directly or indirectly “federally guaranteed”; and (iii) the Town will timely file Internal Revenue Form 8038-G which shall contain the information required to be filed pursuant to Section 149(e) of the Code.

(c) **Tax Certificate.** The Town will comply with the Tax Certificate, including but not limited by the provisions of the Tax Certificate regarding the application and investment of Bond proceeds, the calculations, the deposits, the disbursements, the investments and the retention of records described in the Tax Certificate.

(d) **Designation of Bonds as Qualified Tax-Exempt Obligations.** The Town hereby designates the Bonds as qualified tax-exempt obligations within the meaning of Section 265(b)(3) of the Code. The Town anticipates that the aggregate face amount of all tax-exempt obligations issued by the Town, together with governmental entities which derive their issuing authority from the Town or are subject to substantial control by the Town, shall not be more than \$10,000,000 during the calendar year in which the Bonds are issued. The Town recognizes that such tax-exempt obligations include notes, leases, loans and warrants, as well as bonds.

Section 19. Defeasance. Any Bond shall not be deemed to be Outstanding hereunder if it shall have been paid and cancelled or if cash or Federal Securities shall have been deposited in trust for the payment thereof (whether upon or prior to the maturity of such Bond, but if such Bond is to be paid prior to maturity, the Town shall have given the Paying Agent irrevocable directions to give notice of redemption as required by this Ordinance, or such notice shall have been given in accordance with this Ordinance). In computing the amount of the deposit described above, the Town may include interest to be earned on the Federal Securities. If less than all the Bonds are to be defeased pursuant to this Section, the Town, in its sole discretion, may select which of the Bonds shall be defeased. Notwithstanding anything herein to the contrary, in the event that the principal of and/or interest due on the Bonds shall be paid by the Bond Insurer pursuant to the Bond Insurance Policy, if any, the Bonds shall remain Outstanding for all purposes, not be defeased or otherwise satisfied and not be considered paid by the Town, and all covenants, agreements and other obligations of the Town to the Owners shall continue to exist and shall run to the benefit of the Bond Insurer, and the Bond Insurer shall be subrogated to the rights of such Owners.

Section 20. Events of Default. Each of the following events constitutes an Event of Default:

(a) **Nonpayment of Principal or Interest.** Failure to make any payment of principal of or interest on the Bonds when due hereunder;

(b) **Breach or Nonperformance of Duties.** Breach by the Town of any material covenant set forth herein or failure by the Town to perform any material duty imposed on it hereunder and continuation of such breach or failure for a period of 60 days after receipt by the Town Attorney of the Town of written notice thereof from the Paying Agent or from the Owners of at least 10% in principal amount of the Outstanding Bonds; provided that such 60-day period shall be extended so long as the Town has commenced and continues a good faith effort to remedy such breach or failure; or

(c) **Appointment of Receiver.** An order or decree is entered by a court of competent jurisdiction appointing a receiver for all or any portion of the revenues and moneys pledged for the payment of the Bonds pursuant hereto is entered with the consent or acquiescence of the Town or is entered without the consent or acquiescence of the Town but is not vacated, discharged or stayed within 30 days after it is entered.

Section 21. Remedies for Events of Default.

(a) **Remedies.** Upon the occurrence and continuance of any Event of Default, the Owners of not less than 25% in principal amount of the Bonds then Outstanding, including, without limitation, a trustee or trustees therefor, may proceed against the Town to protect and to enforce the rights of any Owner of Bonds under this Ordinance by mandamus, injunction or by other suit, action or special proceedings in equity or at law, in any court of competent jurisdiction: (i) for the payment of interest on any installment of principal of any Bond that was not paid when due at the interest rate borne by such bond, (ii) for the appointment of a receiver or an operating trustee, (iii) for the specific performance of any covenant contained herein, (iv) to enjoin any act that may be unlawful or in violation of any right of any Owner of any Bond, (v) to require the Town to act as if it were the trustee of an express trust, (vi) for any other proper legal or equitable remedy as such Owner may deem most effectual to protect their rights, or (vii) any combination of such remedies or as otherwise may be authorized by any statute or other provision of law; provided, however, that acceleration of any amount not yet due on the Bonds according to their terms shall not be an available remedy. All such proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Owners of Bonds then Outstanding. Any receiver or operating trustee appointed in any proceedings to protect the rights of Owners of Bonds hereunder may collect, receive and apply all revenues and moneys pledged for the payment of the Bonds pursuant hereto arising after the appointment of such receiver or operating trustee in the same manner as the Town itself might do.

Anything in this Ordinance to the contrary notwithstanding, upon the occurrence and continuance of an Event of Default, the Bond Insurer shall, so long as it is not in default under the terms of the Bond Insurance Policy, be entitled to control and direct the enforcement of all rights and remedies granted to the Owners under this Ordinance and pursuant to State law.

(b) **Failure to Pursue Remedies Not a Release; Rights Cumulative.** The failure of any Owner of any Bond then Outstanding to proceed in any manner herein provided shall not relieve the Town of any liability for failure to perform or carry out its

duties hereunder. Each right or privilege of any such Owner (or trustee therefor) is in addition and is cumulative to any other right or privilege, and the exercise of any right or privilege by or on behalf of any Owner shall not be deemed a waiver of any other right or privilege thereof. Each Owner of any Bond shall be entitled to all of the privileges, rights and remedies provided or permitted in this Ordinance and as otherwise provided or permitted by law or in equity.

(c) **Obligations of Town and Paying Agent in Connection With Events of Default.** Upon the occurrence and continuation of any of Events of Default: (i) the Town shall take all proper acts to protect and preserve the security for the payment of the Bonds and to insure the payment of debt service on the Bonds promptly when due; (ii) the Town and the Paying Agent shall give the Owners of the Bonds then Outstanding notice by first-class mail of (A) any default in the payment of or interest on the Bonds immediately after discovery thereof; and (B) any other Event of Default within 30 days after discovery thereof. During the continuation of any Event of Default, except to the extent it may be unlawful to do so, all revenues and moneys pledged for the payment of the Bonds pursuant hereto shall be held for and applied to the debt service on all Bonds on an equitable and prorated basis. If the Town fails or refuses to proceed as provided in this paragraph, the Owners of not less than 25% in principal amount of the Bonds then Outstanding, after demand in writing, may proceed to protect and to enforce the rights of the Owners of the Bonds as provided in this paragraph; and to that end any such rights of Owners of Bonds then Outstanding shall be subrogated to all rights of the Town under any agreement or contract involving the revenues and moneys pledged for the payment of the Bonds pursuant hereto that was entered into prior to the effective date of this Ordinance or thereafter while any of the Bonds are Outstanding. Nothing herein requires the Town to proceed as provided in this paragraph if it determines in good faith and without any abuse of its discretion that such action is likely to affect materially and prejudicially the Owners of the Bonds then Outstanding.

Section 22. Amendment of Ordinance.

(a) ***Amendments Permitted Without Notice to or Consent of Owners.*** The Town may, with prior written notice to the Bond Insurer, if any, and without the consent of or notice to the Owners of the Bonds, adopt one or more ordinances amending or supplementing this Ordinance (which ordinances shall thereafter become a part hereof) for any one or more or all of the following purposes: (i) to cure any ambiguity or to cure, correct or supplement any defect or inconsistent provision of this Ordinance; (ii) to subject to this Ordinance additional revenues, properties or collateral or provide for a pledge of State sales taxes as permitted by subsection (a) of the Section hereof entitled “Additional General Covenants”; (iii) to facilitate the designation of a substitute securities depository or to terminate the book-entry registration system for the Bonds in accordance with the Section hereof entitled “Bond Details”; (iv) to facilitate the issuance of Parity Lien Bonds permitted to be issued pursuant to the Section hereof entitled “Conditions to Issuance of Parity Lien Bonds”; (v) to facilitate the funding of the Reserve Account or the substitution of one source of funding of the Reserve Account for another permitted source in accordance with the Section hereof entitled “Reserve Account”; (vi) to maintain the then existing or to secure a higher rating of the Bonds by any nationally

recognized securities rating agency; or (vii) to make any other change that does not materially adversely affect the Owners of the Bonds.

(b) **Amendments Requiring Notice to and Consent of Owners.** Except for amendments permitted by paragraph (a) of this section, this Ordinance may only be amended (i) by an ordinance of the Town amending or supplementing this Ordinance (which, after the consents required therefor, shall become a part hereof); and (ii) with the written consent of the Bond Insurer, if any, and the Owners of at least 66-2/3% in aggregate principal amount of the Bonds then Outstanding; provided that any amendment that makes any of the following changes with respect to any Bond shall not be effective without the written consent of the Owner of such bond: (A) a change in the maturity of such bond; (B) a reduction of the interest rate on such bond; (C) a change in the terms of redemption of such bond; (D) a delay in the payment of principal of or interest on such bond; (E) the creation of any pledge of or lien upon any revenues or moneys pledged for the payment of such bond hereunder that is superior to the pledge and lien for the payment of such bond hereunder; (F) a relaxation of the conditions to the issuance of Parity Lien Bonds or to the creation of any pledge of or lien upon any revenues or moneys pledged for the payment of such bond hereunder that is equal to or on a parity with the pledge and lien for the payment of such bond hereunder; (G) a reduction of the principal amount or percentage of Bonds whose consent is required for an amendment to this Ordinance; or (H) the establishment of a priority or preference for the payment of any amount due with respect to any other Bond over such bond.

(c) **Procedure for Noting and Obtaining Consent of Owners.** Whenever the consent of an Owner or Owners of Bonds is required under paragraph (b) of this Section, the Town shall mail a notice to such Owner or Owners at their addresses as set forth in the registration books maintained by the Paying Agent and to the Underwriter, which notice shall briefly describe the proposed amendment and state that a copy of the amendment is on file in the office of the Town Clerk for inspection. Any consent of any Owner of any Bond obtained with respect to an amendment shall be in writing and shall be final and not subject to withdrawal, rescission or modification for a period of 60 days after it is delivered to the Town unless another time period is stated for such purpose in the notice mailed pursuant to this paragraph.

Section 23. Findings and Determinations. Having been fully informed of and having considered all the pertinent facts and circumstances, the Town Board does hereby find, determine, and declare:

(a) the issuance of the Bonds has been approved by the voters of the Town for the purposes of TABOR;

(b) the Town has entered into a DTC Letter of Representations governing the book-entry registration system for the Bonds;

(c) the issuance of the Bonds and all procedures undertaken incident thereto are in full compliance and conformity with all applicable requirements, provisions and

limitations prescribed by the Constitution, the Charter and other applicable law relating to the issuance of the Bonds have been satisfied;

(d) it is to the best advantage of the Town and its residents that the Bonds be authorized, sold, issued and delivered at the time, in the manner and for the purposes provided in this Ordinance; and

(e) the Town elects to apply all of the provisions of the Supplemental Act to this Ordinance and the Bonds.

Section 24. Appointment and Duties of Paying Agent. The Town Board hereby delegates to the Sale Delegate the authority to determine and designate the Paying Agent. The Paying Agent shall act as paying agent, registrar and authenticating agent for the Bonds unless and until the Town removes it as such and appoints a successor Paying Agent, in which event such successor shall automatically succeed to the duties of the Paying Agent hereunder and its predecessor shall immediately turn over all its records regarding the Bonds to such successor. The Paying Agent, by accepting its duties as such, agrees to perform all duties and to take all actions assigned to it hereunder in accordance with the terms hereof. The appointment and acceptance of the duties of Paying Agent hereunder shall be affected through the execution of an agreement by the Paying Agent.

Section 25. Approval of Official Statement and Miscellaneous Documents. The Town Board hereby approves the preparation, distribution and use of the Preliminary Official Statement and a final Official Statement for use in connection with the offer and sale of the Bonds; authorizes and approves the execution of the DTC Blanket Letter of Representations, the Continuing Disclosure Undertaking, the Paying Agent Agreement and the Bond Purchase Agreement. The Mayor or Mayor Pro Tem is hereby authorized and directed to execute the final Official Statement and the Mayor, the Town Clerk and all other officers of the Town are hereby authorized and directed to execute all documents and certificates necessary or desirable to effectuate the issuance of the Bonds and the transactions contemplated hereby.

Section 26. Ratification of Prior Actions. All actions heretofore taken (not inconsistent with the provisions of this Ordinance) by the Town Board or by the officers and employees of the Town directed toward the issuance of the Bonds for the purposes herein set forth are hereby ratified, approved and confirmed.

Section 27. Events Occurring on Days That Are Not Business Days. Except as otherwise specifically provided herein with respect to a particular payment, event or action, if any payment to be made hereunder or any event or action to occur hereunder which, but for this Section, is to be made or is to occur on a day that is not a Business Day shall instead be made or occur on the next succeeding day that is a Business Day.

Section 28. Authorization of Bond Insurance. The Underwriter may request, on behalf of the Town, the submittal of bids to issue the Bond Insurance Policy. In the event that the Sale Delegate determines, based in part upon information provided by the Underwriter, that the premium bid for issuance of the Bond Insurance Policy is less than the interest cost savings to be realized by the Town as a result of the issuance of the Bond Insurance Policy, the Town Board

hereby delegates to the Sale Delegate the authority to execute the Commitment with the Bond Insurer designated and determined by the Sale Delegate; provided that the Bond Insurer shall be listed in the most recent addition of The Bond Buyer's Municipal Marketplace Directory, published by Thomson Media. The officers of the Town are also hereby authorized and directed to take all actions necessary to cause the Bond Insurer to issue the Bond Insurance Policy in accordance with the Commitment, including, without limitation, payment of the premium due in connection therewith and entering into any authorizing agreement.

Section 29. Limitation of Actions. In accordance with Section 11-57-212 of the Colorado Revised Statutes, no legal or equitable action can be brought with respect to any legislative acts or proceedings in connection with the authorization or issuance of the Bonds more than 30 days after the authorization of the Bonds.

Section 30. Headings. The headings to the various sections and paragraphs to this Ordinance have been inserted solely for the convenience of the reader, are not a part of this Ordinance, and shall not be used in any manner to interpret this Ordinance.

Section 31. Ordinance Irrepealable. After any of the Bonds have been issued, this Ordinance shall constitute a contract between the Owners and the Town, and shall be and remain irrepealable until the Bonds and the interest accruing thereon shall have been fully paid, satisfied and discharged, as herein provided.

Section 32. Severability. It is hereby expressly declared that all provisions hereof and their application are intended to be and are severable. In order to implement such intent, if any provision hereof or the application thereof is determined by a court or administrative body to be invalid or unenforceable, in whole or in part, such determination shall not affect, impair or invalidate any other provision hereof or the application of the provision in question to any other situation; and if any provision hereof or the application thereof is determined by a court or administrative body to be valid or enforceable only if its application is limited, its application shall be limited as required to most fully implement its purpose.

Section 33. Repealer. All orders, bylaws, ordinances and resolutions of the Town, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

Introduced, read on first reading, passed and ordered published in full this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

John Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk

Introduced, read on second reading, adopted and ordered published by title only to be effective ten days following the date of second publication this 8th day of June, 2015.

TOWN OF WINDSOR, COLORADO

John Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk

APPENDIX A

FORM OF THE BOND

Unless this Bond is presented by an authorized representative of The Depository Trust Company, a New York corporation (“DTC”), to the City or its agent for registration of transfer, exchange, or payment, and any Bond issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

**UNITED STATES OF AMERICA
STATE OF COLORADO**

**TOWN OF WINDSOR, COLORADO
SALES AND USE TAX REVENUE REFUNDING BONDS
SERIES 2015**

R- _____ \$ _____

Interest Rate	Maturity Date	Original Dated Date	CUSIP
%			

REGISTERED OWNER:

PRINCIPAL SUM: _____ DOLLARS

TOWN OF WINDSOR, COLORADO, in the State of Colorado, a duly organized and validly existing home-rule Town and political subdivision of the State of Colorado (the “Town”), for value received, hereby promises to pay to the order of the registered owner named above or registered assigns, solely from the special funds as hereinafter set forth, on the maturity date stated above, the principal sum stated above, in lawful money of the United States of America, with interest thereon from the original dated date stated above, at the interest rate per annum stated above, payable on _____ and _____ of each year, commencing _____, the principal of and the final installment of interest on this bond being payable to the registered owner hereof upon presentation and surrender of this bond at the principal operations office of UMB Bank, n.a., as Paying Agent (the “Paying Agent”), in Denver, Colorado, or at such other location as identified by the Paying Agent, and the interest hereon (other than the final installment of interest hereon) to be paid by check or draft of the Paying Agent mailed on the Interest Payment Date to the registered owner hereof as of the close of business on the fifteenth day (whether or not such day is a Business Day) of the calendar month next preceding the Interest Payment Date, except that so long as Cede & Co. is the registered owner of this bond, the principal of and interest on this bond shall be paid by wire transfer to Cede & Co.

This bond is one of an issue of bonds of the Town designated Sales and Use Tax Revenue Bonds, Series 2015, issued in the principal amount of \$ _____ (the “Bonds”). The Bonds are being

issued by the Town for the purpose of expanding, improving and equipping the Windsor Community Recreation Center, pursuant to and in full conformity with the Town Charter, the Constitution and laws of the State of Colorado, and an approving ordinance (the “Ordinance”) duly adopted by the Town prior to the issuance hereof.

[Redemption Provisions to be Inserted Here.]

At its option, to be exercised on or before the forty-fifth day next preceding each sinking fund redemption date, the Town may (a) deliver to the Paying Agent for cancellation any Bonds with the same maturity date as the Bonds subject to such sinking fund redemption and (b) receive a credit in respect of its sinking fund redemption obligation for any Bonds with the same maturity date as the Bonds subject to such sinking fund redemption which prior to such date have been redeemed (otherwise than through the operation of the sinking fund) and cancelled by the Paying Agent and not theretofore applied as a credit against any sinking fund redemption obligation. Each Bond so delivered or previously redeemed shall be credited by the Paying Agent at the principal amount thereof to the obligation of the Town on such sinking fund redemption date, and the principal amount of Bonds to be redeemed by operation of such sinking fund on such date shall be accordingly reduced.

Notice of any redemption of Bonds shall be given by the Paying Agent in the name of the Town by sending a copy of such notice by first-class, postage prepaid mail, not less than 30 days prior to the redemption date, to the Owner of each Bond being redeemed. Such notice shall specify the number or numbers of the Bonds so to be redeemed (if redemption shall be in part) and the redemption date. If any Bond shall have been duly called for redemption and if, on or before the redemption date, there shall have been deposited with the Paying Agent in accordance with this Ordinance funds sufficient to pay the redemption price of such Bond on the redemption date, then such Bond shall become due and payable at such redemption date, and from and after such date interest will cease to accrue thereon. Failure to deliver any redemption notice or any defect in any redemption notice shall not affect the validity of the proceeding for the redemption of Bonds with respect to which such failure or defect did not occur. Any Bond redeemed prior to its maturity by prior redemption or otherwise shall not be reissued and shall be cancelled.

The Paying Agent shall maintain registration books in which the ownership, transfer and exchange of the Bonds shall be recorded. The person in whose name this bond shall be registered on such registration books shall be deemed to be the absolute owner hereof for all purposes, whether or not payment on this bond shall be overdue, and neither the Town nor the Paying Agent shall be affected by any notice or other information to the contrary. This bond may be transferred or exchanged, at the principal operations office of the Paying Agent in Denver, Colorado, or at such other location as identified by the Paying Agent, for a like aggregate principal amount of the Bonds of other authorized denominations (\$5,000 or any integral multiple thereof) of the same maturity and interest rate, upon payment by the transferee of a transfer fee, any tax or governmental charge required to be paid with respect to such transfer or exchange and any cost of printing bonds in connection therewith.

The Bonds are special, limited obligations of the Town payable solely from and secured solely by the sources provided in the Ordinance and shall not constitute a debt of the Town within the meaning of the Town Charter or any constitutional limitation. Pursuant to the

Ordinance the Town pledged for the payment of the principal of and interest on the Bonds at any time outstanding, and granted a lien for such purpose on all of the (i) 2015 Community and Recreation Center Expansion Sales and Use Tax revenues, (ii) 2002 Community and Recreation Center Sales and Use Tax revenues, (iii) Base Sales and Use Tax revenues and (iv) moneys on deposit from time to time in the Town Community and Recreation Center Expansion Fund and the Town Community and Recreation Center Fund (the "Pledged Revenues"). The Town is authorized to pledge and grant a lien, on a parity with the lien for the payment of the Bonds, on the Pledged Revenues for the payment of other bonds or obligations upon satisfaction of certain conditions set forth in the Ordinance. This bond is issued under authority of the Town Charter.

THE ORDINANCE CONSTITUTES THE CONTRACT BETWEEN THE REGISTERED OWNER OF THIS BOND AND THE TOWN. THIS BOND IS ONLY EVIDENCE OF SUCH CONTRACT AND, AS SUCH, IS SUBJECT IN ALL RESPECTS TO THE TERMS OF THE ORDINANCE, WHICH SUPERSEDES ANY INCONSISTENT STATEMENT IN THIS BOND.

The Town agrees with the owner of this bond and with each and every person who may become the owner hereof, that it will keep and perform all the covenants and agreements contained in the Ordinance.

The Ordinance may be amended or supplemented from time-to-time with or without the consent of the registered owners of the Bonds as provided in the Ordinance.

It is hereby certified that all conditions, acts and things required by the Town Charter, and the constitution and laws of the State of Colorado, and the ordinances of the Town, to exist, to happen and to be performed, precedent to and in the issuance of this bond, exist, have happened and have been performed, and that the Bonds do not exceed any limitations prescribed by said Town Charter, Constitution or laws of the State of Colorado, or the ordinances of the Town.

This bond shall not be entitled to any benefit under the Ordinance, or become valid or obligatory for any purpose, until the Paying Agent shall have signed the certificate of authentication hereon.

IN WITNESS WHEREOF, Town of Windsor, Colorado, has caused this bond to be signed in the name and on behalf of the Town with the manual or facsimile signature of the Mayor, to be sealed with the seal of the Town or a facsimile thereof and to be attested by the manual or facsimile signature of the Town Clerk.

[MANUAL OR FACSIMILE SEAL]

TOWN OF WINDSOR, COLORADO

By _____
John Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk

CERTIFICATE OF AUTHENTICATION

This is one of the Bonds described in the within-mentioned Ordinance.

UMB Bank, n.a., as Paying Agent

By _____
Authorized Representative

Date of Authentication: _____

CERTIFICATE OF TRANSFER

FOR VALUE RECEIVED, _____, the undersigned, hereby sells, assigns and transfers unto _____ (Tax Identification or Social Security No. _____) the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

TRANSFER FEE MAY BE REQUIRED



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Regular meeting materials, May 11, 2015
From: Ian D. McCargar, Town Attorney
Re: Reimbursement resolution (CRC Expansion)
Item #: C.5.

Background / Discussion:

Our bond counsel has recommended that we adopt a resolution intended to satisfy the requirements of the Internal Revenue Code ("IRC") regarding the use of bond proceeds to reimburse CRC Expansion capital expenses incurred prior to bond issuance. The attached Resolution accomplishes this purpose, and assures that IRS treatment of the bonds remains favorable.

At this time, there are no expenses qualifying for reimbursement. All expenses incurred to date do not fall within the requirements of the IRC, but we want to be sure we have this Resolution in place nonetheless.

Financial Impact: None

Relationship to Strategic Plan: Effective infrastructure

Recommendation: Adopt attached Resolution Expressing the Intent of the Town to be Reimbursed for Certain Expenses Relating to the Construction of the Community Recreation Center Expansion; simple majority required.

Attachments:

Resolution No. 2015-32 - A Resolution Expressing the Intent of the Town to be Reimbursed for Certain Expenses Relating to the Construction of the Community Recreation Center Expansion

TOWN OF WINDSOR

RESOLUTION NO. 2015-32

A RESOLUTION EXPRESSING THE INTENT OF THE TOWN TO BE REIMBURSED FOR CERTAIN EXPENSES RELATING TO THE CONSTRUCTION OF THE COMMUNITY RECREATION CENTER EXPANSION

WHEREAS, the Town of Windsor, Colorado (“Town”), is a Colorado home rule municipal corporation, with all powers reserved under Colorado law; and

WHEREAS, on November 4, 2014, the voters of the Town approved the issuance of bonds for the purpose of constructing and equipping an expansion of the Windsor Community Recreation Center (the “Project”); and

WHEREAS, the Town Board has determined that it may be necessary to make capital expenditures to construct the Project prior to the time that the Town arranges for the specific financing of such Project (“Bonds”); and

WHEREAS, it is the Town Board’s reasonable expectation that when such financing occurs, the prior capital expenditures will be reimbursed with the proceeds of the financing; and

WHEREAS, in order to comply with the provisions of the Internal Revenue Code of 1986, as amended (the “Code”), the Town Board directs that this Resolution shall constitute the “official intent” of the Town Board to reimburse such capital expenditures within the meaning of Treasury Regulation §1.150-2.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF WINDSOR, COLORADO:

Section 1. All action not inconsistent with the provisions of this Resolution previously taken by the Town Board and the Town’s officers, employees and agents directed toward the Bonds is hereby ratified, approved and confirmed.

Section 2. The Town intends to finance approximately \$16,100,000 to pay the costs of the Project, including the reimbursement of certain costs incurred by the Town prior to the receipt of any proceeds of financing, upon terms acceptable to the Town, as authorized in an ordinance or resolution to be hereafter adopted and to take all further action which is necessary or desirable in connection therewith.

Section 3. The officers, employees and agents of the Town shall take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated hereby and shall take all action necessary or desirable to finance the Project and to otherwise carry out the transactions contemplated by this Resolution.

Section 4. The officers and employees of the Town are hereby authorized and directed to take all action necessary or appropriate to effectuate the provision of this Resolution.

Section 5. The Town shall not use reimbursed moneys for purposes prohibited by Treasury Regulation §1.150-2(h).

Section 6. This Resolution is intended to be a declaration of “official intent” to reimburse expenditures within the meaning of Treasury Regulation §1.150-2

Section 7. If any section, paragraph, clause or provision of this Resolution shall for any reason be held invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. All acts, orders and resolutions of the Board, and parts thereof, inconsistent with this Resolution are repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any act, order or resolution, or part thereof, previously repealed.

Section 9. The Resolution shall take effect upon its passage and approval.

Upon motion duly made, seconded and carried, the foregoing Resolution was adopted this 11th day of May, 2015.

TOWN OF WINDSOR, COLORADO

By: _____
John S. Vazquez, Mayor

ATTEST:

Patti Garcia, Town Clerk



MEMORANDUM

Date: May 11, 2015
To: Mayor and Town Board
Via: Kelly Arnold, Town Manager
From: Kelly Unger, Communications/ Assistant to the Town Manager
Re: 125th Anniversary Outreach Update
Item #: C.6.

Background / Discussion:

Back in November and December 2014, staff held the initial outreach meetings with key stakeholders to discuss the 125th Anniversary. These stakeholder meetings were very useful to receive feedback and develop common themes and ideas to celebrate the Town's Anniversary. Since that time, staff prioritized the celebration themes and created a schedule of activities for the year.

Staff is now in our second round of stakeholder outreach meetings. The purpose is the reconnect with initial stakeholder groups to share details of the celebration plan. And expand communications networks to include non-traditional stakeholder groups and regional partners. Below is a list of the outreach efforts:

Scheduled Events

- April 29th: DDA, Marketing Committee Meeting
- April 27th, 2:00 pm: Clearview Library
- April 28th. 10:00 am: Meeting with Chamber
- May 5th, 7:00 pm: Parks, Recreation, & Culture
- May 11th, 7:00 pm: Town Board Update
- May 13th, 5:45 pm: Historic Preservation Commission

Scheduling In Progress

- Optimists
- Kiwanis
- Rotary
- Lions Club

E-newsletter Groups

Churches

- Faith United Church of Christ
- Journey Church
- Saint Alban's Episcopal Church
- Our Lady of the Valley
- Windsor Community Church
- Windsor Baptist Church
- Cornerstone Baptist Church
- Timberline Windsor
- Day Spring Christian Church
- Calvary Chapel
- Bethel Lutheran Church
- First Christian Church of Windsor
- Evangelical Free Church
- First Methodist Church of Windsor
- Resurrection Fellowship
- Ellersile Mission Society

Regional Partners

- City of Fort Collins
- City of Greeley
- City of Loveland
- City of Loveland
- Downtown Loveland Association

- Fort Collins Board of Realtors
 - Fort Collins Chamber
 - Fort Collins Downtown Business Association
 - Fort Collins Downtown Development Authority
 - Greeley Area Realtor Association
 - Greeley Chamber of Commerce
 - Greeley Downtown Development Authority
 - Larimer County
 - Loveland Chamber of Commerce
 - Loveland-Berthoud Realtors Association
 - Northern Colorado Economic Development Corp
 - Town of Timnath
 - Upstate Colorado
 - Weld County
 - Windsor Chamber of Commerce
 - Windsor Economic Development
-

Upcoming Events

May

- **May 23rd - Chalk Artists Downtown-** Chalk artists will be downtown at 5th St/Main St creating a custom art piece for the anniversary during Pelican Fest Triathlon happening at Boardwalk Park.
- **May 25 - June 8: Dining & Retail Specials** – Stay tuned for details regarding special deals and discounts at your favorite Windsor restaurants and shops.
- **May 27: Opening Reception for Windsor 125 Tots in Time Exhibit at the Museum** - Join us in celebrating Windsor 125 Tots in Time at a reception at the Museum..
- **May 28 - August 31, Wednesday - Saturday, noon to 4 p.m.** - A custom exhibit at the Art and Heritage Center, 116 5th Street, honoring Windsor's 125 year history.

June

- **Windsor 125 Display at the Museum** - A custom exhibit honoring Windsor's 125 year history at the Art and Heritage Center, 116 5th Street.
- **June 4: Kick-off Concert** - Thursday evening summer concerts begin with Chris Daniels & The Kings (Funk & Rock)! Join us for a special Windsor 125 birthday cake, an all town BBQ beginning at 5 p.m., and the concert from 6:30 to 8 p.m.
- **June 11: Summer Concert** - Featuring Taarka (Gypsy/Jazz/Indie Fold)
- **June 12: Movie in the Park** - Watch *Cloudy with a Chance of Meatballs* (PG) for free! Movie starts at 8:30 p.m. at Boardwalk Park.
- **June 18: Summer Concert** - Featuring Kory Brunson Band (Modern Country)
- **June 25: Summer Concert** - Featuring The Delta Sonics (Blues/Old Rock & Roll)
- **June 26: Movie in the Park Date Night** - Watch *Blended* (PG-13*) for free! Movie starts at 8:30 p.m. at Boardwalk Park. **Please note the rating*

July

- **Windsor 125 Display at the Museum** - A custom exhibit honoring Windsor's 125 year history at the Art and Heritage Center, 116 5th Street.
- **July 4: Fourth of July celebration** - Concert featuring The Blue Canyon Boys (Bluegrass) from 7 - 9:30 p.m. and other activities will lead up to Windsor fireworks like you've never seen before!

- **July 9: Summer Concert** - Featuring Facing West (Original Acoustic Folk). Look for Windsor 125 activities including a photo booth, interactive chalkboard wall, and more at this concert and others throughout the rest of the summer.
- **July 10: Movie in the Park Family Camp Out** - Watch *Paddington* (PG) for \$8/person. Movie starts at 8:30 p.m. at Boardwalk Park.
- **July 16: Taste of Windsor Now & Summer Concert** - Join us for the *Taste of Windsor Now!* from 4 to 8:30 p.m. with the concert beginning at 6:30 p.m. featuring Soul School (Pop/R&B/Funk/Rock & Original).
- **July 23: Summer Concert** - Featuring Martini Shot (Rock with Horns)
- **July 24: Dive-In Movie** - Watch *Dolphin Tale 2* (PG) for \$2.25/person at Chimney Park Pool. Doors open at 8:00 pm and movie starts at 8:30 p.m.
- **July 30: Summer Concert** - Featuring The Indulgents (Irish Rock)

August

- **Windsor 125 Display at the Museum** - A custom exhibit honoring Windsor's 125 year history at the Art and Heritage Center, 116 5th Street.
- **August 6: Final Summer Concert** - Featuring 6M Squared (Jazz-Rock/Jam Band). Look for Windsor 125 activities including a photo booth, interactive chalkboard wall, and more.
- **August 7: Movie in the Park** - Watch *Earth Echo* (PG) for free in conjunction with the Teen Bonfire. Movie starts at 8:30 p.m. at Boardwalk Park.
- **August 21: Movie in the Park** - Watch *Big Hero 6* (PG) for free! Movie starts at 8:30 p.m. at Boardwalk Park.

September

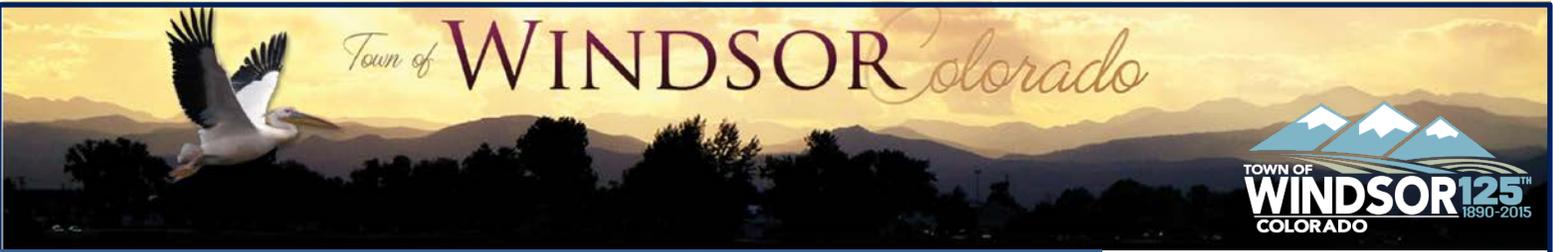
- **September 4-7: Harvest Festival** - Windsor's premiere festival will be bigger than ever. Look for bigger bands, old-timey games, great giveaways, and lots of opportunities to celebrate Windsor 125.
- **September 6: Movie in the Park** - Watch *Maleficent* (PG) for free! Movie starts at 8:00 p.m. at Boardwalk Park.

October

- **October 2- Homecoming:** Windsor High School Homecoming and Class Reunion
- **October 3: Heritage Fest** - Celebrate the different cultures and people that make Windsor a special place to live. Experience cultural foods, music, and a historic celebration of our great town including:

Recommendation:

For review and discussion



DEVELOPMENT REVIEW MONTHLY NEWSLETTER

Comprehensive Plan

- Upcoming Events:
 - Focus group interviews May 5 & 6, 2015
 - Business Workshop May 6, 2015
 - Comprehensive Plan Advisory Committee (CPAC) kickoff meeting May 6, 2015
 - Community Workshop May 6, 2015
- Plan adoption: Q1, 2016

CRW software implementation

- Developer/consultant training held April 17, 2015
- System going live for developers/consultants in May, 2015

Policies, Procedures and Standards:

Downtown Parking Standards

- Staff has been working with consultant Fox Tuttle Hernandez Transportation Group on downtown parking standards. Planning Commission work session scheduled for 5/20/15; Town Board work session scheduled for 6/20/15.

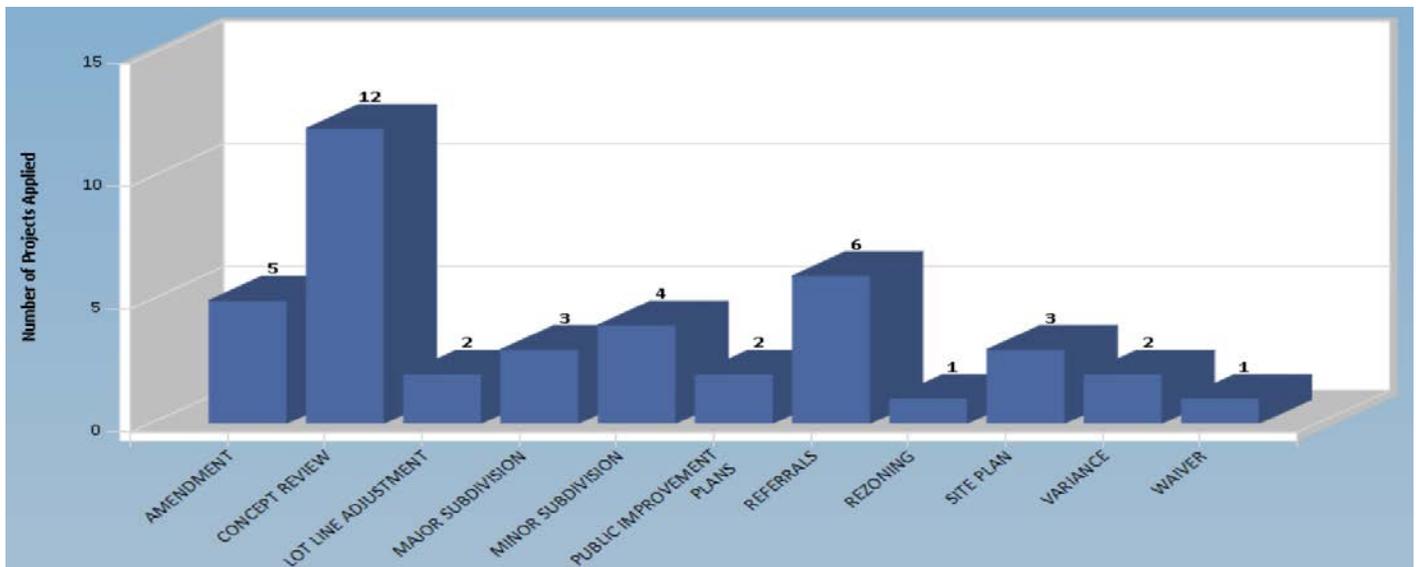
Minimum Exterior Standards Code Amendment

- Staff has drafted code language to require a minimum level of architectural enhancement on all nonresidential metal buildings. Planning Commission work session held 4/15/15; Town Board work session scheduled for 6/20/15.

Temporary Food Truck/Cart Research

- Staff will be conducting research into possible code amendments to address temporary food trucks/carts in response to a number of inquiries from the public. Planning Commission work session scheduled for 5/20/15; Town Board work session scheduled for 6/20/15.

Projects Applied for by Type (year to date)



Total Projects: 41

Major Development Projects Currently Under Review

<i>Project</i>	<i>Description</i>	<i>Status</i>
Columbine Center Subdivision 2nd		
Community Recreation Center Site Plan	39,280 s.f. addition	Awaiting 2 nd submittal from applicant
Great Western Industrial Park 3rd		
Vestas Site Plan	62,000 s.f. addition	Awaiting 2 nd submittal from applicant
Highland Meadows Golf Course		
11 th Filing Final Plat & Site Plan	68 Townhomes on 7 acres	Awaiting check-prints from applicant
12 th Filing Preliminary Plat & Site Plan	84 multifamily units in 7 buildings on 6.2 acres	Put on hold by applicant
Fitness & Tennis Center Site Plan	40,000 s.f. building with outdoor tennis courts	Awaiting mylars from applicant
Poudre Heights Subdivision Third Filing (Northwest of 7th St & New Liberty Rd)		
Preliminary Plat	Platting of 392 residential lots	1 st submittal under review
Site Plan	125 Townhome units in 48 buildings	1 st submittal under review
Raindance Subdivision (North of Crossroads Blvd between County Line Rd & CR 15)		
Master Plan & Planned Unit Development	1,100 acres including 2,800 residential units, golf course, and up to 42 acres of mixed use neighborhood commercial	Scheduled for Planning Commission on 5/20/15
The Ridge at Harmony Road (Northeast of CR 74 & CR 13 intersection)		
Preliminary Plat	Platting of 418 residential lots in first filing	Reviewing 2 nd submittal
South Gate Business Park Subdivision (Northwest of HWY 34 & CR 17)		
AIMS Community College Site Plan	53,000 s.f. Public Safety Institute	Check-prints under review
AIMS Minor Subdivision	Combining three existing lots	Check-prints under review
South Hill Subdivision (Northwest of Crossroads Blvd & 7th St)		
Final Plat	210 lots on 124 acres	Awaiting check-prints from applicant
Tacinalca Annexation (Between HWY 257 and CR 15, south of CR 72)		
Tacinalca Preliminary Plat	193 residential lots on 292 acres	Awaiting 2 nd submittal from applicant
T-well Oil & Gas CUG	13 well oil & gas pad	Awaiting 2 nd submittal from applicant
Village East Subdivision (Northwest of the intersection of HWY 392 & CR 21)		
Final Plat	191 residential lots on 65 acres	Check-prints under review
Westwood Village Subdivision (Southeast of the intersection of Main St & 14th St)		
6 th Filing Final Plat	Platting of 8 building envelopes for 16 buildings	Reviewing 1 st submittal
Site Plan	34 senior housing units in 2 and 3 unit buildings	Reviewing 1 st submittal
Windsor Commons Subdivision (Automation Drive)		
Tru Balance / Design Logic Site Plan	10,000 s.f. building on 1 acre	Awaiting mylars from applicant

Building Permit Summary for March, 2015

	Monthly Total	Monthly Valuation	Year-to-Date Total	Year-to-Date Valuation
New Single Family Permits	24	\$7,988,639	77	\$25,606,949
New Multi-Family Permits	1	\$1,095,584	2	\$2,379,811
New Commercial/Industrial Permits	2	\$6,173,750	2	\$6,173,750

			MARCH 2015		
	<u>Previous Month</u>	<u>Previous Month's Year to Date</u>	<u>Current Month</u>	<u>Year To Date</u>	<u>Y.T.D. 2014</u>
Misdemeanor Complaints					
911 Hang up Calls	12	23	15	38	30
Animal	14	36	39	75	98
Arson	0	0	0	0	0
Assault	4	8	4	12	13
Assist Other Department	12	23	7	30	33
Attempted Suicide	0	1	1	2	2
Checks	0	0	1	1	0
Child Abuse	2	3	3	6	4
Citizen Service	50	124	81	205	157
Civil Complaints	5	17	8	25	27
Contributing Delinq./ Minor	0	0	0	0	0
Crime Against At-Risk Adult	0	0	0	0	0
Criminal Mischief	7	22		22	23
Criminal Trespass Premises	3	6	5	11	7
Death	2	2	1	3	5
Drugs	0	4	3	7	17
DUI's	5	13	11	24	20
False Burglar Alarm	26	51	24	75	84
False Imprisonment	0	0	1	1	0
False Reporting	0	0	1	1	0
Found Property	9	22	9	31	29
Harassment	10	16	12	28	25
Indecent Exposure	0	1	2	3	1
A. Curfew	0	0	0	0	0
B. Runaway	2	5	3	8	7
C. Other	4	8	5	13	9
Juvenile Problems (total)	6	13	8	21	16
Liquor Violations	0	0	0	0	5
Lost Property	5	8	6	14	6
Menacing	0	0	2	2	3
MIC / MIP	1	3	2	5	5
Missing Persons	1	1	0	1	4
Obstructing Police	0	0	0	0	3
Obstructing Telephone Service	0	0	0	0	0
Open door	11	17	7	24	5
Ordinance Violations	25	51	36	87	107
Reckless Endangerment	0	0	0	0	0
Repossession	0	0	0	0	0
Sexual Assault	1	1	1	2	4
Sex Offender Violation	0	1	0	1	0
Soliciting	2	3	0	3	4
Suspicious Activity	32	68	58	126	123

			MARCH 2015		
	<u>Previous Month</u>	<u>Previous Month's Year to Date</u>	<u>Current Month</u>	<u>Year To Date</u>	<u>Y.T.D. 2014</u>
Misdemeanor Complaints Cont'd					
Theft	10	32	18	50	31
Theft By Receiving	0	0	0	0	0
Towed - Abandoned	1	1	1	2	11
Towed - Traffic	9	17	10	27	15
Towed (Total)	10	18	14	32	26
Traffic Accidents (total)	29	64	25	89	93
A. Non-injury/Property damage	25	58	18	76	83
B. Injury	1	2	4	6	7
C. Fatal	0	0	0	0	0
D. DUI Accidents	3	4	3	7	3
Underage Possession Marijuana	0	5	2	7	14
Vehicle Laws	148	344	208	552	445
Violation of Restraining Order	5	9	3	12	8
Warrants - WPD	0	1	0	1	3
Warrants - Other Department	11	21	7	28	29
Warrants (Total)	11	22	7	29	32
Weapon Violation	0	0	1	1	1
Felony Complaints					
Armed Robbery	1	1	1	2	0
Arrests	11	17	7	24	22
Arson	0	0	0	0	0
Assault	4	5	2	7	4
Attempted Burglary	0	0	0	0	1
Auto Theft	0	0	1	1	1
Burglary	3	3	2	5	8
Checks	0	0	0	0	0
Child abuse	0	0	0	0	0
Child Neglect	0	0	0	0	0
Contrib./Delinq. of Minor	0	0	0	0	0
Criminal Impersonation	0	0	0	0	0
Criminal Mischief	1	2	0	2	2
Criminal Trespass - Dwelling	0	1	0	1	2
Criminal Trespass - Vehicle	4	24	2	26	5
Drugs	1	1	2	3	7
Forgery	0	0	1	1	0
Fraud	6	22	26	48	19
Homicide	0	0	0	0	0
Identity Theft	2	4	16	20	4
Intimidating Witness/Victim	0	0	0	0	0
Menacing	1	2	1	3	3
Recovery of Stolen Vehicle (ALL)	0	0	0	0	1
Robbery	0	0	0	0	0
Sexual Assault	0	1	0	1	0
Tampering with Evidence	0	0	1	1	0
Theft by Receiving	0	0	0	0	0

			MARCH 2015			
	<u>Previous Month</u>	<u>Previous Month's Year to Date</u>	<u>Current Month</u>	<u>Year To Date</u>	<u>Y.T.D. 2014</u>	
Theft	0	22	2	24	12	
Warrant (Other Department)	4	6	0	6	8	
Weapon Violation	0	0	0	0	0	
Adult Arrest	25	50	31	81	81	
Juvenile Detentions	3	7	3	10	8	
Total Calls for Service	453	986	606	1592	1354	
A. Criminal	253	579	351	930	751	
B. Non-Criminal	200	407	255	662	603	
Cases Filed (County Penal)	11	28	24	52	49	
County Traffic Citations	43	97	48	145	144	
Municipal Citation	117	257	187	444	387	
A. Traffic	105	230	165	395	314	
B. Ordinances	12	27	22	49	73	
Warnings	224	510	294	804	937	
Juvenile Filings	0	0	1	1	8	
Parking Tickets	40	88	46	134	54	
Juvenile Notification Forms	7	26	20	46	39	
M-1 Holds	5	13	9	22	N/A	
Misdemeanor Complaints Cleared by Arrest	17	40	25	65	68	
Monetary Loss Misdemeanor Complaints	\$3,512	\$11,066	\$4,470	\$15,536	\$3,675	
Monetary Recovery Misdemeanor Complaints	\$75	\$163	\$358	\$521	\$1,130	
Felony Complaints Cleared by Arrest	11	17	7	24	22	
Monetary Loss Felony Complaints	\$0	\$38,262	\$16,195	\$54,457	\$24,928	
Monetary Recovery Felony Complaints	\$4,445	\$4,445	\$6,195	\$10,640	\$13,110	