

# **Fund 118**

# **Expenditure Review**

**Financial and Compliance Analysis of  
the 1995 .25 Cent Sales Tax Special  
Revenue Fund  
1996 – 2005**

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## City of Boulder Finance Department

To: Mayor Ruzzin and City Council

Cc: Frank Bruno, City Manager  
Stephanie Grainger, Deputy City Manager  
Kevin Burke, Deputy City Manager

From: Bob Eichen, Finance Director

Date: August 30, 2006

**RE: Financial Review and Compliance Analysis of the 1995 .25% Sales Tax Special Revenue Fund for Parks and Recreation. This Fund is classified as Fund 118 in the city of Boulder accounting system. The tax started January 1, 1996, and will sunset December 31, 2015.**

### **I. SUMMARY AND FINDINGS**

This report is a financial review and compliance analysis of the use of funds generated by the 1995 .25% sales tax and the use of the funds as it applies to determining compliance with the ballot issue. It does not cover performance auditing which evaluates organizational effectiveness and the efficiency of using allocated resources. Therefore, an analysis of decisions made by past or present councils, boards or management is not a part of this report.

The time of the coverage of the review and analysis is from January 1, 1996 through December 31, 2005. The total amount collected including interest since the tax started was \$57.1 million. The amount expended through December 31, 2005 was \$55.4 million. The difference was included in the fund balance of the fund.

The Finance Department undertook this financial and compliance analysis at the request of Stephanie Grainger, Deputy City Manager, Jan Geden, Parks and Recreation Director, and Jeanne Scholl, Conservation Manager. We were specifically asked to examine, assess, and perform a financial review and analysis of:

**A. Have the specific requirements of the ballot language and intent of the initiatives been met?**

The complete compliance review and analysis including the findings for this item can be found in Section IV of this report.

**Finding on specific requirements:**

Since the time the original ballot issue was approved by the voters in November of 1995, there was a rescission by the voters in regards to how much land needed to be purchased in each category of parks (November 1998).

Based on the new language passed by the voters in November 1998, the findings of this compliance analysis are the specific language of the ballot language has been met through the date of this analysis.

**Finding on intent of the initiative:**

Intent was more difficult to determine since no formal instrument of intent could be located that was adopted by the City Council or the Parks and Recreation Advisory Board. What was used in the analysis was a document entitled Sales Tax and Bonding Information Background Notes dated August 9, 1995 (See document # 1). The findings from using this document were the intent of the initiative has been met through the date of this analysis.

**B. Perform an expenditure analysis of the history and practices of the fund used to accumulate and expend the .25 1995 Sales and Use Tax for Parks and Recreation.** The review of this information can be found in Section IV A through D of this report. There are four major components in this section of the analysis.

- Parks Acquisition covers the parks lands purchased and the number of acres in each category.
- Repayment of the Bonds (Debt Service) is an analysis of the bonding used for the purchase of park lands and the payments made on the debt service.
- Spending on seven other specific Parks and Recreation areas as specified in the ballot language.
- “Remainder” to be used for Parks and Recreation purposes. This includes an interpretation of the use of funds for remainder by the City Attorney.

**Findings of this compliance and financial analysis are the specific language of the ballot language has been met through the date of this analysis.**

**C. Reconcile expenditures with intended acquisitions.** The review and analysis of this item can be found in Section III of this report. The analysis found that change occurred when the original 1995 ballot issue was modified by the voters in 1998. In addition, part of the property maintained by Parks and Recreation and the associated budgeted expenditures were transferred to the Open Space Fund. The appendix contains a memo dated June 17, 2005, from Stephanie Grainger, Deputy City Manager, Jan Geden, Parks and Recreation Director, and Jeanne Scholl, Conservation Manager to Councilmember Crystal Gray summarizing the Parks and Recreation and Open Space and Mountain Parks merger regarding funding and staffing (See Document #4).

Since the work performed by the Finance Department does not include a performance audit this report does not provide an analysis of the benefits or results of the restructuring that occurred.

**Findings of this report as analyzed in Section III finds expenditures have been made as intended in the ballot measure for intended acquisitions.**

**D. Provide an assessment of how and whether the funds have been expended as intended in the ballot language.** This analysis can be found in Sections III and IV. In addition, an interpretation and update from the City Attorney's Office was obtained to seek clarification on the use of funds called remainder in the ballot language. The use of remainder funds has been used more for ongoing operational purposes in the past few years.

In revisiting the interpretation with the current City Attorney, it has been expressed that the use of these funds as remainder is acceptable as long as any uncompleted projects, specifically listed in the ballot language, are included in the long-term master planning projects of the fund and will be scheduled for construction using the .25% sales and use tax collections by the time the tax expires on December 31, 2015.

The modification of the 1995 ballot language in the November 1998 election eliminated any requirements for specific amounts of land acquisition. Instead, the amount of development in this area will be reliant on the allocation of funds through the implementation of the Parks and Recreation Master Plan.

The financial accounting system of accounts used for the tracking of park maintenance expenses does not classify or separate maintenance of parks that had been purchased prior to the .25% sales tax and after the tax started. Therefore, an allocation of the total costs spent on parks maintenance was made based on new developed park acres to total developed park acres maintained.

**Findings of this report as analyzed in Section III and IV finds funds have been expended as intended in the ballot language.**

Please note that attached are Parks and Recreation Department staff comments on the findings of this report.

The various sections of the financial review and analysis are summarized below. Actual documentation and work papers for the audit can be reviewed by contacting Bob Eichen, Director of Finance at (303) 441-1819.

## II. WHAT WAS ANALYZED

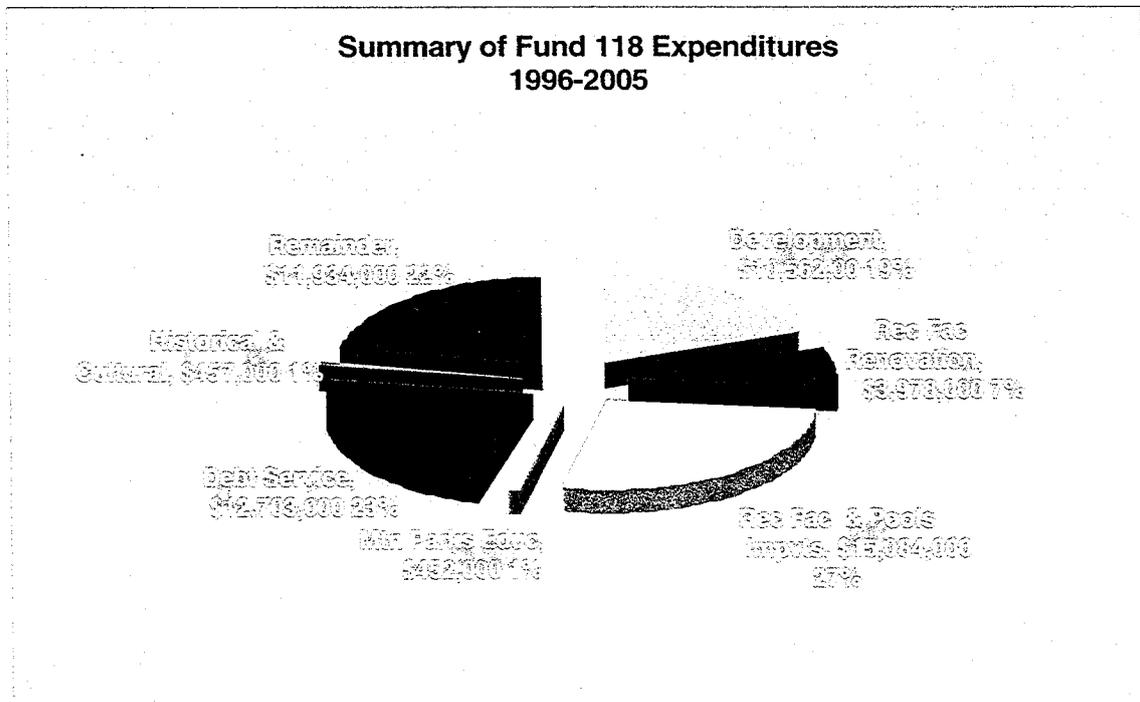
The Finance Department has performed an analysis of the .25% Sales Tax Special Revenue Fund (Fund 118) expenditures for the years 1996 to 2005. In November, 1995 the voters approved Ballot Issue 201, the .25% sales tax, to acquire additional parks; develop, maintain, and operate parks and recreational facilities; and to maintain historical and cultural facilities. The expenditures have been categorized into the major spending groups identified in the ballot language as approved by the voters.

## III. OVERVIEW OF REVENUE, EXPENDITURES AND SIGNIFICANT EVENTS

- A. Actual sales and use tax revenues collected from January 1, 1996 through December 31, 2005 dollars and the interest on the collections are as follows:

Sales & Use Tax	\$54,932,000
Interest	\$ 2,171,000
<b>Total Revenue</b>	<b>\$57,103,000</b>

- B. Expenditures – were categorized to follow the specific items set out in the ballot language.



C. Timeline of significant events

A timeline of significant events was compiled to facilitate the review and analysis.

August 1995 – Parks and Recreation developed a spending plan in anticipation of the ballot issue being passed by voters. Spending was categorized into four tiers. Tier 1: Acquisition; Tier 2: Renovation and Refurbishment – Existing Facilities; Tier 3: Development of Facilities and Programs; Tier 4: Historical and Cultural Facilities. See Document #1.

November 1995 – Ballot Issue 201 Passed by Voters, authorizing \$29,400,000 of bonds to be issued. See Document #2A.

November 1998 – Ballot Question 2A was passed by the voters. It removed the limitation on the number of acres which could be purchased. See Document #2B.

August 1999 – Parks and Recreation was unable to acquire as many park lands as authorized by the ballot issue. The unused bond proceeds were refunded. See Ordinance #6092, labeled Document #3.

January 2001 – Mountain Parks Division was separated from the Parks and Recreation Department and merged into the Open Space Department. See summary memo from Stephanie Grainger, Jan Geden, and Jeanne Scholl, labeled Document #4.

#### IV. ANALYTICAL ANALYSIS AND RESULTS

The ballot issue was divided into four major spending areas:

- A. Parks Acquisition
- B. Repayment of the Bonds (Debt Service)
- C. Spending on seven other specific Park and Recreation areas.
- D. Remainder dedicated for Parks and Recreation purposes.

##### A. Parks Acquisition.

Original Ballot language:

The ballot issue authorized “no more than the principal amount of \$11,400,000 be spent for the purpose of purchase of up to ten acres of pocket park sites, up to sixteen acres of neighborhood park sites, up to three hundred and fifty acres of mountain park additions, and not more than the principal amount of \$18,000,000 to be spent for the purchase and planning and partial development of a city-wide

park site or sites totaling at least 100 acres.....” The ballot specification designating the total maximum acreage that could be purchased for pocket park sites, neighborhood park sites, and mountain park additions was removed by the voters in November of 1998 by a vote of 23,353 for the removal of the number of acres to be purchased and 9,810 against the removal (Document 2B).

Results as December 31, 2005:

Three pocket parks, totaling 4.9 acres; one neighborhood park, totaling 8 acres; and two city parks, totaling 323 acres; were acquired with the bond proceeds. These purchases totaled \$22,859,686, of which \$15,222,434 were provided by the bond proceeds. Bond proceeds of \$13,240,000 were spent to acquire city parks and \$1,982,434 of bond proceeds were spent to acquire pocket and neighborhood parks (See Document #5). All of these expenditures and acquisition acreages are within the original ballot limits, which were removed in 1998.

Type of Park	Original Ballot Limit	Acres acquired with Bond Proceeds	Total Acres
Pocket	Up to 10 acres	2.7 acres	4.9 acres
Neighborhood	Up to 16 acres	7.9 acres	7.9 acres
City Wide	At least 100 acres	97.54 acres	323 acres
Total .25 acquisitions		108.14 acres	335.8 acres
Other acquisitions			72.1 acres
Total acquired since 1996			407.9 acres

Through this sales tax and other funding sources, donations, MOUs and agreements, a total of 408 acres of land have been acquired since 1996. This is a 42% increase from the pre-1996 acreage of 975.45 acres of parks and undeveloped natural areas. See parks purchased and parks inventory, documents #5 and #6 for details.

**Findings:** Based on the revised ballot language of 1998 compliance has been met.

### B. Repayment of the Bonds (Debt Service).

Original Ballot Language:

The ballot issue authorized “the payment of the principal, interest, and premium, if any, on the bonds.....” The ballot language was specific about the kinds of parkland that would be purchased and how many acres would be purchased. Bonds were issued to meet the requirements of the ballot language.

In November of 1998, the voters modified the original ballot language passed in November of 1995. The change occurred because adequate land could not be purchased to comply with specific acreage enumerated in the ballot language

passed in November of 1995. The 1998 ballot language removed the limitation on the number of acres of park land that could be purchased. The remaining proceeds of the original bond issue were refunded and the size of the bond issue was reduced. This was passed by Council in August 1999 (Ordinance # 6092), See document #3. Funds have been budgeted and used to pay the debt service as authorized in the ballot language.

As of December 31, 2005:

Debt service payments have totaled \$12,702,967.33 from 1996 to 2005. This represents 22.9% of the expenditures from Fund 118.

Based on the modification by the voters in 1998, the findings through the date of this analysis are the expenditures for debt service that have been made as stated in the ballot language.

**Findings:** Based on the bond language and the analysis compliance has been met.

**C. Spending on seven specific Parks and Recreation areas.**

Ballot Language:

The ballot issue authorized spending for:

1. Development, operation, and maintenance of the land and improvements purchased or constructed with the proceeds of the bonds.
2. Renovation and refurbishment or replacement of four pools.
3. Renovation and replacement of recreation facilities, playgrounds, mountain park trails, and the civic center park complex.
4. Improvements to recreation centers and development of new recreation projects to be determined in the future through the master planning process by the city council.
5. Maintenance of the community park site in north Boulder.
6. Development of a mountain parks environmental education program.
7. Renovation of city owned historical and cultural facilities.

Results as December 31, 2005:

Ballot Items (some items are not separately categorized in the accounting system and have been combined).	Expenditures	Percent of Total Expenditures
1. Development, operation, and maintenance of the land and improvements purchased or constructed with the proceeds of the bonds.	\$10,561,509.52	19.1%
5. Maintenance of the community park site in north Boulder.		

<b>Ballot Items</b> (some items are not separately categorized in the accounting system and have been combined).	<b>Expenditures</b>	<b>Percent of Total Expenditures</b>
3. Renovation and replacement of recreation facilities, playgrounds, mountain park trails, and the civic center park complex.	\$3,978,419.21	7.2%
2. Renovation and refurbishment or replacement of four pools.	\$15,084,445.79	27.2%
4. Improvements to recreation centers and development of new recreation projects to be determined in the future through the master planning process by the city council.		
6. Development of a mountain parks environmental education program.	\$451,803.44	0.8%
7. Renovation of city owned historical and cultural facilities.	\$457,349.58	0.8%
Total expenditures on these seven specific items	\$30,533,527.54.	55.1%

Please note the classification issue portion of the methodology section of this report for details on how expenditures were classified into these seven specific spending areas.

In a summary brochure issued prior to the original ballot issue it was found that the Parks and Recreation Department had originally planned to spend \$2.4 million developing Neighborhood Parks acquired with the bond proceeds. Once the voters eliminated the amount of acreage requirement for each type of park, it seems reasonable that the amount of allocation made to each park could also be changed. At the date of this analysis \$100,000 had been spent on the development of new Neighborhood Parks. The department has exceeded projected expenditures for other park development, including new pocket parks and all types of existing parks. The actual ballot language did not specify amounts for development, only that funds be spent on "*development, operation and maintenance of the land and improvements purchased or constructed with the proceeds of the bonds.*"

**Findings:** The analysis and review finds that through the time period covered funds have been spent on all seven specific parks and recreation areas of the ballot language.

**D. Remainder dedicated for Parks and Recreation purposes.**

Ballot language:

The ballot issue concluded “with the remainder being dedicated for parks and recreation purposes.” As of December 31, 2005 \$11,933,729.56 has been expended on other parks and recreation purposes. This represents 21.6% of total expenditures.

<b>Remainder Category</b>	<b>Expenditures</b>	<b>Percent of Total Expenditures</b>
Facility maintenance (FAM funding)	\$ 2,561,848.89	4.6%
Conservation of 700+ acres of Natural areas (See document #7 for details of conservation).	\$ 2,322,522.58	4.2%
Planning	\$ 1,679,204.32	3.3%
Administration and Community Relations	\$ 1,718,874.33	3.1%
Maintenance of pre 1996 parks (est.)	\$ 1,393,212.07	2.5%
Cost Allocation*	\$ 1,136,515.59	2.1%
Ball field Maintenance	\$ 540,275.77	1.0%
IRIS Center Remodel	\$ 239,942.37	0.4%
Prairie Dog Relocation	\$ 184,980.16	0.3%
Intra Fund & Windy Gap Loans	\$ 156,353.48	0.3%
<b>TOTAL REMAINDER</b>	<b>\$11,933,729.56</b>	<b>21.6%</b>

\* Cost allocation is charged to funds based on the funds usage of services provided by the General Fund. Some examples are accounting and financial reporting services, revenue collection, debt management, investment management, software and technology support.

Planning expenditures (totaling \$1.7 million) have been classified as “remainder.” Some of the planning was done for the parks acquired after 1/1/96 and would not have been charged as remainder and instead would have been classified as “development of the acquired parks.” However, planning expenditures were not separately identified by specific parks within the accounting system so the costs could not be segregated. No logical or fair allocation method could be determined that would accurately reflect how much was spent on the pre and post acquired parks. Instead of making an arbitrary allocation that would have no logical basis, no allocation was made to “development of acquired parks” expenditure category.

The category "remainder" has grown over the years due to reductions in general fund transfers caused by ongoing declines in sales and use tax revenue in the early 2000s. Fund 118 picked up additional costs of \$202,500 in 2004 that could no longer be covered by general fund transfers to Parks and Recreation. The costs are included in the remainder analysis. While this prevented the elimination of programs and services in Parks and Recreation it has deferred some difficult funding decision into the future. The specific items were:

- \$36,500 for .625 FTE for brochure and web development.
- \$49,800 for 1.00 FTE administrative support position.
- \$116,200 for citywide trash pickup services provided at parks and general city facilities.

A majority of the remainder expenditures incurred are ongoing operating costs (versus one time costs) and funds used for remainder have increased over the years and represent the use of 21.6% of the funds collected as of December 31, 2005.

In revisiting the interpretation of the use of remainder with the current City Attorney he stated:

The use of these funds as remainder is acceptable as long as any uncompleted projects specifically listed in the ballot language are included in the long term master planning projects of the fund and will be scheduled for construction using the .25% sales and use tax collections by the time the tax expires on December 31, 2015.

**Findings:** Based on the interpretation of the City Attorney's Office regarding the use of remainder, the funds have been expended in accordance with the ballot language.

## V. Specific Methodology Used in the Analytical Analysis

- A. Collected all individual accounting transactions by year from 1996 to 2005. Note: 1996 data not available on line due to a new accounting system implemented in 1997. Additionally, prior to 1997 the .25% sales tax was part of the City's General Fund. The detail data for 1996 comes from Park and Recreation data records.

- B. Aggregated costs by; 1) Non-project and Non-grant (generally overhead and maintenance), 2) Project and Non-grant (generally capital improvements), and 3) Grant expenditures. Note: Grant expenditures will equal Grant revenue, and wash. They were excluded from the analysis.
- C. Tied the dollar totals back to the audited financial statements (CAFR) for the .25% sales tax special revenue fund for each year. This ensured all expenditures have been accounted for.
- D. Categorized the original Ballot Issue (#201) text into its specific detail items.
- E. Analyzed each Organizational Cost Account (OCA) and Project Number to classify the expenditure per the ballot requirements.

## **VI. Classification Issues Incurred in the Review and Analysis**

- A. Operation and maintenance are generally not tracked by park or acquisition date of individual parks. To separate into "development, operation, and maintenance of land and improvements purchased or constructed with proceeds of the bonds", the maintenance expenditures were allocated on the basis of developed parks acreage acquired after 1/1/96 to the total acreage of all developed parks. Thus, 55.4% of maintenance was allocated to 'Acquired' parks and 44.6% was allocated to 'Remainder for parks and recreation purposes'.
- B. Facilities & Asset Management (FAM) ongoing maintenance expenditures (totaling \$2.6 million) have been classified as 'remainder for parks and recreation purposes.' However, some of these expenditures were for renovation and replacement and could have been classified as 'Renovation and Replacement of recreation facilities, etc.' However, FAM expenditures were not separately identified by renovation and replacement within the accounting system, so no allocation was made.
- C. Pool renovation, replacement, and refurbishment expenditures were not accounted for separately from the recreation center renovation and replacement.

To: Mayor Ruzzin and City Council

Cc: Frank Bruno, City Manager  
Stephanie Grainger, Deputy City Manager  
Kevin Burke, Deputy City Manager

From: Jan Geden, Parks and Recreation Director  
James Reasor, Park and Recreation Finance and Budget Manager

Date: August 30, 2006

**Re: Parks and Recreation's comments on the Findings**

Neighborhood Park spending.

**Finding by Finance:** Parks & Recreation department had originally planned to spend \$2.4M developing Neighborhood Parks acquired with the bond proceeds. Since they were unable to acquire the Neighborhood Park acreage they had planned on, at the time of the review and analysis \$100,000 had been spent on the development of new Neighborhood Parks.

**Parks & Recreation comment:**

The \$2.4M neighborhood park development goal will be exceeded when the Elks Park is constructed. The recommended 2007-2012 Capital Improvement Program (CIP) includes a \$3M allocation to develop the Elks neighborhood park. The project is being coordinated with Utilities and Tributary Greenways projects to ensure the resolution of stormwater and environmental issues prior to park construction.

In addition, the Dakota Ridge Park, estimated to cost \$1M, will be constructed in 2008. Although Dakota Ridge is currently categorized as a pocket park, updated Master Plan recommendations suggest that certain three to five acre park parcels will be defined as neighborhood parks instead of pocket parks. The determination of neighborhood park status will require that the park meet specific criteria, including ensuring that the park land is highly functional and does not contain significant wetland or drainage areas. The proposed recommendations have been endorsed by the Parks and Recreation Advisory Board (PRAB), the Planning Board, and reviewed by City Council.

Remainder spending:

**Finding by Finance:** A majority of the remainder expenditures incurred are ongoing operating costs (versus one time costs) and as the remainder increased over the years and grew to 21.6%, it has caused a reduction in spending in the other approved ballot areas. The City Attorney has indicated that Parks and Recreation will need to present in their Master Plan completion dates for projects, specified in the ballot language, that have not

been completed to date with the earmarked taxes. This disclosure should show they will be addressed during the time the tax is being collected, or will be with funds received from the tax after the tax ends.

**Parks & Recreation comment:**

**Ballot Language vs. Sales Tax Background Information**

The Department of Parks and Recreation recognizes that it is critical to comply with the .25 Cent Sales Tax ballot language specifications. In addition to the specific ballot language, the department believes that it is imperative to meet the broader expectations of the Boulder community by meeting both the intent and the legal requirements of the sales tax measure. This will be achieved by restoring funding for the diminished Capital Improvement Program (CIP) and increasing funding for capital renovation projects.

The .25 Cent Sales Tax ballot language contained specific bonding requirements and detailed assumptions regarding land acquisitions. In all other areas the ballot language was general, including "improvements to recreation centers", "maintenance of the land and improvements purchased or constructed with the proceeds of the bonds", "renovation and refurbishment of recreation facilities, playgrounds, mountain park trails, and the civic park complex."

Since the ballot language contained few details, a comprehensive planning document was developed, "Parks and Recreation, Sales Tax and Bonding Information Background Notes" to indicate how the department intended to spend the sales tax funds. Although it is not a legally binding agreement, the department is committed to exceeding the expectations detailed within this planning document.

Unfortunately, the local economy has impacted recent sales tax collections and, similar to the city's General Fund, the .25 Cent Sales Tax incurred a 17% revenue decline. Even with economic conditions improving in Boulder, it is extremely unlikely that the fund will completely recover. A conservative revenue forecast, using a 3% growth assumption, projected that the fund would generate \$135M over its 20 year lifespan. Current projections, which incorporate additional sales taxes from 29<sup>th</sup> Street, estimate that the fund will now generate \$122M. To achieve the \$135M projection would require that sales tax revenue increase 7.5% annually until the tax sunsets in 2015.

Although Parks and Recreation does not have the financial resources that it initially anticipated, the department will be able to exceed the planning document's objectives. This can be accomplished because the plan was incorporated using a conservative approach that did not allocate the entire \$135M revenue projection. To further illustrate, the plan included seven specific capital expenditure areas. Through December 31, 2005, the department had exceeded the identified spending level for all but one category. A brief summary table is shown below:

<b>Category</b>	<b>Planned Expenditure</b>	<b>Actual Expenditure</b>
Recreation Facilities – Pools, Centers and New Facilities	\$7,650,000	\$14,900,000
New Pocket Parks	\$1,500,000	\$2,000,000
New Neighborhood Parks	\$2,400,000	\$100,000
Existing Parks	\$2,400,000	\$3,500,000
Park Renovations	\$1,500,000	\$1,900,000

**“Remainder” Ballot Language**

The Parks and Recreation Department appreciates that the “remainder” ballot language provides flexibility to fund operating and capital needs. It is difficult to predict funding needs over a twenty year time frame, so the “remainder” has proven beneficial by allowing the department to fund for changing needs, including wildlife issues, the Conservation workgroup, deficient FAM funding and additional administrative staff.

All “remainder” funding requests were approved in previous budget submissions. Typically, these requests were proposed to resolve issues that did not exist or were not quantified when the sales tax was approved in 1995. Examples include:

- Ballfield Maintenance position – approved following the agreement to lease Tom Watson park from IBM
- Park Management positions – approved to manage the park system in three geographic zones
- Cost Allocation – charged based on fund’s usage of General Fund services
- FAM – City Council requested that FAM maintain Parks and Recreation facilities

The department is striving to reinstate funding for the Capital Improvement Program (CIP). To meet that goal, the department has been developing budgets that prioritize CIP funding and minimize any new “remainder” spending. However, it remains tenuous to balance the department’s flexibility needs with its capital needs. As an example, to resolve the 2007 budget shortfall within the Recreation Activity Fund, the .25 Cent Sales Tax Fund’s “remainder” category was utilized as a one-time solution.

**Long-term Sustainability Issues**

The voter’s approval of the Parks and Recreation dedicated .25 Cent Sales Tax resulted in the permanent growth of the department’s services. However, the .25 Cent Sales Tax will sunset on 12/31/2015 leaving a major funding deficiency that will need to be resolved prior to the tax’s expiration.

If the tax is not renewed approximately \$2M (in 2006 dollars) of ongoing operating and maintenance costs will need to be absorbed by the General Fund and/or Parks and Recreation. An additional \$1.1M will need to be absorbed or a replacement source

identified for ongoing capital renovation of park infrastructure, facility renovation, equipment replacement, and FAM ongoing and major maintenance. In addition, the department's CIP budget will decrease significantly when the sales tax expires. A \$2.4M annual bond debt service payment will be paid off in 2015, resulting in annual budgetary savings.

The Mountain Parks and Open Space merger resulted in another long-range funding concern. Following the merger, Mountain Parks General Fund allocations were transferred to Open Space and Parks and Recreation retained the entire funding generated by the .25 Cent Sales Tax. An overlooked aspect of this funding scenario is that Mountain Parks now has a permanent General Fund source, even for its aspects approved by the voters in 1995. Parks and Recreation's natural lands maintenance is left without a funding stream after the sales tax expires, even for the operating and maintenance functions that were in place before the approval of the .25 Cent Sales Tax.

Looking forward, the Parks and Recreation master plan will provide recommendations to resolve the department's sustainability challenges.

## **Results by Year**

Fund 118 Review														
Plan:														
Ballot Issue 201 (1995)														
Tier	1995	Remarks	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	Total	Percent
		Bonds; \$29,400,000												
		No more than \$11,400,000 for purchase of up to ten acres of pocket park sites, sixteen acres of neighborhood park sited, up to three hundred and fifty acres of mountain part additions												
		No more than \$18,000,000 to be spend for the purchase and planning and partial development of a city-wide park sit or sites totaling at least 100 acres, etc.												
1		16 acres Neighborhood (5 acre) Parks: \$4,500,000												
1		10 acres Pocket Parks (.5 to 5 acres) \$4,900,000												
1		100 acres City Park: \$18,000,000												
1		350 acres Mountain Parks \$2,000,000												
		Total Bond Funds \$29,400,000												
			Refunded \$6,014,545											
		Mesa Memorial						11,180.00	188,820.00				200,000.00	0.4%
		Debt Service	0.00	2,321,789.33	2,464,697.54	1,036,419.91	0.00	0.00	0.00	2,052,025.52	2,398,942.51	2,429,092.52	12,702,967.33	22.9%
		For development, operation, and maintenance of the land and improvements purchased or constructed with the proceeds of the bonds												
3		\$2.4M neighborhood parks (\$200K/yr)		0.00	5,030.27	3,316.96	282,322.37	38,523.98	42,452.40	163,222.72	6,024.48	27,014.10	567,907.28	
3		\$1.5M pocket parks (\$120K/yr);		1,412.12	79.13								1,491.25	
3		\$64K/yr mtnce neighborhood parks; \$40K/yr mtnce. Pocket parks (Est. 55.4% of total)		7,701.20	82,329.69	131,720.33	50,992.35	247,073.77	328,779.03	224,597.25	357,522.93	299,865.26	1,730,581.82	
1		\$200,000 annual infrastructure mtnce												expenditures in line above
1		\$20,000 per year mtnce of added mountain parks					91,043.09	82,820.78	89,422.54	102,510.16	106,313.21	103,659.17	575,768.95	
		Pleasant View (existing park)		234,333.74	1,401.78								235,735.52	
		Drive-In								206,909.76	77,334.76	5,998.44	290,242.96	
		Other Neighborhood Parks		59,273.56	256,017.12	484,624.43	334,820.07	182,450.71	868,595.98	144,970.50	55,492.49	32,683.40	2,418,928.26	
		Valmont		999,004.16	209,158.12	278,886.00	158,169.33		8,488.08	23,095.67	54,385.86	80,193.36	1,811,380.58	
		Watson			84,096.22	67,999.16	56,059.04	96,255.10	103,528.42	89,694.72	87,365.72	89,479.24	674,477.62	
		Community Park in N. Boulder		163,784.80	48,006.51	949,521.36	152,462.27	0.00	0.00	0.00	28,101.92	913,118.42	2,254,985.28	

Ballot Issue 201 (1995)	Tier	1995	Remarks	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	Total	Percent
		<b>Total Dev &amp; Mtnce</b>		<b>0.00</b>	<b>1,465,509.58</b>	<b>686,118.84</b>	<b>1,916,068.24</b>	<b>1,125,868.52</b>	<b>647,124.34</b>	<b>1,441,266.45</b>	<b>955,000.78</b>	<b>772,541.37</b>	<b>1,552,011.39</b>	<b>10,561,509.52</b>	<b>19.1%</b>
Renovation and replacement of recreation facilities, playgrounds, mountain park trails, and the civic park complex	2	\$178,000 annually life cycle replacement needs			0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
	2	\$1,500,000 (@\$130,000 per year) urban park playground refurbishment			75,475.60	219,705.26	19.19	11,954.04	42,530.87	106,685.44	344,974.15	51,937.55	498,571.57	1,351,853.67	
	2	\$75,000 annually Civic (Center) Park ongoing needs		27,668.00	78,398.83	3,290.15	60,325.02	36,447.36	65,836.42	10,058.70	57,046.69	18,976.57	29,076.05	387,123.79	
	2	\$168,000 per year mountain park trails													
		Reservoir Improvements					113,538.56	133,875.42	229,869.09	38,305.83	0.00	29,194.00	30,000.00	574,782.90	
		Tennis Court Impvts			108.58	43,082.06	81,993.15	66,575.48	44,983.63	54,017.92	6,050.00	2,100.00	4,979.93	303,890.75	
		Skate Facility				3,308.17	94,169.57	813,283.54	28,688.71					939,449.99	
		Parking Lot Repaving			39,379.95	13,870.05								53,250.00	
		Stazio Ballfields R&R			190,911.47									190,911.47	
		Flatirons Golf						64,767.90	53,990.75	54,503.49	3,894.50			177,156.64	
		<b>Total R&amp;R</b>		<b>27,668.00</b>	<b>384,274.43</b>	<b>283,255.69</b>	<b>350,045.49</b>	<b>1,126,903.74</b>	<b>465,899.47</b>	<b>263,571.38</b>	<b>411,965.34</b>	<b>102,208.12</b>	<b>562,627.55</b>	<b>3,978,419.21</b>	<b>7.2%</b>
Improvements to recreation centers and development of new recreation programs to be determined in the future through the master planning process by the city council	3	\$2,000,000 for NBRC and SBRC @ (\$150,000 per year)		430,046.00	0.00	0.00	233,397.88	282,018.21	2,209,243.98	7,631,911.88	388,609.73	36.54		11,175,264.22	
	3	\$2,250,000 @\$200,000 per year for rec facilities		592,007.00	92,273.21	1,681,532.03	581,571.58	308,631.00	104,910.00	64,851.15	0.00	40,204.85		3,465,980.82	
Renovation and refurbishment or replacement of four pools	2	\$3,400,000 (@\$277,000 per year) for pools		54,812.00	147,346.30	1,209.78	2,338.66	30,163.19	145,339.09	0.00	61,991.73	0.00	0.00	443,200.75	
		<b>Total Rec Facilities &amp; Pools</b>		<b>1,076,865.00</b>	<b>239,619.51</b>	<b>1,682,741.81</b>	<b>817,308.12</b>	<b>620,812.40</b>	<b>2,459,493.07</b>	<b>7,696,763.03</b>	<b>450,601.46</b>	<b>40,241.39</b>	<b>0.00</b>	<b>15,084,445.79</b>	<b>27.2%</b>
Maintenance of the community park site in north Boulder	3	\$210,000 annually	Detail not broken out in BFS		0	0	0	0	0	0	0	0	0	0	
Development of a mountain parks environmental education program	3	\$130,000 annually for environmental education			172,489.14	81,345.19	96,810.13	101,158.98	0.00	0.00	0.00	0.00	0.00	451,803.44	0.8%
Renovation of city owned historical and cultural facilities	4	\$50,000 annually		13,114.00	50,000.00	3,298.50	52,036.95	78,805.78	117,894.43	29,961.91	15,154.08	52,393.68	44,690.25	457,349.58	0.8%
Remainder dedicated for parks and recreation purposes	3	\$67,000 mnce existing neighborhood parks													
	3	\$2.4M existing neighborhood parks (\$200K/yr)													

Ballot Issue 201 (1995)	Tier	1995	Remarks	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	Total	Percent
		Other Conservation (700+ acres natural areas)		118,786.00	172,798.81	203,800.38	237,158.27	216,479.75	288,988.64	296,597.69	316,574.92	220,145.19	251,192.93	2,322,522.58	
		Prairie Dog Relocation							44,056.29	46,819.51	35,999.56	24,698.62	33,406.18	184,980.16	
		Maintenance existing Parks (est. 44.6%)			6,199.88	66,279.86	106,041.99	41,051.61	198,907.77	264,684.93	180,812.94	287,825.32	241,407.78	1,393,212.07	
		Facility Maintenance (FAM Funding)			0.00	775,919.69	0.00	0.00	378,453.00	152,623.80	396,102.27	450,212.31	408,537.82	2,561,848.89	
		Administration, Community Relations		50,570.00	106,330.16	125,689.36	176,963.96	216,670.87	113,615.98	158,828.15	143,498.07	308,283.21	318,424.57	1,718,874.33	
		Cost Allocation				159,665.00	100,714.00	162,037.64	144,824.53	108,387.42	133,172.00	131,862.00	195,853.00	1,136,515.59	
		Planning			0.00	0.00	250,771.28	213,161.70	219,621.92	159,251.26	274,804.74	267,149.00	294,444.42	1,679,204.32	
		Ballfield Maintenance			0.00	35,032.71	57,803.84	67,169.65	68,942.28	70,429.24	77,167.81	81,135.57	82,594.67	540,275.77	
		I/F & Windy Gap Loan			150,000.00	0.00	6,353.48							156,353.48	
		IRIS Center Remodel									239,942.37			239,942.37	
		<b>Total of 'remainder'</b>		169,356.00	435,328.85	1,366,387.00	935,806.82	916,571.22	1,457,410.41	1,257,622.00	1,798,074.68	1,771,311.22	1,825,861.37	11,933,729.56	21.6%
		<b>TOTAL</b>		1,287,003.00	5,069,010.84	6,567,844.57	5,204,495.66	3,970,120.64	5,159,001.72	10,878,004.77	5,682,821.86	5,137,638.29	6,414,283.08	55,370,224.43	
		Check Figure		1,287,003.00	5,069,010.84	6,567,844.57	5,204,495.66	3,970,120.64	5,159,001.72	10,878,004.77	5,682,821.86	5,137,638.29	6,414,283.08	55,370,224.43	
		Delta		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	100.0%
		Tier 1: Acquisition													
		Tier 2: Renovation & Refurbishment - Existing Facilities													
		Tier 3: Development of Facilities & Programs													
		Tier 4: Historic & Cultural Facilities													

# Documents

PARKS AND RECREATION  
SALES TAX AND BONDING INFORMATION  
BACKGROUND NOTES  
August 9, 1995

Tier One: Acquisition

Neighborhood Parks

- \$4.5 M will be bonded for the acquisition of up to 16 acres of neighborhood parks.
- The need for additional parks is widely distributed throughout the City.
- Due to specific site constraints, not all of the park sites will meet the minimum size standard of five acres. If the size of the site falls below three developable acres, certain functions such as open grass playfields cannot be accommodated, placing the park within the pocket park category.
- This projection is based on the need to acquire parks to meet needs in existing residential areas which are presently underserved. Funding for acquisition of parks in areas of new residential growth is expected to come from development fees.
- In the event that the Department is able to acquire land via dedication or at a lesser cost than projected, any unallocated funds will be applied toward additional neighborhood or pocket park acquisition, with an emphasis on areas of higher density.

The benefits of providing additional neighborhood parks and playgrounds include:

- Meeting citizen desires for a higher level of park service to neighborhoods. Public testimony during the IPP process and the North Boulder Subcommunity Planning process indicated strong support for additional, more accessible neighborhood parks, playgrounds and recreational facilities.
- Mitigation of the impacts of residential and commercial growth and increased densities. Parks support the livability of affordable, higher density housing and areas of mixed use development. Parks help to define neighborhood identity and contribute to building community connections and community character.
- Support for neighborhood self-sufficiency. Citizens have expressed the desire to access more day-to-day services within walkable and bikable distances.
- Reduced pressure on the Mountain Parks and Open Space systems. Both are experiencing substantial growth in visitation resulting in significant overuse of sensitive areas with degradation of both ecological health and visitor experience. The increased availability of neighborhood parks and recreational facilities is expected to help mitigate some of this demand.
- Reducing vehicle miles traveled. More people will be able to access a neighborhood park and playground on foot or by bicycle, thereby reducing auto traffic and parking congestion. Neighborhood parks are scaled to primarily serve the immediate neighborhood, without drawing users from long distances away.

While the current and proposed standards call for 1.5 park acres per 1000 population, this is intended to be used as only an approximate basis of comparison, and is not intended to set a desired upper limit. This standard takes into account the additional availability of school facilities and other public and private recreational resources in the community. Neighborhood parks are designed to meet needs that cannot be met by Open Space, a large City Park site or pocket parks, and the availability of these other resources to residents does not imply that a neighborhood park site is unnecessary. The prioritization criteria used to select higher priority

areas for park site acquisition included the following criterion intended to address issues of neighborhood need, including density: "Within the service radius is there a high percentage of children or seniors and/or a high percentage of attached housing units and/or a lower than median income?"

While developed areas of the city may never have the number of park acres as areas of new residential growth, staff supports the acquisition of neighborhood parks in less densely developed areas in order to prevent similar deficiencies from occurring there in the future. If land is not acquired in advance of development it often cannot be acquired at all. Residents in lower density neighborhoods may have less need for parkland to serve as density relief but they still need parks and playgrounds which provide opportunities for social interaction and group play, and which serve as a community focal point.

#### Pocket Parks

- \$4.9 M will be bonded for acquisition of up to ten acres of pocket parks, primarily targeting higher density neighborhoods in the Central and Crossroads subcommunities, with additional sites in the South and Southeast subcommunities.
- Pocket parks provide mitigation in areas of deficiency where a full-size neighborhood park cannot be acquired. Based on the proposed standards, there are approximately ten areas presently underserved and lacking vacant land opportunities for a larger park.
- Pocket parks, under the proposed definition, can range from a half-acre or less up to 4.9 acres in size, but will generally fall at the lower end of this range. An average of one-acre per site was used in these projections. While smaller pocket parks cannot meet needs for open grass play areas for team sports, they do provide neighborhood gathering places and can usually accommodate a children's play area. Parks between three and five acres in size would generally be viewed as substandard size neighborhood parks.

In addition to acquisition of additional pocket park sites, the proposed Master Plan standards call for other measures to provide improved services in areas where standard parks cannot be developed, including higher levels of programming, uses of indoor spaces, terraces, rooftops and urban plazas and designs which permit more intense use and effective capacity, and the development of cooperative agreements with the BVSD, the University of Colorado, churches, and child care centers to help increase the accessibility of park services.

While the acquisition of pocket parks in areas of deficiency is the preferred compensatory measure proposed in the PRMP, pocket parks under three acres in size will not provide the necessary space for active playfields. This is one need that no number of additional smaller parks will be able to meet for residents in some developed neighborhoods. Pocket parks can incorporate children's play areas, benches, picnic tables and other amenities which provide more passive and social opportunities.

#### City Park

- \$18 M to be bonded for acquisition of a minimum of 100 acres for a site or sites for a City Park, and \$200,000 per year for infrastructure maintenance.
- No less than 75% of the land would be acquired in Areas I or II.

The requirement for a large parcel City Park is driven by the need to provide additional acreage to meet the current standard for community park acreage and by the need for a location which is appropriate for the placement of active recreational facilities to meet current and future demand. There are very few remaining parcels which would be appropriate for this purpose. While there

are numerous arguments in favor of clustering facilities in one location, including cost effectiveness, it would be possible to break out some of the proposed facilities from others.

#### Mountain Parks

- \$2 M to acquire up to 350 acres to the west of the Mountain Parks and \$20,000 per year for maintenance of the added lands.

The proposed amount would be used to purchase land to preserve critical wildlife migration corridors between the Mountain Parks and other public lands to the west. City staff will work closely with the County to determine if there are alternate means of preserving these lands from development. Whatever funds may not be required for this purpose will be designated for other land purchases which will contribute to the integrity of the Mountain Parks system. Funding is also included for maintenance needs of the acquired lands. See Attachment X of this agenda item memo for further discussion.

#### Tier Two: Renovation and Refurbishment - Existing Facilities

- \$3.4 M is needed for improvements to the indoor pools at NBRC and SBRC and for refurbishment needs of the outdoor pools, including replacement of the water slides. Bonds will not be issued for this purpose, thus saving on interest payments. \$277,000 in funds will accrue and be disbursed on an annual basis. The outdoor pools and the indoor pools at NBRC and SBRC are heavily used by a broad spectrum of the public.
- \$178,000 annually for anticipated life cycle replacement needs in the recreational facilities, based on the findings and prioritization in the Facilities Maintenance Plan.
- \$1.5 M in total funding is needed for refurbishments in the urban park system, focusing on playground refurbishment needs which could not be funded through existing sources. \$130,000 annually will accrue and be spent for this purpose.
- \$75,000 per year for on-going needs in the intensely used Civic Park area, for which no additional funding has been provided.

Due to competing demands for services to the community, the Department has never had the capacity to put aside sufficient funds for anticipated life cycle replacement needs for equipment and facilities, including sidewalk and parking lot repairs, irrigation system replacement, upgrading of landscape designs, updating and expansion of playgrounds, swimming pool refurbishment, and facility remodeling. As a result, many parks, playgrounds and recreation facilities are beginning to show their age: safety concerns begin to surface; facilities lose some patronage; stop-gap repairs become increasingly expensive. A significant portion of recreation and playground equipment currently in use is well beyond its expected lifespan. Existing funding sources will not be sufficient to address all the outstanding needs. The ability of the Department to take care of its existing asset base is critical to maintaining credibility with the citizens.

#### Mountain Parks

- \$168,000 annually to address refurbishment and reconstruction projects in the Mountain Parks, including trail rehabilitation, redesign of poor trail alignments, construction of new trails, and closure and revegetation of social trails.

Funding for resource management has been consistently inadequate to keep up with the needs, due to increasing visitation and more active uses in the Mountain Parks. The 1992 bond issue funding for capital reconstruction will terminate at the end of 1995, and while funds have been

identified for this purpose in the 1996 CIP as a stop-gap measure, there is insufficient on-going funding to continue these efforts at the needed levels. It is estimated that it will require ten to fifteen years of investment to catch-up with the needs.

### Tier Three: Development of Facilities and Programs

- \$210,000 per year is required to maintain the development investment in the community park site in North Boulder. It is the Department's policy to make sure that newly acquired and developed park sites will have adequate funding on an on-going basis. During the first two years of the proposed sales tax increase, these funds will be used to cover the cost of bond issuance and election costs, and will also be dedicated for the completion of the remaining field at Pleasantview.
- \$2.4 M total is needed for development of new neighborhood park sites, with annual revenues of \$200,000; \$1.5 M for pocket park development, with annual revenues of \$120,000; and \$2.4 M for development of existing neighborhood park sites, with \$200,000 in annual revenues. Funding will be directed toward development of those sites of most interest to the community. Distributing the development process over time, as sites are acquired, makes sense from the perspective of workload and monetary resources. Not paying the costs of bonding for this funding effectively increases the revenues available for this purpose.
- Associated funding for maintenance of developed sites is included, as justified above in the discussion of the Community Park Site in North Boulder. *(\$67,000 + 3)*
- \$2 M for improvements to the NBRC and SBRC to enable these centers to receive a much needed facelift which is necessary to respond to concerns of the many users of these facilities and to maintain some parity with the attractions of the EBCC. \$150,000 per year will accrue for this purpose.
- \$2.25 M in funding for new active recreational facilities will be required as active park sites are acquired and in order to meet the needs identified in the proposed PRMP. The specific facilities to be funded will be drawn from the priorities listed in the PRMP, based on an annual update and assessment in conjunction with the preparation of the CIP and annual budget. \$200,000 per year will accrue for the provision of these facilities.
- Funding of \$130,000 per year is included to address needs for an expanded environmental education program in the Mountain Parks, which was identified as a high priority in the proposed PRMP. This program would help to prevent damage by reaching people with the information they need to become more effective stewards of the land by learning how to enjoy a visit while protecting the natural resources.

The proposed PRMP documents and prioritizes the need for funding the development of existing undeveloped park sites and new playgrounds, as well as recreation facilities such as play fields and indoor gymnasiums. With the acquisition of new park sites, additional development funding will be required. Funding for development has never kept pace with even the limited funding for acquisition. Without some revenue earmarked for facility development, park sites acquired through a new bond issue could remain undeveloped for many years.

Park sites left undeveloped for extended periods of time often come to be viewed as private open space by the immediate neighbors, which engenders resistance when park development is proposed. In other cases, undeveloped park sites are viewed as a breach of trust, given the discrepancy between the stated purpose of the land acquisition and the failure to provide expected and needed facilities.

In each case where funding for acquisition or development of additional park land has been proposed, the associated maintenance has been built into the sales tax increase. Historically, the Department has attempted to stretch existing resources to cover the increase in maintenance responsibilities; the limits of this approach have been reached. Any further additions to the park system must have corresponding increases in the capacity to care for the sites.

**Tier Four: Historic and Cultural Facilities**

- \$50,000 per year is allocated for this purpose and will be used to leverage additional grant funding for maintenance, renovation and refurbishment of these facilities. There is no existing funding source for this purpose. These facilities include Columbia Cemetery, Harbeck House, Chautauqua Auditorium, Dining Hall and Caretaker's Cottage, and the Boulder Art Center.

Notes (9/12/95):

The term "tier" is used to categorize a group of similar needs and does not imply a level of priority.

In Tier Two: Renovation and Refurbishment, the capital need projected is based on needs identified for a ten year period. At the end of that time, needs would be reevaluated and projected for the remaining ten years.

PARKS AND RECREATION  
ADVISORY BOARD  
SALES TAX AND BONDING  
RECOMMENDATION

TIERS		CAPITAL		Annual	Bonded	Needed Annually for Bonding at 6%	Annual Yield Required	Sales Tax Rate Required
		Ongoing Annual	CAPITAL NEED					
1	Acquisition							
A C Q U I S I T I O N	Pocket Park Sites	\$ -	\$ 4,900,000		\$ 4,900,000	\$ 424,163	\$ 424,163	0.021
	Neighborhood Park Sites	\$ -	\$ 4,500,000		\$ 4,500,000	\$ 389,537	\$ 389,537	0.019
	City Parks - Area II Ordinance # 5740	\$ 200,000 D)	\$ 18,000,000		\$ 18,000,000	\$ 1,558,150	\$ 1,758,150	0.087
	Mountain Parks	\$ 20,000	\$ 2,000,000		\$ 2,000,000	\$ 173,128	\$ 193,128	0.010
2	Renovation & Refurbishment of Existing Facilities							
R & R	Recreation Facilities	\$ 178,000						
	Pool Improvements		\$ 3,400,000	\$ 277,000	\$ -			
	Urban Parks		\$ 1,500,000	\$ 130,000	\$ -	\$ -	\$ 828,000	0.041
	Mountain Parks (Trails)	\$ 168,000						
	Civic Park Complex	\$ 75,000						

D Parkshot developed on schedule  
intend use city wide on parts  
but was to be used one only  
new parks.

PARKS AND RECREATION  
ADVISORY BOARD  
SALES TAX AND BONDING  
RECOMMENDATION

TIERS		Ongoing Annual	CAPITAL	CAPITAL		Needed Annually for Bonding at 6%	Annual Yield Required	Sales Tax Rate Required
		Need	NEED	Annual	Bonded			
3	Development of Facilities & Programs							
D E V E L O P M E N T	Community Park (north site) *	\$ 210,000				\$ -	\$ 210,000	0.010
	Development of New Neighborhood park sites	\$ 64,000	\$ 2,400,000	\$ 200,000	\$ -	\$ -	\$ 264,000	0.013
	Development of New Pocket park sites	\$ 40,000	\$ 1,500,000	\$ 120,000	\$ -	\$ -	\$ 160,000	0.008
	Development of Existing Neighborhood park sites	\$ 67,000	\$ 2,400,000	\$ 200,000	\$ -	\$ -	\$ 267,000	0.013
	Improvements to Recreation Centers	\$ -	\$ 2,000,000	\$ 150,000	\$ -	\$ -	\$ 150,000	0.007
	Mountain Parks Environmental Education	\$ 130,000				\$ -	\$ 130,000	0.006
	New Recreation Facilities	\$ -	\$ 2,250,000	\$ 200,000	\$ -	\$ -	\$ 200,000	0.010
4	Historical & Cultural Facilities	\$ 50,000	\$ -			\$ -	\$ 50,000	0.002
H & C								
		CAPITAL NEED		BONDING AUTHORIZATION		TOTAL SALES TAX NEEDED		
		TOTAL	\$ 44,850,000	\$ 29,400,000		0.25		

\* This amount is not needed until 1998. It will be used to cover the ~ \$75,000 bonding issuance costs, \$12,000 election cost, and for the development of the last playing field at the Pleasant View Field site.

REVISED 8/4/95

MEMORANDUM TO PRAB JULY 18, 2000  
 FROM CHRIS DEOPINSKI  
 ANN WICHMANN

Proposed Budgets  
 for Mountain Parks Transfers in RE/MP  
 and Resource Section in P R

	A	B	C
1			
2			
3	General Fund - 010	1,234,659	
4	.25 ballot issue - 118	306,663	
5		Total - all funds	1,541,322
6	Total P & R env. division PE & NPE	310,000	
7	Funds to be transferred to RE/OS - ONGOING BASE	1,231,322	note: this is all general fund
8			
9	Dick Lyman Salary - 3 months, 1 time costs	-18,900	(note: for 2001)
10	Total General Fund monies to be transferred to RE/OS for 2001	1,212,422	
11			
12	Lottery Fund - 111	100,000	(note: for 2001)
13	Total Funds to be transferred to RE/OS for 2001	1,312,422	
14			
15			
16			
17	P & R - env. division		
18	Standard salaries - 2 FTE	154,000	
19	Materials and supplies	116,000	
20	Prairie Dog Relocation Costs and Barriers - as needed	40,000	
21	Total P & R env. division PE & NPE	310,000	
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
32			
33			

MBC.  
 one  
 time

2000 MP - Budget  
 to maintain what kept

Conservation  
 36320K now  
 total

PE = Personal Exp  
 NPE = Non-personal Exp.









City  
of  
Boulder

*Office of the City Clerk*

*Alisa D. Lewis, CMC*

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December 18, 1998

Ms. Victoria Buckley, Secretary of State  
State of Colorado  
Elections Division  
1560 Broadway - Suite 200  
Denver, Co 80202

Dear Ms. Buckley:

Enclosed are two copies of the certification of results of the votes cast in the City of Boulder General Municipal Election held on November 3, 1998, and 2 copies of the certification of results of the Central Area General Improvement District Special Mail Ballot Election held on November 3, 1998.

If you need additional information, please contact me at 441-3011.

Sincerely,

Alisa D. Lewis, CMC  
City Clerk

**Ballot Question 2A**

**PARKS LAND ACQUISITION**

Shall the limitation on the number of acres which can be purchased for pocket park sites, neighborhood park sites, and mountain park additions from the 0.25% parks and recreation tax and bond issue approved by the voters in 1995 be removed?

For the measure \_\_\_\_\_ Against the measure \_\_\_\_\_

**Ballot Question 2A was approved by a vote of 23,353 "FOR" and 9,810 "AGAINST" the measure.**

**Ballot Question 2B**

**ALLOWING CITY COUNCIL MEMBERS TO CONFER DIRECTLY WITH THE ADMINISTRATIVE SERVICE FOR THE PURPOSE OF OBTAINING INFORMATION**

Shall Section 13 of the Boulder City Charter be amended by adding a clause which would allow members of city council to confer directly with the administrative service for the purpose of obtaining information?

For the measure \_\_\_\_\_ Against the measure \_\_\_\_\_

**Ballot Question 2B was approved by a vote of 21,454 "FOR" and 10,010 "AGAINST" the measure.**

**Ballot Question 2C**

**COUNCIL PUNISHMENT OF DIRECTION OF APPOINTMENT, RETENTION OR REMOVAL OF CITY EMPLOYEES**

Shall Section 13 of the Boulder City Charter be amended to add a prohibition on dictating retention or removal as well as appointment of city employees and making such actions punishable in the manner deemed appropriate by the other members of city council?

For the measure \_\_\_\_\_ Against the measure \_\_\_\_\_

**Ballot Question 2C was approved by a vote of 15,548 "FOR" and 13,949 "AGAINST" the measure.**

**ORDINANCE NO. 6092**  
**(1999)**

AN EMERGENCY ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF BOULDER, COLORADO, OF ITS PARKS ACQUISITION REFUNDING BONDS, SERIES 1999, IN THE PRINCIPAL AMOUNT OF \$22,385,000, FOR THE PURPOSE OF REFUNDING THE CITY'S PARKS ACQUISITION BONDS, SERIES 1996, AND TO PAY NECESSARY, INCIDENTAL AND APPURTENANT EXPENSES IN CONNECTION THEREWITH, INCLUDING THE COSTS OF ISSUANCE OF THE SERIES 1999 BONDS; PRESCRIBING THE FORM OF SAID SERIES 1999 BONDS; PROVIDING FOR THE SALE OF SAID SERIES 1999 BONDS; PROVIDING FOR THE PAYMENT AND REDEMPTION OF SAID SERIES 1999 BONDS FROM AND OUT OF THE REVENUE TO BE DERIVED BY THE CITY FROM THAT PORTION OF THE CITY'S SALES AND USE TAX AVAILABLE FOR SUCH PURPOSES AS APPROVED BY VOTE OF THE QUALIFIED ELECTORS OF THE CITY; PROVIDING A PLEDGE OF THE FULL FAITH AND CREDIT OF THE CITY AS ADDITIONAL SECURITY FOR SAID SERIES 1999 BONDS; PROVIDING OTHER DETAILS AND APPROVING OTHER DOCUMENTS IN CONNECTION WITH SAID SERIES 1999 BONDS; AND DECLARING AN EMERGENCY AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City of Boulder, in the County of Boulder and State of Colorado (the "City"), is a municipal corporation duly organized and existing as a home rule city pursuant to Article XX of the Constitution of the State of Colorado (the "Constitution") and the charter of the City (the "Charter"); and

WHEREAS, Section 3-2-39 of the Boulder Revised Code, 1981, as amended (the "Code") was amended by Ordinance No. 5740, such amendment being made pursuant to the authority granted by a ballot question approved by the voters of the City at the general municipal election held on November 7, 1995, and pursuant Ordinance No. 5740, by the addition of a new subsection (g) as follows:

**3-2-39 *Earmarked Revenues***

(g) From January 1, 1996 through January 1, 2016, the amount of the sales and use tax revenue attributable to the levy and collection of 0.25 percent of sales and use tax approved by the electors in November, 1995, shall be set aside in a separate fund and pledged for the payment of the principal, interest, and premium, if any, on the park bonds concurrently approved by the electors, and then for: development, operation and maintenance of the land and improvements purchased or constructed with the proceeds of the Series 1996 Bonds; renovation and refurbishment or replacement of four pools; renovation and replacement of recreation facilities, playgrounds, mountain park trails, and the civic park complex; improvements to recreation centers and development of new recreation projects to be determined in the future through the master planning process by the City Council;

maintenance of the community park site in north Boulder; development of a mountain parks environmental education program; and for renovation of City-owned historical and cultural facilities; with the remainder being dedicated for parks and recreation purposes; and

WHEREAS, the City has previously issued its Parks Acquisition Bonds, Series 1996 (the "Refunded Bonds") in the aggregate principal amount of \$29,400,000, of which \$27,665,000 is currently outstanding; and

WHEREAS, such revenues set aside pursuant to Section 3-2-39 of the Code shall also secure any bonds hereby issued by the City to refund the Refunded Bonds; and

WHEREAS, the Council hereby determines to issue its Parks Acquisition Refunding Bonds, Series 1999 (the "Series 1999 Bonds"), in the principal amount of \$22,385,000 pursuant to the Charter, for the purpose of refunding the Refunded Bonds, together with all necessary incidental and appurtenant costs and expenses in connection therewith; and

WHEREAS, the Series 1999 Bonds are to be payable from, and to have a first and prior (but not exclusive) lien upon, the Net Pledged Revenues (as hereinafter defined) and the moneys on deposit in the Revenue Fund (as hereinafter defined) and the moneys on deposit in the Bond Fund (as hereinafter defined) and shall be further secured by a pledge of the full faith and credit of the City; and

WHEREAS, after advertising the sale of the Series 1999 Bonds, the Council hereby finds, in accordance with Section 98 of the Charter, that the highest responsible bidder is the hereinafter defined Original Purchaser, whose bid is in all cases to the best advantage of the City, and the City hereby determines to sell the Series 1999 Bonds to the Original Purchaser; and

WHEREAS, it is now necessary by ordinance to authorize the issuance, sale and delivery of the Series 1999 Bonds, and to provide for the details of and the security for the Series 1999 Bonds;

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

**Section 1. Definitions.** In addition to terms otherwise defined herein, the following terms shall have the following meanings, as used herein:

*"Escrow Agreement"* shall mean the Escrow Agreement dated as of August 1, 1999, by and between the City and U.S. Bank National Association, as escrow agent (the "Escrow Agent").

*"Net Pledged Revenues"* means the Sales and Use Tax Revenues, net of any costs of collection and amounts required to be deducted pursuant to Section 14(a)(i) hereof.

*"Original Purchaser"* shall mean the original purchaser of the Series 1999 Bonds as designated in Section 12(a) hereof.

*"Parity Lien Bonds"* means any bonds or other obligations payable from, pledging and having a lien upon the Net Pledged Revenues equal to and on a parity with the lien thereon of the Series 1999 Bonds herein authorized.

"*Paying Agent*" shall mean U.S. Bank National Association or any successor paying agent appointed by the City, acting hereunder as, among other things, paying agent, registrar and authenticating agent under this Ordinance.

"*Person*" shall mean 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.

"*Record Date*" shall mean the June 1 or December 1 (whether or not a business day) prior to each scheduled principal or interest payment date with respect to the Series 1999 Bonds.

"*Registered Owner*" shall mean the Person or Persons in whose name or names a Series 1999 Bond shall be registered on the registration books of the City maintained by the Paying Agent.

"*Sales and Use Tax*" or "*Sales and Use Taxes*" shall mean the parks acquisition sales and use tax heretofore established and being collected by the City which is levied at a rate of 0.25% in accordance with City Ordinance No. 5740 and Sections 3-2-5(c) and 3-2-39(g) of the Code.

"*Sales and Use Tax Revenues*" shall mean all of the gross revenues derived or to be derived by the City from the levy, assessment and collection of Sales and Use Taxes.

"*Subordinate Lien Bonds*" shall mean any bonds or other obligations payable from, pledging and having a lien upon the Net Pledged Revenues, inferior, subordinate and junior to the lien of the Series 1999 Bonds herein authorized and other Parity Lien Bonds.

"*Tax Code*" means the Internal Revenue Code of 1986, as amended, and any income tax regulations promulgated thereunder.

"*Tax Letter of Instructions*" shall mean the Tax Letter of Instructions, dated the date of delivery of the Series 1999 Bonds, delivered by Kutak Rock to the City, as the same may be superseded or amended as provided in Section 18(a) hereof.

**Section 2. Authorization of Series 1999 Bonds.** For the purpose of refunding the Refunded Bonds, together with all issuance expenses with respect to the Series 1999 Bonds, the City shall issue its "Parks Acquisition Refunding Bonds, Series 1999," in the aggregate principal amount of \$22,385,000. The principal of and interest on the Series 1999 Bonds shall be payable from and out of the Net Pledged Revenues, moneys on deposit in the Revenue Fund and moneys on deposit in the Bond Fund, which are hereby so pledged subject to the use and release thereof as expressly permitted hereby, and shall be additionally secured by a pledge of the full faith and credit of the City, as more particularly hereinafter set forth.

**Section 3. Series 1999 Bond Details.**

(a) The Series 1999 Bonds shall be issued as fully registered bonds without coupons and shall be executed and delivered only in global book-entry form registered in the name of Cede & Co., as nominee of The Depository Trust ("DTC"), New York, New York, acting as securities depository of the Bonds, unless DTC shall be removed or replaced. The Series 1999 Bonds shall be issued in the denominations of \$5,000 or any integral multiple thereof. The original issue date of the Series 1999 Bonds shall be August 1, 1999. Interest on the Series 1999 Bonds shall be payable on June 15 and December 15 of each year, commencing December 15, 1999. The Series 1999 Bonds shall provide that if interest on the Series 1999 Bonds shall be in default, Series 1999 Bonds issued in exchange for Series 1999 Bonds surrendered for transfer or exchange shall bear interest from the interest payment date to which interest has been paid in full, or if no interest has been paid, then from the original issue date.

(b) The Series 1999 Bonds shall be consecutively numbered, shall mature on the 15th day of December in the principal amounts and years, and shall bear interest from their date at the rates per annum, as shown in the following schedule:

<b>Maturity</b>	<b>Principal Amount</b>	<b>Interest Rate</b>
2003	1,270,000	4.500%
2004	1,330,000	4.500
2005	1,420,000	4.500
2006	1,440,000	4.600
2007	1,550,000	5.000
2008	1,620,000	5.000
2009	1,665,000	5.375
2010	1,755,000	5.375
2011	1,850,000	5.375
2012	1,965,000	5.100
2013	2,065,000	5.100
2014	2,170,000	5.200
2015	<u>2,285,000</u>	5.200
Total	<u>\$22,385,000</u>	

(c) If upon presentation at maturity payment of any Series 1999 Bond is not made as herein provided, interest shall continue to accrue thereon at the interest rate designated in the Series 1999 Bond until the principal thereof is paid in full.

(d) Principal of the Series 1999 Bonds shall be payable to the registered owner (Cede & Co.) upon presentation and surrender of the Bonds at the principal office of the Paying Agent (or in the case of U.S. Bank National Association, at its operations center in St. Paul, Minnesota). Interest on the Series 1999 Bonds shall be payable by check or draft of the Paying Agent mailed (or, so long as Cede & Co. shall be the registered owner, such

amount shall be paid by wire transfer) on the interest payment date to said registered owner thereof as of the close of business on the Record Date. All payments of the principal of and interest on the Series 1999 Bonds shall be made in lawful money of the United States of America.

**Section 4. Paying Agent; Transfer and Exchange.** The Paying Agent is hereby appointed as authenticating agent, paying agent and bond registrar for the City for purposes of the Series 1999 Bonds unless the City shall designate and appoint a successor Paying Agent. The Paying Agent shall maintain on behalf of the City books for the purpose of registration and transfer of the Series 1999 Bonds, and such books shall specify the persons entitled to the Series 1999 Bonds and the rights evidenced thereby. The Series 1999 Bonds may, subject to Section 3(a) hereof, be transferred or exchanged, upon payment of a transfer fee, any tax or governmental charge required to be paid with respect to such transfer or exchange and any cost of typing or printing bonds in connection therewith, at the principal office of the Paying Agent. Subject to Section 3(a) hereof, Series 1999 Bonds may be exchanged for a like aggregate principal amount of Series 1999 Bonds of other authorized denominations of the same maturity and interest rate. Upon surrender for transfer of any Series 1999 Bond, duly endorsed for transfer or accompanied by an assignment duly executed by the Registered Owner or his or her attorneys duly authorized in writing, the City shall execute and the Paying Agent shall authenticate and deliver in the name of the transferee or transferees a new Series 1999 Bond or Series 1999 Bonds of the same maturity and interest rate for a like aggregate principal amount. The person in whose name any Series 1999 Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, whether or not payment on any Series 1999 Bond shall be overdue, and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

**Section 5. Redemption.** The Series 1999 Bonds maturing on and after December 15, 2010 shall be callable for redemption at the option of the City, in whole or in part, and if in part in such order of maturities as the City shall determine and by lot within a maturity on December 15, 2009, and on any date thereafter, at a redemption price equal to the principal amount thereof, plus accrued interest to the redemption date.

**Section 6. Notice of Redemption.** Notice of any redemption of Series 1999 Bonds shall be given by the Paying Agent in the name of the City by sending a copy of such notice by certified or registered first-class, postage prepaid mail, at least 30 days prior to the redemption date, to the Registered Owner of each of the Series 1999 Bonds being redeemed. Such notice shall specify the number or numbers of the Series 1999 Bonds so to be redeemed (if redemption shall be in part) and the redemption date. If any of the Series 1999 Bonds 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 Series 1999 Bonds at the redemption date, then said Series 1999 Bonds shall become due and payable at such redemption date, and from and after such date interest will cease to accrue thereon. Any Series 1999 Bond redeemed prior to its maturity by call for prior redemption or otherwise shall not be reissued and shall be cancelled.

**Section 7. Tender of Series 1999 Bonds.** Anything in this Ordinance to the contrary

notwithstanding, if the City provides funds to pay the principal of and interest on the Series 1999 Bonds prior to the date such Series 1999 Bonds are subject to optional redemption pursuant to Section 5(a) hereof, and shall offer to purchase all of the Series 1999 Bonds at a purchase price consented to in writing by the Registered Owners of 90% or more in aggregate principal amount of the Series 1999 Bonds then outstanding, then all other Registered Owners of Series 1999 Bonds shall be deemed to have tendered their Series 1999 Bonds for such purchase price, whether or not actually tendered, and upon deposit of moneys sufficient to purchase all Series 1999 Bonds, interest on the Series 1999 Bonds tendered or deemed tendered shall cease to accrue, and such Series 1999 Bonds shall no longer be outstanding hereunder.

**Section 8. Execution of Series 1999 Bonds.** The Series 1999 Bonds shall be executed in the name and on behalf of the City with the manual or facsimile signature of the Mayor, shall bear a manual or facsimile of the seal of the City and shall be attested by the manual or facsimile signature of the Director of Finance and Record or her designee. Should any officer whose manual or facsimile signature appears on the Series 1999 Bonds cease to be such officer before delivery of any Series 1999 Bond, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes. The Mayor and the Director of Finance and Record or her designee are hereby authorized and directed to prepare and to execute the Series 1999 Bonds in accordance with the requirements of this Ordinance. When the Series 1999 Bonds have been duly executed and sold, the officers of the City are authorized to, and shall, deliver the Series 1999 Bonds to the Paying Agent for authentication. No Series 1999 Bond shall be secured by this Ordinance or entitled to the benefit hereof, or shall be valid or obligatory for any purpose, unless the certificate of authentication of the Paying Agent, in substantially the form set forth in this Ordinance, has been duly executed by the Paying Agent. Such certificate of the Paying Agent upon any Series 1999 Bond shall be conclusive evidence and the only competent evidence that such Series 1999 Bond has been authenticated and delivered hereunder. The Paying Agent's certificate of authentication shall be deemed to have been duly executed by it if manually signed by an authorized representative of the Paying Agent, but it shall not be necessary that the same representative sign the certificate of authentication on all of the Series 1999 Bonds issued hereunder.

**Section 9. Delivery of the Series 1999 Bonds.** Upon the authentication of the Series 1999 Bonds, the Paying Agent shall deliver the same to the Original Purchaser or its designees as hereinafter provided. Prior to the authentication and delivery by the Paying Agent of the Series 1999 Bonds, the Paying Agent shall have on file the following:

- (a) a certified copy of this Ordinance; and
- (b) a request and authorization to the City as Paying Agent and signed by the Mayor of the City to authenticate the Series 1999 Bonds and to deliver the Series 1999 Bonds to the Original Purchaser or the persons designated therein upon payment to the City of a sum specified in such request and authorization plus accrued interest thereon to the date of delivery. The proceeds of such payment shall be paid over to the City and deposited as follows: (i) accrued interest on the Series 1999 Bonds, if any, shall be deposited into the Bond Fund and (ii) the remainder of the proceeds of the Series 1999 Bonds shall be deposited into the Escrow Fund.

**Section 10. Replacement of Series 1999 Bonds.** If any outstanding Series 1999 Bond shall become lost, apparently destroyed or wrongfully taken, it may be replaced in the form and tenor of the lost, destroyed or taken bond upon the Registered 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 satisfactory to the City and the Paying Agent with respect to the Series 1999 Bond lost, destroyed or taken, and (d) payment of the cost of preparing and executing the new security, in which case the Paying Agent shall then authenticate the Series 1999 Bonds required for replacement.

**Section 11. Form of Series 1999 Bonds.** The Series 1999 Bonds shall be in substantially the following form, with such omissions, insertions, endorsements and variations as may be required by the circumstances:

[FORM OF SERIES 1999 BOND]

**EXCEPT AS OTHERWISE PROVIDED IN THE HEREINAFTER DEFINED ORDINANCE, THIS GLOBAL BOOK-ENTRY BOND MAY BE TRANSFERRED, IN WHOLE BUT NOT IN PART, ONLY TO ANOTHER NOMINEE OF THE SECURITIES DEPOSITORY (AS DEFINED HEREIN) OR TO A SUCCESSOR SECURITIES DEPOSITORY OR TO A NOMINEE OF A SUCCESSOR SECURITIES DEPOSITORY.**

**UNITED STATES OF AMERICA  
CITY OF BOULDER, COLORADO  
PARKS ACQUISITION REFUNDING BOND  
SERIES 1999**

<b>Interest Rate</b>	<b>Maturity Date</b>	<b>Original Issue Date</b>	<b>CUSIP</b>
%	December 15, ____	August 1, 1999	

REGISTERED OWNER:

PRINCIPAL SUM: DOLLARS

The CITY OF BOULDER, in the County of Boulder and State of Colorado (the "City"), for value received, hereby promises to pay to the order of the registered owner named above or registered assigns, from the sources 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 issue date stated above, at the interest rate per annum stated above, payable semiannually on the 15th day of June and the 15th day of December of each year commencing December 15, 1999, the principal of this bond being payable upon the surrender of this bond at the office of U.S. Bank National Association, Denver, Colorado, or at the office of its successor, as Paying Agent (the "Paying Agent"), and the interest hereon to be paid by check or draft mailed on the interest payment date to such person as is the Registered Owner on the Record Date, except that so long as Cede & Co. is the Registered Owner, by wire transfer to Cede & Co. on the interest payment date. The Record Date is the June 1 or December 1 (whether or not a business day) preceding any interest payment date.

This bond is one of an issue of bonds of the City designated Parks Acquisition Refunding Bonds, Series 1999, issued in the principal amount of \$22,385,000 (the "Series 1999 Bonds"). The Series 1999 Bonds are being issued by the City to provide funds for the purpose of refunding the City's Parks Acquisition Bonds, Series 1996, and to pay necessary, incidental and appurtenant expenses in connection therewith, including the costs of issuance of the Series 1999 Bonds, pursuant to and in full conformity with the constitution and laws of the State of Colorado, the Charter of the City of Boulder, Colorado, and an ordinance duly passed and adopted by the City prior to the issuance hereof.

The Series 1999 Bonds maturing on and after December 15, 2010 are callable for redemption

at the option of the City, in whole or in part in such order of maturities as the City shall determine and by lot within a maturity, on December 15, 2009, and on any date thereafter, at a redemption price equal to the par amount thereof plus accrued interest to the redemption date.

Notice of any redemption will be given by the Paying Agent in the name of the City by sending a copy of such notice by certified or registered first-class, postage prepaid mail, at least 30 days prior to the redemption date specified in such notice, to the registered owners of each of the Series 1999 Bonds being redeemed. Such notice will specify the number or numbers of the Series 1999 Bonds so to be redeemed and the redemption date. If this 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 the ordinance authorizing the issuance of the Series 1999 Bonds (the "Ordinance"), funds sufficient to pay the redemption price of this bond at the redemption date, then this bond shall become due and payable at such redemption date, and interest hereon shall cease to accrue after the redemption date.

This Series 1999 Bond is subject to mandatory tender by the registered owner hereof if the City provides funds to pay the principal of and interest on all of the Series 1999 Bonds prior to the date such Series 1999 Bond is subject to optional redemption (December 15, 2009) by offering to purchase all of the Series 1999 Bonds at a purchase price consented to in writing by the registered owners of 90% or more in aggregate principal amount of the Series 1999 Bonds then outstanding. In such case, all registered owners shall be deemed to have tendered their Series 1999 Bonds for such purchase price, whether or not actually tendered, and upon deposit of moneys sufficient to purchase such Series 1999 Bonds, interest on the Series 1999 Bonds tendered or deemed tendered shall cease to accrue, and such Series 1999 Bonds shall no longer be deemed outstanding.

This bond is transferable by the registered owner hereof at the principal corporate office of the Paying Agent in Denver, Colorado, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance (including any tax or governmental charge required to be paid with respect thereto and any cost of printing bonds in connection therewith), and upon surrender and cancellation of this bond. Upon surrender for any transfer, a new registered Series 1999 Bond or Series 1999 Bonds of the same maturity and interest rate and of authorized denomination or denominations (\$5,000 and integral multiples thereof) for the same aggregate principal amount will be issued to the transferee in exchange therefor. The City and the Paying Agent may deem and treat the registered owner hereof as the absolute owner hereof (whether or not payment on this bond shall be overdue) for the purpose of receiving payment of, or on account of, principal hereof, and neither the City nor the Paying Agent shall be affected by any notice to the contrary.

The principal of and interest on the Series 1999 Bonds, including this bond, are payable from, and shall constitute a first and prior (but not exclusive) lien on that portion of the net income and revenue derived and to be derived by the City from the City's 0.25% sales and use tax dedicated to repayment of the Series 1999 Bonds (the "Sales and Use Tax"), the special fund designated as the "Parks Acquisition Sales and Use Tax Revenue Fund" into which the City has covenanted and agreed to deposit the proceeds of the Sales and Use Tax, and the special fund designated as the "Parks Acquisition Bond Fund" into which the City has covenanted and agreed to deposit sums sufficient to pay the principal of and interest on the Series 1999 Bonds when the same become due and payable,

all as is more particularly set forth in the Ordinance. The City 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 also permits the issuance of Parity Lien Bonds and Subordinate Lien Bonds (as those terms are described in the Ordinance) under circumstances described therein.

As additional security for the payment of the principal of and interest on the Series 1999 Bonds, including this bond, the City pledges its full faith and credit as set forth in the Ordinance.

It is hereby certified that all conditions, acts and things required by the constitution and laws of the State of Colorado, and the Charter and ordinances of the City, 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 Series 1999 Bonds do not exceed any limitations prescribed by said constitution or laws of the State of Colorado, or the Charter or ordinances of the City.

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.

[The Remainder of This Page Intentionally Left Blank]

IN WITNESS WHEREOF, the City of Boulder, Colorado, has caused this bond to be signed with the manual or facsimile signature of its Mayor, sealed with a manual or facsimile of its seal, and attested with the manual or facsimile signature of its Director of Finance and Record or her designee.

[FACSIMILE CITY SEAL]

CITY OF BOULDER, COLORADO

By (Manual or Facsimile Signature) \_\_\_\_\_  
Mayor

Attest:

By (Manual or Facsimile Signature) \_\_\_\_\_  
Director of Finance and Record

**CERTIFICATE OF AUTHENTICATION**

This is one of the Series 1999 Bonds described in the within-mentioned Ordinance.

CITY OF BOULDER, COLORADO, as Paying Agent

By \_\_\_\_\_  
Authorized Signatory

Date of Authentication:  
\_\_\_\_\_

## ASSIGNMENT

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.

[END OF FORM OF SERIES 1999 BOND]

[Form of Approving Opinion of Kutak Rock, Bond Counsel,  
may be printed on the Series 1999 Bonds.]

**Section 12.**

## **Acceptance of Bid; Sale of Series 1999 Bonds.**

(a) As a result of the public sale held pursuant to the City's Resolution No. 830 and that resolution's accompanying Notice of Public Sale, in accordance with Section 98 of the Charter, the Council hereby sells the Series 1999 Bonds to the highest responsible bidder and to the best advantage of the City, and in furtherance thereof the Council hereby accepts and approves the offer to purchase the Series 1999 Bonds as bid by U.S. Bancorp Piper Jaffray Inc. (the "Original Purchaser"). The Series 1999 Bonds, when executed as provided by law, shall be delivered to the Original Purchaser, upon receipt of \$22,485,969.90, plus accrued interest from the date of the Series 1999 Bonds to the date of delivery thereof.

(b) The proceeds of the Series 1999 Bonds shall be used to refund the Refunded Bonds and to pay all necessary, incidental and appurtenant costs in connection therewith, including all costs of issuing the Series 1999 Bonds.

(c) Neither the Original Purchaser nor the subsequent Registered Owner or Registered Owners of any of the Series 1999 Bonds shall be responsible for the application or disposal of the funds derived from the sale thereof by the City or any of its officers. The issuance of the Series 1999 Bonds by the City shall constitute a warranty by and on behalf of the City, for the benefit of each and every Registered Owner of the Series 1999 Bonds, that the Series 1999 Bonds have been issued for valuable consideration in full conformity with law.

**Section 13. Covenant With Respect to Sales and Use Tax.** The Council hereby covenants and agrees that, so long as any of the Series 1999 Bonds remain outstanding, it shall take no action to reduce the rate of the Sales and Use Tax, or alter, exempt or modify the transactions, properties or items subject to such taxes to such an extent that the Net Pledged Revenues available in any year will be less than the amount necessary to pay the principal of and interest when due on the Series 1999 Bonds and any Parity Lien Bonds and Subordinate Lien Bonds then outstanding.

## **Section 14. Flow of Funds; Deposit of Proceeds of Series 1999 Bonds; Transfer of Funds.**

(a) There is hereby established and created, pursuant to Section 3-2-39(g) of the Code, a separate special fund designated as the "Parks Acquisition Sales and Use Tax Revenue Fund" (the "Revenue Fund") into which shall be set aside and deposited as received the Sales and Use Tax Revenues of the City (i.e. the Sales and Use Tax Revenues attributable to a 0.25% Sales and Use Tax). Except as hereinafter specifically provided to the contrary, moneys deposited in said fund are hereby irrevocably pledged, earmarked and committed to the following uses and shall be disbursed, expended and used only in the following manner and order of priority:

(i) to pay a portion of the tax refund program as provided in Chapter 3-5 of the Code;

(ii) after the disbursements required or permitted by Section 14(a)(i) above, there shall be deposited to the "Parks Acquisition Bond Fund" (the "Bond

Fund") established by Ordinance No. 5842 (1996) and hereby ratified and continued (notwithstanding the fact that said ordinance and the obligations of the City thereunder have been discharged), on or before the last day of each month commencing in December 1999, and on or before the last day of each month thereafter (after giving effect to any accrued interest on deposit in the Bond Fund), an amount equal to one-sixth of the interest coming due on the Series 1999 Bonds and any Parity Lien Bonds on the next interest payment date, and one-twelfth of the principal coming due on the Series 1999 Bonds and any Parity Lien Bonds on the next succeeding December 15, whether at maturity or upon mandatory sinking fund redemption. The moneys credited to the Bond Fund shall be used to pay the principal of and interest on the Series 1999 Bonds and any Parity Lien Bonds. Any Subordinate Lien Bonds hereafter issued shall be payable from a fund or funds into which deposits shall be made from the Revenue Fund after and subject to the prior deposits required or permitted by this Section, but may be made prior to the uses permitted by Section 14(a)(ii) below. The Series 1999 Bonds authorized herein, together with any Parity Lien Bonds hereafter issued, shall, from and after the issuance and delivery thereof, constitute an irrevocable and first (but not exclusive) lien upon the Net Pledged Revenues, derived and to be derived by the City from its Sales and Use Taxes, and upon said Bond Fund, for the payment of said principal and interest;

(iii) on the last day of each month, or such earlier date upon which there shall have been deposited sufficient funds to meet the monthly obligations described in (i) above, any moneys remaining in said Revenue Fund shall be transferred to the General Fund of the City free and clear of the lien of this Ordinance, and may be used for any lawful and authorized purpose as more fully set forth and specified in Section 3-2-39(g) of the Code;

(b) (i) The proceeds of the Series 1999 Bonds in an amount equal to \$22,417,365.55 shall promptly upon the receipt thereof be deposited by the City, along with \$6,000,000.00 of proceeds of the Refunded Bonds, into the Escrow Fund established by the Escrow Agreement and such moneys in the Escrow Fund shall be used and disbursed only for the purpose of refunding the Refunded Bonds in accordance with the Escrow Agreement.

(ii) The accrued interest paid on the Series 1999 Bonds shall be deposited in the Bond Fund promptly upon receipt and shall be used and disbursed for the purposes of said Bond Fund.

(iii) \$68,604.35 of the proceeds of the Series 1999 Bonds shall be deposited in an account established by the City with a commercial bank and shall be used to pay costs of issuance in connection with the Series 1999 Bonds. Any moneys remaining in said account on October 7, 1999 shall be transferred to the Revenue Fund referred to in subsection 14(a) hereof.

**Section 15. Pledge of Full Faith and Credit.** Pursuant to the provisions of Section 97

of the Charter, the full faith and credit of the City are hereby pledged as additional security for the payment of the principal of and interest on the Series 1999 Bonds; such pledge shall be implemented, to the extent required, by a levy of ad valorem taxes on all taxable property within the City without limitation as to rate or amount.

**Section 16. Covenant Upon Deficiency in Bond Fund.** In furtherance of said pledge of the full faith and credit of the City, it is hereby irrevocably covenanted and agreed that in the event that any time while any of the Series 1999 Bonds remain outstanding the payments required to be made pursuant to Section 14(a) hereof are not made in strict accordance with the terms thereof (unless other moneys sufficient to pay the principal of and interest on the Series 1999 Bonds when due shall be on deposit in the Bond Fund), the Council shall promptly transfer from the general funds of the City to the Bond Fund from moneys previously appropriated, and shall promptly pass and adopt supplemental or emergency appropriation ordinances or resolutions and make such allocations and deposits of moneys from general funds of the City to the Bond Fund, as are necessary in all cases to bring the amount on deposit in the Bond Fund to the level at which it would have been had the City strictly complied with the provisions of said Section 14(a). Said actions shall be initiated and completed at such a time and in such a manner as to ensure strict compliance with the requirement to make deposits to the Bond Fund. Thereafter said transfers, appropriations, allocations and deposits shall continue to be made in such amounts and with sufficient frequency to assure that the sums of money required to be deposited in the Bond Fund, together with other moneys on deposit in the Bond Fund pursuant to said Section 14(a), shall be sufficient to pay the principal of and interest on the Series 1999 Bonds when due.

**Section 17. Rebate Fund.**

(a) There is hereby created and established by the City a separate special fund to be designated the "Parks Acquisition Bonds, Series 1999 Rebate Fund" (the "Rebate Fund"), which shall be expended in accordance with the provisions hereof and the Tax Letter of Instructions, and there is further established within said Rebate Fund the Rebate Principal Account and the Rebate Income Account. The City shall make deposits and disbursements from the Rebate Fund in accordance with the Tax Letter of Instructions, shall invest the Rebate Fund only in legal investments for funds of the City and pursuant to said Tax Letter of Instructions, and shall deposit income from said investments immediately upon receipt thereof in the Rebate Income Account, all as set forth in the Tax Letter of Instructions. The City shall make the calculations, deposits, disbursements and investments as may be required by the immediately preceding sentence, or, to the extent it deems necessary in order to ensure the tax-exempt status of interest on the Series 1999 Bonds, shall employ at its expense a person or firm with recognized expertise in the area of rebate calculation, to make such calculations. The Tax Letter of Instructions may be superseded or amended by a new Tax Letter of Instructions drafted by, and accompanied by an opinion of, nationally recognized bond counsel addressed to the City to the effect that the use of said new Tax Letter of Instructions will not cause the interest on the Series 1999 Bonds to become includible in gross income for purposes of federal income taxation.

(b) The City shall make the rebate deposit described in the Tax Letter of

Instructions. Records of the determinations required by this Section 18 and the Tax Letter of Instructions shall be retained by the City until six years after the final retirement of the Series 1999 Bonds.

(c) Not later than 30 days after September 6, 2004 and every five years thereafter, the City shall pay to the United States of America 90% of the amount required to be on deposit in the Rebate Principal Account as of such payment date and 100% of the amount on deposit in the Rebate Income Account as of such payment date. Not later than 60 days after the final retirement of the Series 1999 Bonds, the City shall pay to the United States of America 100% of the balance remaining in the Rebate Principal Account and the Rebate Income Account. Each payment required to be paid to the United States of America pursuant to this Section 17 shall be filed with the Internal Revenue Service Center, Ogden, Utah 84201. Each payment shall be accompanied by a copy of the Internal Revenue Form 8038-G originally filed with respect to the Series 1999 Bonds and a statement summarizing the determination of the amount to be paid to the United States of America.

#### **Section 18. Additional Tax Covenants.**

(a) The City covenants that it shall not use or permit the use of any proceeds of the Series 1999 Bonds or any other funds of the City 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 of the Series 1999 Bonds to be an "arbitrage bond" within the meaning of Section 148 of the Tax Code, or would otherwise cause the interest on the Series 1999 Bonds to be includible in gross income for federal income tax purposes. The City covenants that it shall at all times do and perform all acts and things permitted by law and which are necessary in order to assure that interest paid by the City on the Series 1999 Bonds shall, for purposes of federal income taxation, not be includible in gross income under the Tax Code or any other valid provision of law.

(b) In particular, but without limitation, the City further represents, warrants and covenants to comply with the following restrictions of the Tax Code, unless it receives an opinion of nationally recognized bond counsel stating that such compliance is not necessary:

(i) Gross proceeds of the Series 1999 Bonds shall not be used in a manner which will cause the Series 1999 Bonds to be considered "private activity bonds" within the meaning of the Tax Code.

(ii) The Series 1999 Bonds are not and shall not become directly or indirectly "federally guaranteed."

(iii) The City shall timely file Internal Revenue Form 8038-G which shall contain the information required to be filed pursuant to Section 149(e) of the Tax Code.

(iv) The City shall comply with the Tax Letter of Instructions delivered to it on the date of issue of the Series 1999 Bonds with respect to the application and

investment of Series 1999 Bond proceeds, subject to Section 18 hereof.

**Section 19. Investments.** The proceeds of the Series 1999 Bonds shall be used exclusively for the purposes recited herein and in the Series 1999 Bonds; provided, however, that all, or any proper portion of, the proceeds of the Series 1999 Bonds in the Bond Fund and the Escrow Fund and any other moneys in the Bond Fund and the Escrow Fund may be invested only in securities or obligations which are lawful investments for such funds of the City. All earnings, income, profits and losses shall be retained in the respective fund.

**Section 20. Further Covenants.** That the City hereby irrevocably covenants and agrees with each and every Registered Owner of the Series 1999 Bonds as follows:

(a) That at least once each year it will cause an audit to be made of the books of the City, such audit to be made by a certified public or registered accountant after the close of each fiscal year, and a copy of which audit shall be furnished, upon request, to the Original Purchaser of the Series 1999 Bonds and, on written request, to the Registered Owners of any of the Series 1999 Bonds herein authorized. The cost of making said reports and audits shall be paid from moneys available from such Sales and Use Tax Revenues, if any, or from general funds of the City if no such moneys are available. The annual audit of the City's general purpose financial statements shall be deemed to satisfy this requirement.

(b) That the Registered Owner of any of the Series 1999 Bonds shall have the right at all reasonable times to inspect all non-confidential records, accounts, actions and data of the City relating to the Series 1999 Bonds and the Sales and Use Tax Revenues.

(c) That it will continue to operate and manage the collection and enforcement of the Sales and Use Taxes in the most efficient and economical manner possible.

(d) That in the event that the Sales and Use Taxes, or either of such taxes, are replaced and superseded in any manner, the revenues derived by the City from the replacement source or sources, as received by the City, are hereby pledged and shall be placed in the Bond Fund in amounts at least sufficient to pay the principal of and interest on the Series 1999 Bonds herein authorized, and that the Council shall promptly, as required hereby, take any and all actions which may be necessary to accomplish such deposits. From and after the date of said replacement, the Series 1999 Bonds shall have a first and prior (but not exclusive) lien upon such replacement revenues to the extent specified in this Ordinance.

**Section 21. Additional Bonds.** No additional bonds or other obligations shall be issued or incurred payable from the Net Pledged Revenues herein pledged to the payment of the Series 1999 Bonds and having a lien upon the Net Pledged Revenues which is prior or superior to the lien of the Series 1999 Bonds herein authorized. Nothing contained in this Ordinance shall be construed in such a manner as to prevent the issuance by the City of Parity Lien Bonds payable from the Net Pledged Revenues or a portion thereof and constituting a lien upon the Net Pledged Revenues equal to and on a parity with the lien of the Series 1999 Bonds authorized herein, provided such Parity Lien Bonds and the use of the Net Pledged Revenues to pay such Parity Lien Bonds have been authorized in accordance with then applicable law, including, but not limited to, prior voter approval requirements;

and further provided:

(a) that at the time of issuance of any such Parity Lien Bonds, there is no deficiency in any fund required by this Ordinance; and

(b) that the City must be in compliance with all of the covenants and agreements contained in this Ordinance.

Nothing contained in this Ordinance shall prevent the issuance of Subordinate Lien Bonds payable from the Net Pledged Revenues or a portion thereof so long as the City shall be in full compliance with all the covenants, agreements and requirements hereof, and so long as that upon the issuance of such Subordinate Lien Bonds, the then current rating or ratings on the Series 1999 Bonds and any Parity Lien Bonds then outstanding shall not be adversely affected.

**Section 22. Defeasance.** A Series 1999 Bond shall not be deemed to be outstanding hereunder if it shall have been paid and cancelled or if cash funds or direct general obligations of, or obligations the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America ("Governmental Obligations"), shall have been deposited in trust for the payment thereof (whether upon or prior to the maturity of any such Series 1999 Bond, but if such Series 1999 Bond is to be paid prior to maturity, the City 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 City may include interest to be earned on the Governmental Obligations.

**Section 23. Approval of Official Statement, Escrow Agreement, Refunding and Miscellaneous Documents.** All action heretofore taken by any of the City's officials and the efforts of the City directed toward the issuance and sale of the Series 1999 Bonds, including use of a Preliminary Official Statement, are hereby ratified, approved and confirmed. The Council hereby ratifies and approves the final Official Statement in substantially the form presented to the Council at this meeting, and the City Manager is hereby authorized and directed to execute the final Official Statement, with such changes as he shall deem necessary or appropriate. The Mayor and Director of Finance and Record or her designee are hereby authorized to execute and deliver, and such officials and all other officers of the City are hereby authorized and directed to execute all other documents and certificates necessary or desirable to effectuate the issuance of the Bonds and the transactions contemplated thereby, including without limitation the Escrow Agreement. The Council hereby approves the refunding of the Refunded Bonds in accordance with the Escrow Agreement.

**Section 24. Findings and Determinations.** The Council, after examination of all pertinent facts and circumstances, hereby finds, determines and declares that it is in the best interest of the City, and its inhabitants and taxpayers, that the Series 1999 Bonds be authorized, sold, issued and delivered at this time and in the manner herein authorized in order to provide funds for the refunding of the Refunded Bonds and the costs of issuing the Series 1999 Bonds.

**Section 25. Emergency and Effective Date.** Due to fluctuations in municipal bond prices and interest rates, due to currently favorable interest rates and due to the need to finally act upon and accept the bid of the highest responsible bidder (in accordance with the Charter) for the

Series 1999 Bonds in an expeditious manner (said bids being submitted for immediate acceptance), it is hereby declared that, in the opinion of the Council, an emergency exists, and therefore this Ordinance shall be in full force and effect upon its passage.

**Section 26. Severability.** Should any one or more sections or provisions of this Ordinance be judicially determined to be 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 27. Repeals.** All ordinances, or parts thereof, in conflict with this Ordinance, are hereby repealed. After the Series 1999 Bonds have been issued, this Ordinance shall be and remain irrevocable until the Series 1999 Bonds and the interest thereon shall be fully paid, satisfied and discharged in the manner herein provided, or sufficient provision shall have been made for such payment, satisfaction and discharge.

**Section 28. Publish by Title Only.** The Council deems it appropriate that this Ordinance be published by title only and directs the City Clerk to make available in his office copies of the text of this Ordinance for public inspection and acquisition.

**Section 29. Records.** A true copy of this Ordinance shall be kept in a book marked "Ordinance Record" maintained by the appropriate officers of the City.

**Section 30. Appointment of Escrow Agent as Paying Agent for Refunded Bonds.** The City hereby appoints the Escrow Agent as Paying Agent for the Refunded Bonds, replacing the City as such Paying Agent.

**Section 31. Undertaking to Provide Ongoing Disclosure.**

(a) This Section constitutes the written undertaking for the benefit of the Registered Owners of the Series 1999 Bonds and the beneficial owners thereof required by Section (b)(5) of Securities and Exchange Commission Rule 15c2-12 under the Securities Exchange Act of 1934, as amended (17 CFR Part 240, § 240.15c2-12) (the "Rule").

(b) The City undertakes to provide the following information as provided in this Section:

- (i) Annual Financial Information;
- (ii) Audited Financial Statements, if any; and
- (iii) Material Event Notices.

(c) (i) The City shall while any Series 1996 Series 1999 Bonds are Outstanding provide the Annual Financial Information on or before July 31 of each year (the "Report Date"), beginning in 2000 to each then existing NRMSIR and the SID, if any. The City may adjust the Report Date if the City changes its fiscal year by providing written notice of the change of fiscal year and the new Report Date to

each then existing NRMSIR and the SID, if any; provided that the new Report Date shall be within 210 days after the end of the new fiscal year and provided further that the period between the final Report Date relating to the former fiscal year and the initial Report Date relating to the new fiscal year shall not exceed one year in duration. It shall be sufficient if the City provides to each then existing NRMSIR and the SID, if any, the Annual Financial Information by specific reference to documents previously provided to each NRMSIR and the SID, if any, or filed with the Securities and Exchange Commission and, if such a document is a final official statement within the meaning of the Rule, available from the Municipal Securities Rulemaking Board.

(ii) If not provided as part of the Annual Financial Information, the City shall provide the Audited Financial Statements when and if available while any Series 1999 Bonds are Outstanding to each then existing NRMSIR and the SID, if any.

(iii) If a Material Event occurs while any Series 1999 Bonds are Outstanding, the City shall provide a Material Event Notice in a timely manner to the Municipal Securities Rulemaking Board and the SID, if any. Each Material Event Notice shall be so captioned and shall prominently state the date, title and CUSIP numbers of the Series 1999 Bonds.

(iv) The City shall provide in a timely manner to the Municipal Securities Rulemaking Board and to the SID, if any, notice of any failure by the City while any Series 1999 Bonds are Outstanding to provide to each then existing NRMSIR and the SID, if any, Annual Financial Information on or before the Report Date.

(d) Unless otherwise required by law and subject to technical and economic feasibility, the City shall employ such methods of information transmission as shall be requested or recommended by the designated recipients of the City's information.

(e) The continuing obligation hereunder of the City to provide Annual Financial Information, Audited Financial Statements, if any, and Material Event Notices shall terminate immediately once the Series 1999 Bonds no longer are Outstanding. This Section or any provision hereof, shall be null and void in the event that the City delivers to each then existing NRMSIR and the SID, if any, an opinion of nationally recognized bond counsel to the effect that those portions of the Rule which require this Section or any such provision, are invalid, have been repealed retroactively or otherwise do not apply to the Series 1999 Bonds. This Section may be amended without the consent of the Registered Owners of the Series 1999 Bonds, but only upon the delivery by the City to each then existing NRMSIR and the SID, if any, of the proposed amendment and an opinion of nationally recognized bond counsel to the effect that such amendment, and giving effect thereto, will not adversely affect the compliance of this Section and by the City with the Rule.

(f) Any failure by the City to perform in accordance with this Section shall not constitute a default by the City in any other obligations of the City hereunder, however, the Registered Owners and the beneficial owners of any of the Series 1999 Bonds shall have the

right to seek specific performance of the covenants of the City contained in this Section 31.

(g) The following are the definitions for the capitalized terms used in this Section and not otherwise defined in this Resolution:

*“Annual Financial Information”* means the financial information (which shall be based on financial statements prepared in accordance with generally accepted accounting principles (“GAAP”) for governmental units as prescribed by the Governmental Accounting Standards Board (“GASB”)) or operating data with respect to the City, provided at least annually, of the type included in those sections of the final official statement with respect to the Series 1999 Bonds appearing in Tables 2, 7, 8, 9, 10, 11, 12, 13 and 14 of such final official statement; which Annual Financial Information may, at the option of the City, either be included in the City’s official budget or Audited Financial Statements or be provided separately by the City.

*“Audited Financial Statements”* means the City’s annual financial statements, prepared in accordance with GAAP for governmental units as prescribed by GASB, which financial statements shall have been audited by such auditor as shall be then required or permitted by the Charter.

*“Material Event”* means any of the following events, if material, with respect to the Series 1999 Bonds.

- (i) principal and interest payment delinquencies;
- (ii) nonpayment related defaults;
- (iii) unscheduled draws on debt service reserves reflecting financial difficulties;
- (iv) unscheduled draws on credit enhancements reflecting financial difficulties;
- (v) substitution of credit or liquidity providers, or their failure to perform;
- (vi) adverse tax opinions or events affecting the tax-exempt status of the security;
- (vii) modifications to rights of security holders;
- (viii) Bond calls;
- (ix) defeasances;
- (x) release, substitution or sale of property securing repayment of the securities; and

(xi) rating changes.

“*Material Event Notice*” means written or electronic notice of a Material Event.

“*NRMSIR*” means a nationally recognized municipal securities information repository, as recognized from time to time by the Securities and Exchange Commission for the purposes referred to in the Rule; the NRMSIRs as of the date of this Ordinance being as follows:

Bloomberg Municipal Repository  
Municipal Department  
Post Office Box 840  
Princeton, NJ 08542-0840  
*Expedited Delivery Address:*  
100 Business Park Drive  
Skillman, NJ 08558  
Internet address: [MUNIS@bloomberg.com](mailto:MUNIS@bloomberg.com)  
Telephone: (609) 279-3200  
Fax: (609) 279-5962 and (609) 279-5963

DPC Data Inc.  
One Executive Drive  
Fort Lee, NJ 07024  
Internet address: [nrmsir@pcdata.com](mailto:nrmsir@pcdata.com)  
Telephone: (201) 346-0701  
Fax: (201) 947-0107

JJ Kenny Information Services  
The Repository  
16 Floor, 65 Broadway  
New York, NY 10006  
Contact: Ms. Joan Horai, Repository  
Telephone: (212) 770-4568  
Fax: (212) 797-7994

Thomson NRMSIR  
Secondary Market Disclosure  
3 Floor, 395 Hudson Street  
New York, NY 10014  
Internet address: [Disclosure@muller.com](mailto:Disclosure@muller.com)  
Contact: Ms. Caroline Chin  
Telephone: (212) 807-3767  
Fax: 212/378-0952

“*Rule*” means Section (b)(5) of the Securities and Exchange Commission Rule

15c2-12 (17 CFR Part 240, § 240.15c2-12).

“*SID*” means a state information depository as operated or designated by the State as such for the purposes referred to in the Rule.

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INTRODUCED, READ AND ADOPTED AS AN EMERGENCY ORDINANCE BY A TWO-THIRDS VOTE OF THE COUNCIL MEMBERS PRESENT AND ORDERED PUBLISHED BY TITLE this 3<sup>rd</sup> day of August, 1999.

[CITY SEAL]

By \_\_\_\_\_  
Mayor

Attest:

By \_\_\_\_\_  
Director of Finance and Record

## MEMORANDUM

**DATE:** June 17, 2005

**TO:** Crystal Gray, City Council member

**FROM:** Stephanie Grainger, Assistant City Manager  
Jan Geden, Parks & Recreation Director  
Jeanne Scholl, Conservation Manager

**SUBJECT:** Parks and Recreation and Open Space and Mountain Parks Merger –  
Funding and Staffing

**Executive Summary:**

In 2001, the Mountain Parks Division of the Department of Parks & Recreation (P&R) merged with the Open Space Department to create the department of Open Space and Mountain Parks (OSMP). As part of the merger, P&R transferred \$1,212,422 and 16.5 standard employees (FTEs) to OSMP. Two FTEs remained in P&R to manage the 1,000 acres of natural and undeveloped lands that remained with P&R after the merger. The workgroup that was formed to perform these services was called the Conservation Management Team and was funded from the .25 Parks sales tax.

Questions have arisen regarding the merger and the current funding and staffing within P&R. Since the merger in 2001, one additional FTE has been added to the P&R Conservation Management Team, paid for from the team's existing seasonal employee and operating budget. There have been no new net expenditures (or increase of use) of the .25 Parks sales tax for this work group since the original merger.

**Background:**

After many years of discussion, negotiation, consultant review and public process, the Mountain Parks Division of the Parks and Recreation Department was merged into the Open Space Department in January 2001. It was determined that two positions would remain in P&R (filled by Ann Wichmann, the then Manager of the Mountain Parks Division, and Jeanne Scholl, the then Natural Resources Coordinator).

In the process of the merger, approximately 1,000 acres of "natural" or undeveloped land were not transferred from the P&R to OSMP for the following reasons:

- Constraints of the Open Space Charter.
- Recreational use and impacts were not compatible with the Open Space mission.
- There were pending park site developments of vacant and natural lands.
- There were deed restrictions that require the land be managed as a "recreation site in perpetuity" on some of the parcels of park land purchased with dollars from the Land and Water Conservation Fund.
- Lands that had been historically managed by the P&R were not actually owned by the department and therefore, could not be transferred.

- There were natural areas, such as wetlands that are in the City limits, owned by the P&R that are contiguous to or part of very high use, developed park sites like Stazio Ball Fields and Pleasant View Soccer Fields. OSMP did not feel it was appropriate to manage these lands because of their link to parks lands/activities or due to the high use of these lands.

**Staffing and Funding for Merger and Current Operations:**

Of significant concern to the Parks and Recreation Advisory Board and the Parks and Recreation Director/management team at the time of the merger, was the issue of how the department would continue to manage the natural and undeveloped park lands that did not transfer to OSMP. The lands that were not transferred needed management oversight by qualified land managers. At the time of the merger, the total operating budget for the Mountain Parks Division was \$1,541,322 (\$1,234,659 General Fund and \$306,663 from the .25 ballot issue).

In July 2000, six months prior to the merger, proposed budget transfers for Mountain Parks were developed. P&R transferred Mountain Parks Operation consisting of 16.5 FTEs and the associated non-personnel operating budget to support those FTEs and operations to OSMP. At that time, some of the staff that would be transferred to the Open Space Department were funded out of the .25 sales tax fund. In order to complete the merger, the positions funded out of the .25 sales tax budget were transferred to the General Fund budget. The two positions to be retained by P&R that were funded in the General Fund were transferred to the .25 sales tax fund. In essence, two FTEs were “swapped” for the two General Fund positions that were transferred and there was no net increase to the .25 Parks sales tax revenues/fund nor was there a decrease in transfer to OSMP.

The transfer resulted in more than \$1.2 million from the General Fund moving to the OSMP budget. This amount has since been reduced by budget cuts and is currently \$927,150. P&R retained approximately \$310,000 from the .25 dedicated sales tax to support the natural lands management function with the P&R department.

**Parks and Recreation Conservation Team/Program:**

This “Natural Resource” workgroup, which would later become the Conservation Team is in the Planning Division of P&R, is responsible for managing all of the natural and undeveloped lands of the department. The work group also manages the department’s Lottery Funds earmarked for habitat restoration and manages seasonal integrated pest management (IPM) and resource conservation work crew that is dedicated specifically to IPM and wildlife management issues (largely prairie dogs). This seasonal crew of 3-4 people is currently funded from the department’s annual Lottery allocation.

Since the merger and the inception of the Conservation Team in P&R, some modifications to this work group have been implemented:

- The original “seasonal position” dollars were re-allocated to standard position dollars, resulting in one additional FTE being added to the work group for a total of three

FTEs (2 FTEs as part of the original merger and 1 new FTE) in Conservation Management. The new FTE is focused on work to inventory, map and coordinate GIS functions and develop a database of all P&R lands and other assets, as well as assist with the management and maintenance of the natural lands.

- Currently, the three, full-time FTEs in the Conservation Team work group continue to be funded out of the .25 sales tax dollars, with an operating budget of approximately \$268,000.

**Summary:**

The original transfer from P&R to OSMP was \$1.2 million dollars. In 2005, the transfer is anticipated to be \$927,000. There are a total of three FTEs remaining in the Parks and Recreation conservation management program – all funded from the .25 sales tax. Two FTEs were originally budgeted out of the .25 sales tax; the new FTE was absorbed out of the .25 sales tax for operating expenses.

If you have questions or need additional information, please contact Jan Geden at 303-413-7206 or Stephanie Grainger at 303-441-3005.

The Holiday Park site is one site within the Department of Parks and Recreation's (P&R) current 30-acre backlog of neighborhood and pocket park sites slated for development. The total backlog of undeveloped park sites includes 34 acres of Community Parks at two sites (East Boulder Community Park and Foothills Community Park), 119 acres at Valmont City Park, and the 30 acres at 13 neighborhood/pocket park sites.

The process for identifying the next neighborhood and pocket park site for development involves a public review by the Parks and Recreation Advisory Board (PRAB) of the backlog of undeveloped park sites along with an evaluation matrix of current opportunities and constraints. The current Master Plan update process, and eventually the adopted plan, will help determine the needs for parks in specific areas, identify development prioritization for undeveloped parks, and will address partnerships with neighborhoods and the community and other methods and techniques to provide for the "leveraging" of funds in order to develop park sites. The department has been outlining a strategic approach to address community partnership requests that includes establishing criteria for prioritizing, reviewing, evaluating and moving forward with these types of requests.

The Holiday neighborhood approached P&R staff in November 2004 with a proposal to work with Boulder Housing Partners and the Rotary Preserve Planet committee to see if a partnership could be formed to design, build, and maintain the pocket park. P&R staff has been in discussions with this group about using a land lease model (currently used for potential development projects at Valmont City Park) to help move this project forward. To date, the community volunteers for the Holiday Park site have submitted a concept letter to the department and met with staff to determine the ability of the volunteer organizations (Rotary, Boulder Housing Partners - BHP, and Holiday Homeowners Association - HOA) to design, build, and maintain the 1.1 acre public park site. Staff recently spoke with Rich Wilbert, the Rotary representative who is managing the project along with the HOA and BHP to check on the status of the land lease. Mr. Wilbert confirmed that he is trying to set up a non-profit organization 501(c)(3) to manage this project and that they will submit the revised and full application for the land lease project when they have completed the additional research and work required. Staff does not have an estimate of the timing for the submission.

The PRAB has reviewed the backlog of all city-wide park sites and has provided policy direction to staff that its top priority should be the maintenance of existing assets. PRAB also provided direction to staff to pursue new development through the priorities identified in the 2005-2011 capital improvements program (CIP). Currently, Sinton Park (southwest corner of Walnut and 27th Streets), identified in the P & R CIP in 2001, is the next pocket park site prioritized for development. The remainder of the backlog is not prioritized at this time and staff is confident that the current master plan strategies will assist in providing a clearer, equitable and manageable system for dealing with it. The master plan will also specifically look at the issue of land leases and evaluate the advantages and disadvantages of this type of system.

In August, 2005, the Planning Division in the Department of Parks and Recreation experienced a temporary reduction in standard staffing from five to three due to the resignation of the superintendent and the retirement of the Associate Parks Planner (to occur in late September, 2005). The department is merging the divisions of parks and planning and is in the process of hiring a superintendent to lead the division. Some planning projects will need to be placed on hold in the interim while the staffing is being ramped up to full strength. However, if the Holiday neighborhood can come up with the funding necessary for capital and ongoing costs to build and maintain the park, P&R will provide the necessary staff resources to accelerate the development of this park.

A concern that staff has with this type of partnership and leveraged funding is the potential for inequities among neighborhoods (i.e., those who can generate funds can get parks built and those without have to wait until the P&R fund can pay for the development and maintenance). This issue will be considered in the master plan update. Staff will evaluate the land lease application once it is received from the Holiday neighborhood to determine how to proceed. The Master Plan update is anticipated to be completed early in 2006 and at that time, staff will have a better understanding of where the Holiday Park site will fall in the prioritization of all other undeveloped parks (if not done sooner through the private/public partnership currently underway).

Jan Geden and I have asked Bob Eichen, Finance Director, to perform a financial audit of the sales tax funding for Parks & Recreation. It is our intent to have the audit examine and assess: (1) the ballot language and intent of the initiatives; (2) the actual expenditure history and practice of sales tax funds; (3) to reconcile expenditures with intended acquisitions; and (4) to give an assessment on how and whether the funds have been expended as intended through the ballot language. It is anticipated that this audit will conclude by end of the first quarter of 2006. It is our hope that the timing for this audit will coincide with the timing of the review and adoption process for the P&R Master Plan update.

If you have any questions or need more information please me at 303-441-3005 or Jan Geden at 303-413-7200.

## Parks Purchased with .25 cent Bond Proceeds

Site	Type	Total Acreage	Bond Portion of Acreage	Total Purchase Price	Bond Portion of Purchase Price
Area III	City	191	4.68	5,387,148.00	115,000.00
Valmont	City	132	92.86	14,336,000.00	13,125,000.00
Elks	Neighborhood	7.9	7.9	300,000.00	300,000.00
Alpine	Pocket	0.6	0.3	228,868.00	114,434.00
Angel Pines	Pocket	2.6	1.9	1,900,000.00	1,368,000.00
Mesa Memorial	Pocket	1.7	0.5	707,670.00	200,000.00
		335.8	108.14	22,859,686.00	15,222,434.00

## Other Acquired Parks

Baseline Middle School	Neighborhood	6.0
Eaton	Neighborhood	23.0
Eben Fine - Ease	Neighborhood	0.5
Tom Watson	Neighborhood	32.0
Dakota Ridge	Pocket	3.1
Elmers Two Mile	Pocket	4.0
Sheila Fortune	Pocket	0.3
Hickory	Pocket	1.7
Holiday	Pocket	1.2
Lovers Hill	Pocket	0.3

Total Other Acquisitions	72.1
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<b>Total Acquired after 1996</b>	<b>407.9</b>
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PARKS INVENTORY				
Developed Parks	Type	Acreage	Acquired	How Acquired
Alpine	Pocket	0.56	After 1/1/96	Purchase
Andrews Arboretum	Pocket	0.70		
Angel Pines	Pocket	2.60	After 1/1/96	Purchase
Arapahoe Ridge	Neighborhood	5.00		
Arrowhead	Pocket	2.40		
Aurora 7	Neighborhood	7.00		
Barker	Pocket	0.50		
Baseline Middle School	Neighborhood	6.00	After 1/1/96	Joint Use Agreement with BVSD
Beach	Pocket	3.50		
Bear Creek	Neighborhood	7.00		
Burke	Neighborhood	6.80		
Cambell Robertson	Pocket	0.40		
Canyon	Pocket	1.90		
Canyon Pointe	Pocket	1.10		
Catalpa	Pocket	1.80		
Central Park	Pocket	4.40		
Chautauqua	Neighborhood	16.00		
Christiansen	Neighborhood	5.70		
Columbine	Pocket	4.40		
Crestview	Neighborhood	6.50		
Dakota Ridge	Pocket	3.10	After 1/1/96	Donation
East Boulder Community Park	Community	52.80		
Eaton	Neighborhood	23.00	After 1/1/96	Donation
Eben G. Fine	Pocket	4.30		
Eben G. Fine - East	Neighborhood	0.50	After 1/1/96	MOU with Utilities
Elks	Neighborhood	7.93	After 1/1/96	Purchase
Elmers Two Mile	Pocket	4.00	After 1/1/96	Memo of understanding with Utilities
Fitzpatrick	Pocket	0.30		
Foothills Community	Community	69.00		
Fortune, Shelia	Pocket	0.33	After 1/1/96	Donation
Greenleaf	Pocket	1.50		
Harlow Platts Community	Community	51.00		
Hickory	Pocket	1.70	After 1/1/96	MOU with Utilities
Hiram Fullen	Pocket	0.20		
Holiday	Pocket	1.10	After 1/1/96	Donation
Howard Hueston	Neighborhood	7.50		
Keewaydin Meadows	Pocket	4.00		
Lover's Hill	Pocket	0.30	After 1/1/96	MOU with Utilities
Martin	Neighborhood	8.40		
Meadow Glen	Pocket	2.50		
Melody	Pocket	1.20		
North Boulder	Neighborhood	12.60		
Olmsted	Neighborhood	5.00		
Palo Central / South	Pocket	3.10		
Palo East	Pocket	4.00		
Paio North	Pocket	2.80		

Park East	Neighborhood	16.00		
Parkside	Neighborhood	5.70		
Pineview	Pocket	1.80		
Salberg	Pocket	3.00		
Scott Carpenter Park	Neighborhood	21.00		
Shanahan Ridge	Pocket	3.40		
Skateboard Park	Recreational Facility	1.00		
Smith	Pocket	1.00		
Tantra	Neighborhood	15.50		
Tom Watson	Neighborhood	32.00	After 1/1/96	Lease
Valmont City Park	City	132.00	After 1/1/96	Bond & Permanent Parks and Recreation Fund
West Highland	Neighborhood	5.90		
Whittier	Pocket	1.50		
Wonderland Lake	Neighborhood	32.00		
<b>Total Parks</b>		<b>382.92</b>		
<b>Parks Acquired after 1/1/96</b>		<b>215.12</b>	<b>56.2%</b>	
<b>Undeveloped/Natural Lands</b>				
Area III	City	191.00	After 1/1/96	Lottery and Bond
Boulder Reservoir Natural Area	Natural Lands	700.00		
Coot Lake	Natural Lands			
Violet	Neighborhood	7.30		
Heatherwood	Neighborhood	5.00		
Kentucky	Neighborhood	9.00		
Maxwell Lake	Neighborhood	6.00		
Mesa Memorial	Pocket	1.73	After 1/1/96	Purchase
Natural Area / Habitat	Natural Lands			
Papinni	Community	77		
Sinton	Pocket	0.5		
17th & Boulder Creek Area	Natural Lands			
Tantra Environmental Area	Natural Lands	2.8		
West Boulder Creek Corridor Area	Natural Lands			
<b>Total Undeveloped</b>		<b>1000.33</b>		
<b>Recreation Centers &amp; Pools</b>				
East Boulder Community Center	Recreational Facility	n/a		
Knollwood Tennis Courts	Recreational Facility	n/a		
North Boulder Rec Center	Recreational Facility	n/a		
Scott Carpenter Pool	Recreational Facility	n/a		
South Boulder Rec Center	Recreational Facility	n/a		
Spruce Pool	Recreational Facility	n/a		
<b>Other</b>				
Andrews Arboretum	Other	0.7		
Boulder Reservoir Recreational Area	Recreational Facility	25		
Columbia Cemetary	Historic Facility	0		
Community Gardens	Other	1		
East Mapleton Ballfields	Recreational Facility	9		
Flatirons Golf Course	Recreational Facility	130		
Gerald Stazio Ballfields	Recreational Facility	22.5		

Haertling Sculpture Garden	Pocket	1.9		
Harbeck House	Cultural Facility	0		
Pearl Street Mall	Other	0		
Park Operations Facility	Maintenance Facility	0		
Pleasantview Fields	Recreational Facility	54		
Pottery Lab	Recreational Facility	1		
Tantra Maintenance Facility	Maintenance Facility			
<b>Total Other</b>		<b>245.1</b>		

Conservation expenditures include:

Administrative, including:

Fleet, Telephones, Uniforms

Visitor Services, including:

Education, Enforcement, Maintenance

Integrated Pest Management, including:

Planning, Monitoring, Mapping/GIS

Implementation, Policy Development

Wildlife Management, including:

Planning, Monitoring, Mapping/GIS

Policy Development

Implementation

Wetland Management, including:

Monitoring, Mapping/GIS

Implementation of IPM and Wildlife  
Management

Regulatory Compliance

Dog Parks, including:

Planning, Enforcement of Visitor Services

**LARGE PARCEL ACQUISITION PROJECT:**

<b>Project Funding Sources as originally Identified:</b>		<b>\$18,000,000</b>
Ballot Issue		2,400,000
Debt Service Savings (DSS)		1,400,000
Lottery		270,000 per yr/10 yrs
BMPA (debt service in Lottery)		

**Valmont City Park Acquisitions (as originally anticipated):**

Parcel	Size	Funding Source	Cost
Helgoth	11 acres	Bond	\$1,550,000
	5 acres	Non Bond	688,000
Marcue	2 acres	Bond	\$ 348,000
	3 acres	Non Bond	523,000
Leichner	12 acres	Bond	\$1,530,000
Schneider	24 acres	Bond	\$3,175,000
Hurricane Hill	1 acre	Bond	\$ 167,000
Perkins	1 acre	Bond	\$ 174,000
Fettig	20 acres	Bond	\$2,614,000
Wiehe	5 acres	Bond	\$ 871,000
O'Conner (Vaughan)	21 acres	Bond	\$2,696,000

**Summary of Fund Expenditures as originally anticipated:**

<b>Acquisitions:</b>		
Bond Funds	97 Acres	\$13,125,000
Non Bond Funds	8 Acres	\$ 1,211,000
<b>Support:</b>		
Bond Fund Infrastructure Development		\$ 4,100,000
DSS Relocation of City Facilities (reserve)		\$ 1,000,000

**Valmont City Park Acquisitions (1996-1998):**

Parcel	Size	Funding Source	Cost	Date Acquired
Helgoth	16.1949 acres	Bond	\$2,397,498	9/18/98
Marcue	4.90 acres	N/P Bond	\$ 963,575	4/29/99
Leichner	11.50 acres	Bond	\$1,516,546	12/20/96
Schneider	23.64 acres	Bond	\$3,093,031	2/19/97
		PPRF	1,000	
Hurricane Hill	.95 acres	Bond	\$ 166,256	12/16/96
Perkins	1.00 acres	DSS	\$ 210,067	12/15/98
Fettig	19.10 acres	Bond	\$2,533,133	1/22/97
Wiehe	3.54 acres	Bond	\$ 616,796	1/3/97
		DSS	254,400	
		PPRF	1,000	
O'Conner (Vaughan)	17.94 acres	Bond	\$2,371,590	1/17/97
	3.88 acres	DSS	514,226	

**Summary of Fund Expenditures (1996-Mar 1999):**

<b>Site Selection Process</b>	
PP&RF	\$ 18,167
DSS	\$ 1,124

Bond Acquisitions:		\$ 118,522
Bond Funds	92.86 Acres	\$12,694,850
N/P Project Funds	4.90 Acres	\$ 963,575
Debt Service Savings (DSS)	6.34 Acres	\$ 978,693
Permanent Park & Recreation Fund	0.00 Acres	\$ 2,000
General Support (demolition, fencing, haz mat studies Taxes, etc.)		\$ 55,984
Bond Funds (1997)		\$ 116,071
Bond Funds (1998)		\$ 2,979
Bond Funds (through March 1999)		
Planning		\$ 166,492
Bond Funds (1997)		\$ 147,897
Bond Funds (1998)		\$ 2,383
Bond Funds (through March 1999)		\$ 4,397
Debt Service Savings (DSS) (1997)		\$ 191
DSS 1998		
DSS 1999		
Site Development Bond (house repair, fencing, seeding, tree trim, etc.)		\$ 57,655

104.1 } 14,639,118

Area III. Acquisitions (1996-Jan 1999):

Parcel	Size	Funding Source	Cost	Date Acquired
Colp	8.66	Lottery	\$ 351,051	1/14/99
26 <sup>th</sup> & Violet, Assoc.	41 acres	Bond	\$ 105,000	1/7/97
		Lottery	\$ 669,056	
	37 acres	DSS	\$ 225,981	
		Lottery (BMPA)	\$ 990,000 <sup>1</sup>	
		Bond	\$ 5,000	
Moy/Bock	3 acres	Lottery	\$ 150,734	11/13/97
BLIP/Degge	70 acres	Lottery	\$ 500,000	11/12/98
		Lottery (BMPA)	\$1,250,000 <sup>2</sup>	
Degge	31 acres	Lottery	\$ 770,739	12/20/96
		Bond	\$ 5,000	

<sup>1</sup> \$134,509/yr January 1998 - January 2007  
<sup>2</sup> \$169,835/yr November 1999 - November 2008

Summary of Funding Source (actual as of 1/12/99):

Acquisitions:		
Bond Funds	4.68 acres	\$ 115,000
Non Bond Funds		
Lottery	176.71 acres	\$ 2,441,530 (cash)
		\$ 134,509/yr (98)
		\$ 304,344/yr (99-07)
		\$ 169,835/yr (08)
DSS	9.27 acres	\$ 225,981
Total Acquisition	190.66 acres	\$ 5,387,148
General Support:		
Bond Funds		\$ 2,296

Lottery Funds

\$ 1,900

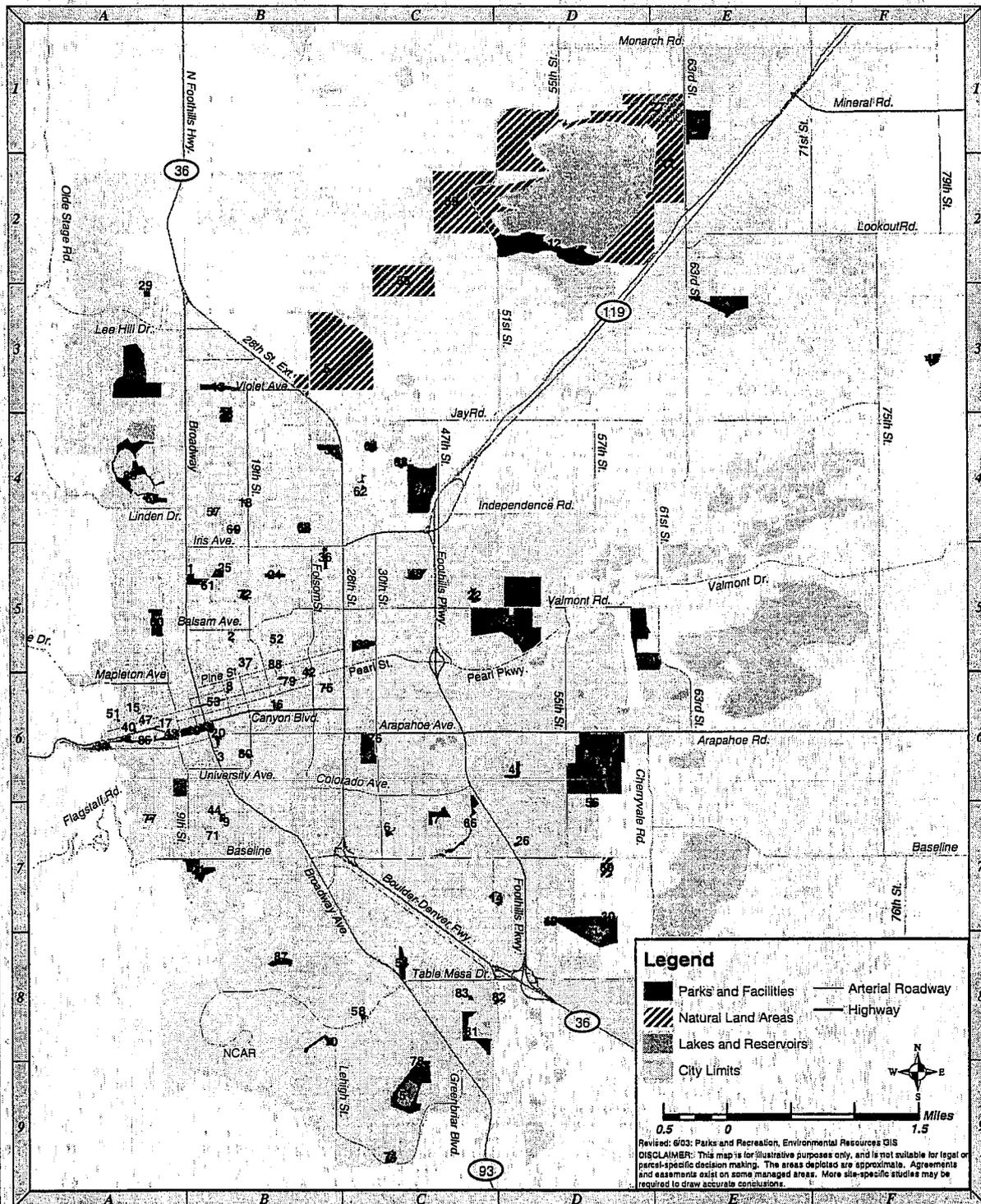
**SUMMARY OF LARGE PARCEL BOND FUND EXPENDITURES THROUGH MARCH 1999:**  
(includes Marcue acquisition of April 29, 1999)

Valmont Purchase	92.86 Acres	\$12,694,850
Area III Purchase	4.68 Acres	\$ 115,000
<b>Total Acquisition</b>	<b>99.00 Acres</b>	<b>\$12,809,850</b>
Site Selection Process		\$ 118,522
General Support		\$ 177,330
Planning		\$ 316,772
<b>Total Infrastructure</b>		<b>\$ 612,624</b>

MAP LOCATION	Parks & Recreation		GENERAL USE	P E S T R I C O M	P L A Y G R O U N D	S H E L T E R	P I C N I C	D O G P A R K	S W I M M I N G	B A S K E T B A L L	B A L L F I E L D S	T E N N I S	F I S H I N G	H I K I N G	S O C C E R	R T D
	PARK, FACILITY or AREA NAME	ADDRESS														
1) 5B	ADMINISTRATION OFFICES / IRS CENTER	3198 N. Broadway Ave	Main Department Offices													
2) 5B	ALPINE	17th & Alpine	Park													
3) 6B	ANDREWS ARBORETUM	Broadway & Marine St.	Arboretum													
4) 6D	ARAPAHOE RIDGE	Eisenhower Dr., S. of Arapahoe	Park													
5) 3B	AREA III	N. 26th St.	Undeveloped / Natural Lands													
6) 7C	ARROWWOOD	31st & Aurora	Park													
7) 7C	AURORA 7	38th & Aurora	Park													
8) 6B	BARKER	15th & Spruce	Park													
9) 7B	BEACH	12th & Euclid	Park													
10) 6B	BEAR CREEK	Lehigh & Table Mesa	Park													
11) 2D	BOULDER RESERVOIR NATURAL AREA	51st St., N. of Jay Rd.	Natural Lands													
12) 2D	BOULDER RESERVOIR RECREATIONAL AREA	51st St., N. of Jay Rd.	Marina, Beach													
13) 3B	VIOLET	17th & Violet Ave.	Undeveloped													
14) 7C	BURKE	Mohawk & Pawnee	Park													
15) 6A	CAMBELL ROBERTSON	5th & Mountainview	Park													
16) 6B	CANYON	21st & Canyon Blvd.	Park / Courts													
17) 6A	CANYON POINTE	Canyon & Walnut	Park													
18) 4B	CATALPA	Catalpa Wav, N. of Kalmia Ave.	Park													
19) 6B	CENTRAL MUNICIPAL COMPLEX	Canyon & Broadway Ave.	Park / City Offices													
20) 6B	CENTRAL PARK	13th & Canyon Blvd.	Park / Bandshell													
21) 7B	CHAUTAUQUA	900 Baseline Rd.	Park													
22) 5C	CHRISTIANSEN	3100 Kings Ridge Blvd.	Park													
23) 6A	COLUMBIA CEMETARY	9th & College	Historical Cemetary													
24) 5B	COLUMBINE	23rd & Glenwood	Park													
25) 5B	COMMUNITY GARDENS (Private Land)	15th & Hawthorne	Garden Plots													
26) 7D	HICKORY COMMUNITY GARDENS / TREE FARM	Hickory & Foothills Parkway	Park													
27) 1E	COOT LAKE	5600 63rd St.	Park / Natural Lands													
28) 3B	CRESTVIEW	17th & Sumac Ave.	Park													
29) 3A	DAKOTA RIDGE	Dakota Blvd. & 5th St.	Park													
30) 7D	EAST BOULDER COMMUNITY CENTER	5650 Sioux Dr.	Recreation Center													
31) 7D	EAST BOULDER COMMUNITY PARK	5650 Sioux Dr.	Park / Dog Park													
32) 5C	EAST MAPLETON BALLFIELDS	30th & Mapleton	Athletic Fields													
33) 3E	EATON	E. end of Nautilus Ct.	Park / Natural Lands													
34) 6A	EBEN G. FINE	3rd & Arapahoe Ave.	Park													
35) 4B	ELKS	3995 N. 28th	Park													
36) 5B	ELMERS TWO MILE	2700 Iris Ave.	Park													
37) 5B	FITZPATRICK	18th & Mapleton	Park													
38) 6D	FLATIRONS GOLF COURSE	5706 Arapahoe	Golf Course													
39) 3A	FOOTHILLS COMMUNITY	800 Cherry Ave.	Park / Office / Maintenance													
40) 6A	FORTUNE	4th & Canyon Blvd.	Park													
41) 5D	GERALD STAZIO BALLFIELDS	2445 Stazio	Athletic Fields													
42) 6B	GREENLEAF	Folsom & Pearl St.	Park / Courts													
43) 6A	HAERTLING SCULPTURE GARDEN	9th & Canyon Blvd.	Sculpture Park													
44) 7B	HARBECK HOUSE	1206 Euclid	Museum													
45) 9C	HARLOW PLATTS COMMUNITY PARK	Gillespie, S. of Grinnell	Park / Lake													
46) 3F	HEATHERWOOD	Heatherwood, E. of 75th	Undeveloped Park													
47) 6A	HIRAM FULLER	5th & Pearl St.	Park													
48) 5C	HOWARD HUESTON	34th St., S. of Iris Ave.	Park / Dog Park													
49) 7D	KEEWAYDIN MEADOWS	Manhattan & Sloux	Park													
50) 7D	KENTUCKY	5500 Baseline Rd.	Undeveloped / Natural Lands													
51) 6A	KNOLLWOOD	4th & Spruce	Tennis Courts													
52) 5B	LOVER'S HILL	22nd & Bluff	Park													
53) 6B	MALL - PEARL STREET	Pearl St., 11th to 15th St.	Outdoor Mall													
54) 6C	MARTIN	35th & Eastman	Park													
55) 4A	MAXWELL LAKE	Linden Park Dr. N. of Linden	Undeveloped Park													
56) 7D	MEADOW GLEN	Pennsylvania Ave., E. of 55th	Park													
57) 4B	MELODY	16th & Kinwood	Park													
58) 8C	MESA MEMORIAL	Table Mesa & Yale	Undeveloped Park													
59) 2C	NATURAL AREA / HABITAT	N. 51st St.	Natural Lands													
60) 5A	NORTH BOULDER	9th & Dellwood	Park													
61) 5B	NORTH BOULDER REC. CENTER / OLMSTED	Broadway Ave. & Forest	Recreation Center / Park													
62) 4C	PALO CENTRAL / SOUTH	Palo Prkwy & Paseo del Prado	Park													
63) 4C	PALO EAST	Comiente Pl. & Campo Ct.	Park													
64) 4C	PALO NORTH	30th & Redwood	Park													
65) 2C	PAPINNI	Kelso Rd. W. of 51st St.	Natural Lands													
66) 7C	PARK EAST	Aurora & Mohawk	Greenway / Park													
67) 5D	PARK OPERATIONS FACILITY	E. end of Old Pearl St.	Office / Maintenance													
68) 4B	PARKSIDE	25th & Kalmia Ave.	Park													
69) 4B	PINEVIEW	Cloverleaf, S. of Kalmia Ave.	Park													
70) 4C	PLEASANTVIEW FIELDS	3805 47th St.	Athletic Fields													
71) 7B	POTTERY LAB	1010 Aurora	Pottery													
72) 5B	SALBERG	3045 19th St.	Park													
73) 6C	SCOTT CARPENTER PARK/POOL	30th & Arapahoe	Park / Pool													
74) 3C	SHANAHAN RIDGE	Lehigh & Greenbarr	Park													
75) 6B	SINTON	26th & Walnut	Undeveloped													
76) 8C	SKATEBOARD PARK	30th & Arapahoe	Skateboard Park													
77) 7A	SMITH	Gilbert & Cleveland	Park													
78) 5C	SOUTH BOULDER RECREATION CENTER	1380 Gillespie	Recreation Center													
79) 6B	SPRUCE POOL	21st & Spruce	Pool													
80) 6B	17th & BOULDER CREEK AREA	17th & Boulder Creek	Memorial Areas (2)													
81) 8C	TANTRA	48th & Hanover	Park													
82) 8C	TANTRA ENVIRONMENTAL PARK	Tantra Dr. & Moorhead Circle	Natural Lands													
83) 8C	TANTRA MAINTENANCE FACILITY	Tantra Dr.	Office / Maintenance													
84) 5D	VALMONT CITY PARK	Valmont Rd. & Airport Rd.	Park / Dog Park													
85) 1E	TOM WATSON	6180 N. 63rd St.	Park / Courts / Ballfields													
86) 6A	WEST BOULDER CREEK CORRIDOR AREA	Canyon Blvd. 4th St. - 9th St.	Greenways													
87) 8B	WEST HIGHLAND	W. end of Dartmouth	Park													
88) 5B	WHITTIER	21st & Spruce	Schoolgrounds / Park													
89) 4A	WONDERLAND LAKE	Poplar Ave. W. of Broadway	Park													

5-6/2003

# City of Boulder Parks and Recreation Property and Management Area Map



## Parks and Recreation Main Facility Phone Numbers

Iris Center / Main Office and Administration	(1)	303-413-7200	3198 Broadway Ave.
North Boulder Recreation Center	(61)	303-413-7273	3170 Broadway Ave.
East Boulder Community Center	(30)	303-441-4400	5660 Sioux Dr.
South Boulder Recreation Center	(78)	303-441-3448	1360 Gillespie Dr.
Boulder Reservoir Regional Park	(12)	303-441-3461	5565 N. 51st St.

# DRAFT

DRAFT				
<b>City of Boulder</b>				
<b>Parks and Recreation</b>				
<b>Park sites acquired since 1/1/1996</b>				
<b>Site</b>	<b>Acreage</b>	<b>Park</b>	<b>Acquisition Method</b>	<b>Renovation Work and Other Information</b>
Valmont	132	City	Bond & Permanent Parks and Recreation Fund	Verifying park acreage
Area III	191	City	Lottery and Bond	
Tom Watson	32	Neighborhood	Lease	Renovation of park facilities, including Playground
Eaton	23	Neighborhood	Donation	
Elks Site	7.9	Neighborhood	Purchase	
Elmer's Two Mile	4	Pocket	Memorandum of Understanding with Utilities	
Mesa Memorial	1.7	Pocket	Purchase	
Dakota Ridge	3.1	Pocket	Donation	
Hickory	1.3	Pocket	MOU with Utilities	
Holiday	1.1	Pocket	Donation	Owned by Boulder Housing Partners. MOU for right of way development. \$200,000 paid to Boulder Housing Partners for share of infrastructure costs.
Alpine	0.28	Pocket	Purchase	
Lovers' Hill	0.2	Pocket	MOU with Utilities	
Eben G. Fine East	0.5	Neighborhood	MOU with Utilities	
Sheila Fortune	0.33	Pocket	Donation	
Baseline Middle School		Neighborhood	Joint Use Agreement with Boulder Valley School District	Renovation of basketball and tennis courts
	398.41			

5/16/06  
From James Reisor  
PTR

**BOULDER CITY COUNCIL MEETING  
MUNICIPAL BUILDING  
BROADWAY AND CANYON BOULEVARD**

July 11, 1995

6:00 p.m.

**AGENDA**

COUNCIL AGENDA MATI  
DATE 7/11/95

1. CALL TO ORDER AND ROLL CALL
2. CITIZEN PARTICIPATION

This period is scheduled to begin at 6:00 p.m. and is normally limited to 45 minutes. Citizens may address any city business for which a public hearing is not scheduled later in the meeting. NOTE: During citizen participation, public comment and scheduled public hearings, each speaker is limited to 3 minutes.

3. APPROVAL OF MINUTES

- A. Approval of the City Council meeting minutes of June 13, 1995.
- B. Approval of the City Council meeting minutes of June 20, 1995.
- C. Approval of the City Council meeting minutes of June 27, 1995.

4. MATTERS FROM THE CITY MANAGER:

5. MATTERS FROM THE CITY ATTORNEY:

6. MAYOR AND MEMBERS OF COUNCIL:

- A. Presentation by the Colorado Municipal League of the 1995 Municipal Innovative Program Award to the City of Boulder for the Youth Opportunities Grant Program and the Youth Opportunities Advisory Board.

7. PUBLIC COMMENT

This period is scheduled for a maximum of 15 minutes to allow public comment on any motions made by the Council prior to Final Decisions.

8. FINAL DECISIONS

Action on motions made during Matters from City Manager, Matters from City Attorney, and Mayor and Members of Council.

ORDER OF BUSINESS

9. Continuation of the second reading of Ordinance No. 5715 to annex and zone to LR-D (Low Density Residential - Developing) a 2.5 acre parcel located at 4051 Broadway.

Applicant/Owners: John and Catherine Stephens

authorizing a Lease/Purchase Agreement for the purchase of 76.83 acres of vacant land, located on the east and west side of South 66th Street and north of Coal Creek Drive, including all mineral rights, from Mesa Sand and Gravel, Inc. The motion carried: 8-0. Havlick absent.

21. **INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN ORDINANCE AMENDING SECTION 9-3.1-1, B.R.C. 1981, RESTORING DRIVE-IN USES TO THE USE REVIEW CATEGORY IN THE RB-D ZONING DISTRICT.**

Councilmember Appelbaum moved, seconded by Greenlee, to order published by title only Ordinance No. 5738 amending Section 9-3.1-1, B.R.C. 1981, restoring drive-in uses to the Use Review category in the RB-D zoning district. The motion carried: 8-0. Havlick absent.

22. **INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY TWO ORDINANCES RELATED TO PLACING A SALES TAX INCREASE AND BONDING AUTHORITY ON THE NOVEMBER 7, 1995 CITY OF BOULDER GENERAL ELECTION BALLOT FOR PARK LAND ACQUISITION FOR PASSIVE AND ACTIVE RECREATIONAL USES, PARK AND RECREATIONAL DEVELOPMENT, RENOVATION AND REFURBISHMENT;**

- A. **AN ORDINANCE PLACING A .19 % SALES TAX INCREASE AND BONDING AUTHORITY FOR LAND ACQUISITION FOR AN AMOUNT NOT EXCEEDING \$15,400,000.00 AND;**
- B. **AN ORDINANCE PLACING A .25 % SALES TAX INCREASE AND BONDING AUTHORITY FOR LAND ACQUISITION FOR AN AMOUNT NOT EXCEEDING \$29,400,000.00.**

**B.J. Miller:** Asked if the mountain park land mentioned in this ordinance is the same mountain park land that has been discussed with Commissioner Stewart as land where wildlife corridors could be preserved by development restrictions that would be effective.

**Allyn Feinberg:** If it is the same land, she said it was described to Council as being a significant wildlife corridor connection to areas to the west. It sounded as though there were wildlife values to be preserved, and she asked if this would fit into the mountain park mission. If it does not, are there alternative ways of protecting those values without putting it in the mountain park system?

**Sally Martin:** Asked what the public support is likely to be from the Parks Department and the Parks and Recreation Advisory Board's perspective.

**Tad Kline:**

1. Stated that the City may or may not be able to do what it sets out to do, or the master plan may come up contradictory to the purchase planning through the ordinance. He was interested in knowing what the escape valves were in terms of not enacting a percentage of the tax. He asked what types of procedures were being envisioned.
2. He stressed the importance of readability of the ballot language. He said the language was fairly long, and suggested possibly putting in some paragraph breaks.

**Matt Appelbaum:**

1. Indicated that there were a lot of questions on the large parcel that need to be answered; what its use would be, how it might or might not get developed, whether its location would determine how it would get developed, and whether a large park would pay its fair share of the cost of growth.
2. He questioned how specific the ballot title needed to be. He said there were numbers in the language such as "up to 10 acres of X and 16 acres of Y, and four pools". He questioned whether this was a wise thing to do. The "up to" allows for some flexibility, however, he did not want to be in a position where if some nice pocket park came along and the 10 acres had already been reached, the City would be unable to make the purchase with this money.
3. Requested some language available for a possible amendment switching it so that the large parcel in not in the lower valued ballot item, but the entire large parcel is a ballot item by itself.
4. Asked if there was some language that could be used which essentially states that if it does not make sense to purchase the parcel, the tax would not be raised.

**Allyn Feinberg:**

1. Indicated that there was not a lot of information about the pool improvements. She requested more information on the priority and the need.
2. She asked for input on the discussion that led to the amount and need for new recreation facilities.
3. Noted that, renovation, refurbishment, maintenance and major improvements are all listed in the ballot title. She said it would be useful to have a better understanding of the distinction among the different categories.

**Sally Martin:** Voiced concern that this is not being discussed in the context of addressing all of the different needs in the City with the available land that is becoming less all of the time. She asked if

it were possible to bring together other available funds with park funds, in meeting more of the City's goals, such as affordable housing.

**B.J. Miller:** Agreed that it would be more beneficial to leave out as many numbers as possible in the ballot title. She was interested in the possibility of reducing some of the refurbishing items to reduce the .25 to the lower number, but to not take out the option for the smaller, more expensive piece of land. She voiced concern that the current ballot language does not really address what the issue is, which is do people want a larger, less expensive park out on the fringes of the City, or do people want a smaller, more expensive park in a more central location.

**Bob Greenlee:** Asked if there was any way that the continuing O & M costs could be determined on these projects beyond 2016.

**Matt Appelbaum:** In calculating the bond repayments and the amount of money this will raise, he asked what is used for the sales tax incremental take.

**Leslie Durgin:** Requested clarification on what happens if both options go on the ballot, and both pass.

Mr. de Raismes said there would only be problem if there is a conflict. This has been set up so that it is not a conflict. If the larger bond issue passes, it is implemented. The smaller bond issue then does not count, even if it passes as well. In his view, under Amendment 1, so long as it is done by a vote of the people, it is a revenue change and therefore sustainable.

Councilmember Appelbaum moved, seconded by Feinberg, to order published by title only Ordinance Nos. 5739 and 5740 related to placing a sales tax increase and bonding authority on the November 7, 1995 City of Boulder General Election ballot for park land acquisition for passive and active recreational uses, park and recreational development, renovation and refurbishment.

Mr. de Raismes noted the following changes:

Ordinance 5739: 1) Tax question b(2) delete "up to \$1,545,742 annually."; 2) Tax question b(3) add "city owned" before "historical" and delete the words "in parks".

Ordinance 5740: 1) Tax question b(2) delete "up to \$2,950,961 annually, and"; 2) Tax question b(3) add "city owned" before "historical" and delete the words "in parks".

Vote was taken on the motion to order published by title only Ordinance Nos. 5739 and 5740 related to placing a sales tax increase and bonding authority on the November 7, 1995 City of Boulder General Election ballot for park land acquisition for passive and active recreational uses, park and recreational development, renovation and refurbishment. The motion carried: 8-0. Havlick absent.

#### COMMUNITY ENVIRONMENTAL ASSESSMENT PROCESS ITEMS

## Bob Eichem - Re: Lottery Funding and Impacts to P & R's Budget

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**From:** Ariel Calonne  
**To:** Eichem, Bob; Reasor, James  
**Date:** 5/11/2006 10:51 AM  
**Subject:** Re: Lottery Funding and Impacts to P & R's Budget  
**CC:** Bruno, Frank; Geden, Jan; Grainger, Stephanie; McGuire, Kathy; Patton, Mike; Wheeler, Delani

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Thanks for your excellent and prompt help!!

Ariel Pierre Calonne  
 City Attorney, Boulder  
 303.441.3020

>>> James Reasor Thursday, May 11, 2006 9:52:39 AM >>>

Ariel,

I want to thank you for finding time to help us with this question. As Jan mentioned, if this appears to be a feasible option, we would like to be able to provide a verbal update to Council at our May 23rd Study Session.

From casual conversations with Lottery compliance staff, my understanding is that the State's Department of Local Affairs is not concerned with how we choose to fund our non-state budget items. Their concern is that all Lottery Funds are expended appropriately as detailed by the Statute that you included within your e-mail. I doubt it is a legal issue, but we need to be cautious with how we communicate this proposal. We can not expend Lottery Funds to operate recreation facilities, so we should try to avoid creating that direct perception.

→ Option number two is our preference. Given the considerable attention and concern regarding the .25 Cent Sales Tax, we believe it is important to ensure that all the expenditures remain within the fund. What happens in the .25 Cent stays in the .25 Cent should apply here.

Whether we have "addressed" the requirements of the .25 Cent Sales Tax have been discussed and evaluated extensively within Parks and Recreation. A preliminary analysis examined the ballot language, expenditures to date and background materials presented in conjunction with the ballot. We also focused on the "other Parks and Recreation" language to determine the magnitude and appropriateness of those expenditures.

In most categories, it appears that we have met the minimum requirements of the ballot. However, due to extenuating or unforeseen circumstances that have occurred since the tax's approval, a couple of categories will require additional research, analysis and the potential need for additional legal opinions. We can discuss these when we meet, but they are focused on two major areas:

1. The scarcity of both suitable and sizable land in Boulder resulted in the department purchasing less land than anticipated. In response, the department acquired some park sites in other manners, including donation, lease, Inter-governmental agreements, Memorandums of Understanding and Joint Use Agreements. A staff analysis found that total park acreage acquired, through all means, met the requirements of the ballot measure. Many

of these sites did not involve a direct payment for the land, but the department did spend considerable funds to enhance the sites (new playgrounds, irrigation, tennis/basketball courts, etc...).

2. The Mountain Parks merger with Open Space complicated the funding for both departments. The .25 Cent Sales Tax includes several components for Mountain Parks. When the merger occurred, the decision was made to retain all .25 Cent funding for P & R. A corresponding reduction in P & R's General Fund allocation was calculated and subsequently transferred to Open Space to maintain the Mountain Parks system.

Based on suggestions from some Council Members, Bob Eichen and Finance are currently conducting an independent (from P & R) evaluation and analysis of the fund's use since inception. Bob can provide clarification, but my understanding is that he is looking to wrap up the preliminary review this month.

To assist Ariel, I will forward any documents that we have related to the Council discussions in 1995.

Thanks,  
Jim

>>> Ariel Calonne 05/10 7:46 PM >>>  
Hi all:

I appreciated Jan's phone call alerting me to Jim's forthcoming email (which was the first I had heard of any of this), but the fact is that I have not been able to review this in the 25 hours between Jim's email and Frank's Heads Up email going out. I don't really feel like I need any excuse, but Monday, Tuesday, and Wednesday have been jam-packed with agenda related work. In sum, I am not sure why this needed to be rushed as it was, and I may or may not be able to support one or both of the options.

I am sitting at the OSBT meeting right now; this matter has been added onto their agenda without notice (legally however, and Mike has done a great job with the board — we'll see where they come out). All in all, I cannot understand why this matter had to be undertaken so fast and hard. Having explained how odd this seems to me, I'd like to get together with Jim and Bob ASAP to go over the tax issues.

My abbreviated research thus far, and preliminary analysis, follows.

Lottery funds are restricted by state law to specific purposes. The funds, "shall be expended only for the acquisition, development, and maintenance of new conservation sites or for capital improvements or maintenance for recreational purposes on any public site." §29-21-101(4), C.R.S. Minor use for audits may be permissible. Attorney General's Opinion 04-2. Presumably, Jim's proposals are aimed at substituting **state** dedicated lottery capital funds for **city** dedicated capital sales tax funds, and in turn using city sales tax funds for the Recreation Activity Fund. Having said that, I do not immediately see a legal difference between 1 & 2. Perhaps Jim can clarify. 2 probably "looks and feels" better in that the money stays in the \$0.25 fund.

There is initially a state law question — can the lottery funds be substituted in this manner? The effect of this action is clearly to use lottery funds to free up previously dedicated local capital money for other purposes. I will need to do in depth research on the lottery fund law to reach a conclusion on this.

As to our local law issue, the tax ordinance (and ballot measure) say that:

3-2-39 Earmarked Revenues.

(g) From January 1, 1996 through December 31, 2015, the amount of the sales and use tax revenue attributable to the levy and collection of 0.25 percent of sales and use tax approved by the electors in November, 1995, shall be set aside in a separate fund and pledged for the payment of the principal, interest, and premium, if any, on the park bonds concurrently approved by the electors, and then for: development, operation, and maintenance of the land and improvements purchased or constructed with the proceeds of the bonds; renovation and refurbishment or replacement of four pools; renovation and replacement of recreation facilities, playgrounds, mountain park trails, and the civic park complex; improvements to recreation centers and development of new recreation projects to be determined in the future through the master planning process by the City Council; maintenance of the community park site in north Boulder; development of a mountain parks environmental education program; and for renovation of city-owned historical and cultural facilities; **with the remainder being dedicated for parks and recreation purposes.**

3-2-39(g) lays out how you can spend the \$0.25 tax funds. What we have to be able to conclude is that all of the purposes ahead of "parks and recreation purposes" have been addressed. I use the term "addressed" intentionally, aware of its ambiguity, because I am not sure whether all of the purposes listed ahead of it must be fulfilled in totality before there is a "remainder" to be dedicated to more general P&R purposes. I am more inclined to opine that there is flexibility to find a "remainder" for general P&R purposes so long as each of the preceding purposes has been addressed **to some degree** rather than **in totality**. Before I reach a conclusion, I will need to review our previous work as well as the Council reports from 1995 associated with the ballot measure. If Jim has that material, it would greatly expedite my work.

Sincerely and respectfully,

Ariel Pierre Calonne  
City Attorney, Boulder  
303.441.3020

>>> James Reasor Tuesday, May 09, 2006 2:24 PM >>>

Parks and Recreation, Open Space/Mountain Parks and Tributary Greenways share the State of Colorado's Conservation Trust Fund (Lottery) revenue. The current fund sharing agreement was approved in 2001 by the Open Space Board of Trustees and the Parks and Recreation Advisory Board and covers the period from 2002 to 2008.

Open Space has suggested that they would be willing to allocate their 2007 and 2008 Lottery Funds to Parks and Recreation. For Parks and Recreation, the additional Lottery funds would add approximately \$320,000 to the 2007 and \$340,000 to the 2008 budget.

This proposal adds flexibility and provides potential solutions for the 2007 Parks and Recreation budget. As background, a preliminary budget reduction of \$300,000 for the Recreation Activity Fund (RAF) was identified in December 2005 and the concern was presented to City Council as a key issue for 2006.

By utilizing additional Lottery Funds, the department could free up monies allocated within its other funds to resolve some of its pending budget concerns. This scenario would allow the department to increase capital renovation and refurbishment funding within the Lottery Fund. The department's .25 Cent Sales Tax Fund renovation and refurbishment budget could then be lowered slightly to offset the additional Lottery Funds. These changes would result in a higher .25 Cent Sales Tax Fund balance.

The increased .25 Cent Sales Tax Fund balance could be utilized to increase park maintenance funding, as well as to absorb the RAF's budget shortfall.

Two options have been identified for resolving the RAF's 2007 budget deficit:

1. A one-time transfer from Parks and Recreation's dedicated .25 Cent Sales Tax Fund to the Recreation Activity Fund.
2. For 2007 only, funding a Recreation Activity Fund (RAF) program(s) within the .25 Cent Sales Tax Fund. The program(s) would have to have a budget equal to the anticipated budget shortfall.

We are requesting that the City Attorney's Office review the ballot language and ordinance related to the .25 Cent Sales Tax and provide a legal opinion regarding the legality of the two options. The ballot language was written with many restrictions in place, as well as to provide operating flexibility. The ballot language and accompanying materials are attached to this message. Frank has requested that we provide an answer by tomorrow, Wednesday, May 10th.

Please contact me with any concerns and/or questions.  
Thanks,

Jim Reasor  
Business and Financial Manager  
City of Boulder, Parks and Recreation  
303-413-7253  
[ReasorJ@ci.boulder.co.us](mailto:ReasorJ@ci.boulder.co.us)

# Expenditure Summaries

**Non-Project:**

1996

Category	Descp	Amount	CAFR
Other		50,570.00	To tie to CAFR
Conservation	Conservation	118,786.00	
Conservation		118,786.00	
Debt Svc	Parks Acquistion series	0.00	0 Debt Svc
Parks & Forestry - Mtnce		0.00	
<b>Projects:</b>			
Civic Center Complex	Civic Park	27,668.00	
Development Total		0.00	
Historical & Cultural	Hist & Cult	13,114.00	
R&R Rec Facilities	Pools	54,812.00	
R&R Rec Facilities	New Recreation Facilities	592,007.00	
R&R Rec Facilities	Recreation Facilities R&R	430,043.00	
R&R Rec Facilities - Total		1,076,862.00	
R&R Urban Parks - Total		0.00	
Total Projects		1,117,644.00	
Grants	Other	0.00	1287 Recreational
Total Expenditures		1,287,000.00	1287 Total
	Check Figure	1,287,000.00	

BFS detail not available; used extant detail provided by P&R

**Non-Project:**

1997

Category	OCA	OCA Descp	Amount	CAFR
Admin	118700	Admin Div	14,621.50	
Admin	118702	Admin Support Svcs	62,660.56	
Admin	118703	Admin Computer Sup	29,048.10	
<b>Admin</b>			<b>106,330.16</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnce</b>	<b>0.00</b>	
Conservation	118629	Environmental Education	93,712.22	
Conservation	118623	Mountain Park Admin	55,041.93	
Conservation	118628	Ops & Mtnce	85,690.93	
Conservation	118626	Ranger Services	16,962.12	
Conservation	118630	Wildland Fire	15,103.83	
<b>Conservation</b>			<b>266,511.03</b>	
<b>Debt Svc</b>	<b>118000</b>	<b>Parks Acquisition series</b>	<b>2,321,789.33</b>	<b>2322 Debt Svc</b>
Parks & Forestry - Mtnce	118322	Tree Pruning	4,685.00	
Parks & Forestry - Mtnce	118323	Hazard Tree Removal	6,143.65	
Parks & Forestry - Mtnce	118636	City Parks Ops & Mtnce	3,072.43	
<b>Parks &amp; Forestry - Mtnce</b>			<b>13,901.08</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>78,398.83</b>	
Development - Existing	100002	Community Park N.B.	163,784.80	
Development - Existing	100000	PV Fields	234,333.74	
Development - Existing	100004	Stazio Fields	551.00	
Development - Existing	100012	Neighborhood Parks	0.00	
Development - Existing	100010	Boulder Creek/Shanahan/Palo	58,722.56	
Development - Existing	100011	Pocket Park Dev	1,412.12	
Development - New	2	Valmont	999,004.16	
<b>Development Total</b>			<b>1,457,808.38</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>50,000.00</b>	
R&R Rec Facilities	100014	Pools	77,682.20	
R&R Rec Facilities	100015	NBRC & SBRC	0.00	
R&R Rec Facilities	100016	Stazio Mtnce	190,911.47	
R&R Rec Facilities	100019	Nature Center	78,776.92	
R&R Rec Facilities	100033	Spruce Pool	0.00	
R&R Rec Facilities	600007	FAM Funding	0.00	
R&R Rec Facilities	100015	Recreation Facilities R&R	92,273.21	
R&R Rec Facilities	100020	Platform Tennis	108.58	
R&R Rec Facilities	600011	Parking Lots	39,379.95	
R&R Rec Facilities	850001	Center & Pool Analysis	69,664.10	
<b>R&amp;R Rec Facilities - Total</b>			<b>548,796.43</b>	
R&R Urban Parks	100008	Urban Parks R&R	37,942.75	
R&R Urban Parks	600003	Urban Parks R&R	59.00	
R&R Urban Parks	600004	Arrowwood Playground	29,878.42	
R&R Urban Parks	600005	Harlow Platts Drng	6.50	
R&R Urban Parks	600010	Martin Pk Irrig	7,588.93	
<b>R&amp;R Urban Parks - Total</b>			<b>75,475.60</b>	
Total Projects			2,210,479.24	
		Windy Gap Loan	150,000.00	<b>150 Transfers</b>
			0.00	
				<b>2597 Recreational</b>
Grants		Other	0.00	
<b>Grants &amp; Donations</b>			<b>0.00</b>	
Total Expenditures			5,069,010.84	<b>5069 Total</b>
<b>Total Less Grants</b>			<b>5,069,010.84</b>	
		Check Figure	5,069,010.84	

Non-Project:

1998

Category	OCA	OCA Descp	Amount	CAFR
Admin	118700	Admin Div	2,418.17	
Admin	118702	Admin Support Svcs	121,315.88	
Admin	118703	Admin Computer Sup	1,955.31	
Admin	118000	Cost Allocation	159,665.00	160 Transfers
<b>Admin</b>			<b>285,354.36</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnce</b>	<b>35,032.71</b>	
Conservation	118629	Environmental Education	81,345.19	
Conservation	118623	Mountain Park Admin	73,767.32	
Conservation	600035	Mountain Park Admin - Project	3,900.00	
Conservation	118628	Ops & Mtnce	101,279.72	
Conservation	118626	Ranger Services	9,853.34	
Conservation	118630	Wildland Fire	15,000.00	
<b>Conservation</b>			<b>285,145.57</b>	
<b>Debt Svc</b>	<b>118000</b>	<b>Parks Acquistion series</b>	<b>2,464,697.54</b>	<b>2465 Debt Svc - Interest</b>
Parks & Forestry - Mtnce	118322	Tree Pruning	28,112.00	
Parks & Forestry - Mtnce	118632	Backflow Upgrades	36,211.88	
Parks & Forestry - Mtnce	118635	Watson Park	84,096.22	
Parks & Forestry - Mtnce	118636	City Parks Ops & Mtnce	84,285.67	
<b>Parks &amp; Forestry - Mtnce</b>			<b>232,705.77</b>	
Planning	118707	Project Planning & Design	0.00	
<b>Planning</b>			<b>0.00</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>3,290.15</b>	
Development - Existing	100002	Community Park N.B.	48,006.51	
Development - Existing	100000	PV Fields	1,401.78	
Development - Existing	100004	Stazio Fields	15,666.73	
Development - Existing	100012	Neighborhood Parks	5,030.27	
Development - Existing	100010	Boulder Creek/Shanahan/Palo	159,332.96	
Development - Existing	100011	Pocket Park Dev	79.13	
Development - Existing	100022	Bradfield	68,467.33	
Development - Existing	100023	Blue Sky Hill	4,476.85	
Development - Existing	100024	Iris Hollow	8,073.25	
Development - New	2	Valmont	209,158.12	
<b>Development Total</b>			<b>519,692.93</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>3,298.50</b>	
R&R Rec Facilities	100014	Pools	1,209.78	
R&R Rec Facilities	100015	NBRC & SBRC	0.00	
R&R Rec Facilities	600007	FAM Funding	775,919.69	
R&R Rec Facilities	100015	Recreation Facilities R&R	1,681,532.03	
R&R Rec Facilities	600011	Pkg Lot Resurface	13,870.05	
R&R Rec Facilities	804801	Tennis Court - OCA	43,082.06	
R&R Rec Facilities	100025	Skate Facility	3,308.17	
<b>R&amp;R Rec Facilities - Total</b>			<b>2,518,921.78</b>	
R&R Urban Parks	100008	Urban Parks R&R	209.39	
R&R Urban Parks	600003	Urban Parks R&R	55,256.36	
R&R Urban Parks	600004	Arrowwood Playground	103,454.12	
R&R Urban Parks	600010	Martin Pk Irrig	60,785.39	
<b>R&amp;R Urban Parks - Total</b>			<b>219,705.26</b>	
<b>Total Projects</b>			<b>3,264,908.62</b>	
		Windy Gap Loan	26,400.64	
		I/F Loan	(26,400.64)	0
				<b>3943 Recreational</b>
Grants		Other	0.00	
<b>Grants &amp; Donations</b>			<b>0.00</b>	
<b>Total Expenditures</b>			<b>6,567,844.57</b>	<b>6568 Total</b>
<b>Total Less Grants</b>			<b>6,567,844.57</b>	
		Check Figure	6,567,844.57	

Non-Project:

1999

Category	OCA	OCA Descp	Amount	CAFR
Admin	118700	Admin Div	(1,846.18)	
Admin	118702	Admin Support Svcs	127,437.15	
Admin	118705	Community Relations	51,372.99	
Admin	118709	Cost Allocation	100,714.00	101 Transfers
<b>Admin</b>			<b>277,677.96</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnce</b>	<b>57,803.84</b>	
Conservation	118629	Environmental Education	96,810.13	
Conservation	118623	Mountain Park Admin	81,468.85	
Conservation	118628	Ops & Mtnce	140,673.64	
Conservation	118630	Wildland Fire	15,015.78	
<b>Conservation</b>			<b>333,968.40</b>	
<b>Debt Svc</b>	<b>118000</b>	<b>Parks Acquisition series</b>	<b>1,036,419.91</b>	1043 Debt Svc - Interest
Parks & Forestry - Mtnce	118632	Backflow Upgrades	28,197.61	
Parks & Forestry - Mtnce	118635	Watson Park	67,999.16	
Parks & Forestry - Mtnce	118636	City Parks Ops & Mtnce	208,712.42	
Parks & Forestry - Mtnce	118639	Irrigation	852.29	
<b>Parks &amp; Forestry - Mtnce</b>			<b>305,761.48</b>	
Planning	118707	Project Planning & Design	213,292.68	
Planning	999990	Project Planning & Design	37,478.60	
<b>Planning</b>			<b>250,771.28</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>60,325.02</b>	
Development - Existing	100002	Community Park N.B.	949,521.36	
Development - Existing	100004	Stazio Fields	14,492.72	
Development - Existing	100012	Neighborhood Parks	3,316.96	
Development - Existing	100010	East Palo Park	8.70	
Development - Existing	100017	Scott Playground	1,350.06	
Development - Existing	100022	Bradfield	440,212.59	
Development - Existing	100023	Blue Sky Hill	8,413.84	
Development - Existing	100024	Iris Hollow	11,769.10	
Development - Existing	100027	Burke Park	1,123.23	
Development - Existing	100029	Baseline Middle School	7,254.19	
Development - New		2 Valmont	278,886.00	
<b>Development Total</b>			<b>1,716,348.75</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>52,036.95</b>	
R&R Rec Facilities	100026	Reservoir Impvt	113,538.56	
R&R Rec Facilities	100014	Pools	2,338.66	
R&R Rec Facilities	100015	NBRC & SBRC	233,397.88	
R&R Rec Facilities	600000	FAM Funding	0.00	
R&R Rec Facilities	600007	Recreation Facilities R&R	581,571.58	
R&R Rec Facilities	804801	Tennis Court - OCA	81,993.15	
R&R Rec Facilities	100025	Skate Facility	94,169.57	
<b>R&amp;R Rec Facilities - Total</b>			<b>1,107,009.40</b>	
R&R Urban Parks	600003	Urban Parks R&R	10.49	
R&R Urban Parks	600004	Arrowwood Playground	8.70	
<b>R&amp;R Urban Parks - Total</b>			<b>19.19</b>	
Total Projects			2,935,739.31	4202 Recreational
		Windy Gap Loan	26,400.64	
		Teahouse I/F Loan	(20,047.16)	
		GO Refunding	22,417,365.55	22417 Refunding
Grants		Other	140,673.91	
<b>Grants &amp; Donations</b>			<b>140,673.91</b>	
Total Expenditures			27,762,535.12	27763 Total
<b>Total Less Grants</b>			<b>27,621,861.21</b>	
		Check Figure	27,762,535.12	

Non-Project:

2000

Category	OCA	OCA Descp	Amount	CAFR
Admin	118700	Admin Div	270.31	
Admin	118702	Admin Support Svcs	155,882.52	
Admin	118705	Community Relations	60,518.04	
Admin	118709	Cost Allocation	162,037.64	121 Transfers
<b>Admin</b>			<b>378,708.51</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnc</b>	<b>67,169.65</b>	
Conservation	118629	Environmental Education	101,158.98	
Conservation	118623	Mountain Park Admin	104,711.81	
Conservation	118628	Ops & Mtnc	109,466.23	
Conservation	118630	Wildland Fire	2,301.71	
<b>Conservation</b>			<b>317,638.73</b>	
<b>Debt Svc</b>	<b>118708</b>	<b>Debt Svc</b>	<b>0.00</b>	<b>5 Debt Svc</b>
Parks & Forestry - Mtnc	118321	Forestry Svcs	91,043.09	
Parks & Forestry - Mtnc	118635	Watson Park	56,059.04	
Parks & Forestry - Mtnc	118636	City Parks Ops & Mtnc	91,939.96	
Parks & Forestry - Mtnc	118639	Irrigation	104.00	
<b>Parks &amp; Forestry - Mtnc</b>			<b>239,146.09</b>	
Planning	118710	Project Planning & Design	213,161.70	
<b>Planning</b>			<b>213,161.70</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>36,447.36</b>	
Development - Existing	100002	Community Park N.B.	152,462.27	
Development - Existing	100012	Neighborhood Parks	282,322.37	
Development - Existing	100022	Bradfield	38,208.21	
Development - Existing	100023	Blue Sky Hill	13,395.92	
Development - Existing	100024	Iris Hollow	22,312.11	
Development - Existing	100027	Burke Park	481.08	
Development - Existing	100029	Baseline Middle School	256,670.65	
Development - Existing	100030	Dakota Ridge	3,752.10	
Development - New	2	Valmont	158,169.33	
<b>Development Total</b>			<b>927,774.04</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>78,805.78</b>	
R&R Rec Facilities	100026	Reservoir Impvt	133,875.42	
R&R Rec Facilities	100003	Flatirons Golf	64,767.90	
R&R Rec Facilities	100014	Pools	30,163.19	
R&R Rec Facilities	100015	NBRC	282,018.21	
R&R Rec Facilities	600000	FAM Funding	0.00	
R&R Rec Facilities	600007	Recreation Facilities R&R	308,631.00	
R&R Rec Facilities	804801	Tennis Court - OCA	66,575.48	
R&R Rec Facilities	100025	Skate Facility	813,283.54	
<b>R&amp;R Rec Facilities - Total</b>			<b>1,699,314.74</b>	
R&R Urban Parks	600003	Urban Parks R&R	11,954.04	
R&R Urban Parks	100035	Columbine Park Irrigation	0.00	
R&R Urban Parks	100037	Prairie Dog Fence - Project	0.00	
<b>R&amp;R Urban Parks - Total</b>			<b>11,954.04</b>	
Total Projects			2,754,295.96	4010 Recreational
Grants		Other	180,382.05	
<b>Grants &amp; Donations</b>			<b>180,382.05</b>	
Total Expenditures			4,150,502.69	
<b>Total Less Grants</b>			<b>3,970,120.64</b>	
		Check Figure	4,150,502.69	
	118000	Adjust to GAAP (Accrual)	(14,759.32)	
			4,135,743.37	4136 Total

Non-Project:

2001

Category	OCA	OCA Descp	Amount	CAFR
Admin	118702	Admin Support Svcs	88,701.58	
Admin	118705	Community Relations	24,914.40	
Admin	118709	Cost Allocation	144,824.53	142 Transfers
<b>Admin</b>			<b>258,440.51</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnc</b>	<b>68,942.28</b>	
Conservation	118723	Environmental Resources	242,493.30	
Conservation	118724	Prairie Dog Relocation	44,056.29	
Conservation	118623	Mountain Park Admin	43,384.98	
Conservation	118628	Ops & Mtnc	3,110.36	
<b>Conservation</b>			<b>333,044.93</b>	
<b>Debt Svc</b>	<b>118708</b>	<b>Debt Svc</b>	<b>0.00</b>	<b>3 Debt Svc</b>
Parks & Forestry - Mtnc	118011	South Zone Park Team	3,983.46	
Parks & Forestry - Mtnc	118031	North Zone Park Team	3,441.24	
Parks & Forestry - Mtnc	118036	Foothills Park	17,704.00	
Parks & Forestry - Mtnc	118321	Forestry Svcs	82,820.78	
Parks & Forestry - Mtnc	118635	Watson Park	96,255.10	
Parks & Forestry - Mtnc	118636	City Parks Ops & Mtnc	420,852.84	
<b>Parks &amp; Forestry - Mtnc</b>			<b>625,057.42</b>	
Planning	118710	Project Planning & Design	219,621.92	
<b>Planning</b>			<b>219,621.92</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Parks Acquisition</b>	<b>3</b>	<b>Mesa Memorial</b>	<b>11,180.00</b>	
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>65,836.42</b>	
Development - Existing	100002	Community Park N.B.	0.00	
Development - Existing	100012	Neighborhood Parks	38,523.98	
Development - Existing	100023	Blue Sky Hill	142,223.14	
Development - Existing	100024	Iris Hollow	24,308.10	
Development - Existing	100027	Burke Park	2,482.54	
Development - Existing	100029	Baseline Middle School	13,436.93	
<b>Development Total</b>			<b>220,974.69</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>117,894.43</b>	
R&R Rec Facilities	100026	Reservoir Impvt	229,869.09	
R&R Rec Facilities	100003	Flatirons Golf	53,990.75	
R&R Rec Facilities	100032	NBRC	2,209,243.98	
R&R Rec Facilities	100033	Spruce Pool	145,339.09	
R&R Rec Facilities	600000	FAM Funding	378,453.00	378 Facilities
R&R Rec Facilities	600007	Recreation Facilities R&R	104,910.00	
R&R Rec Facilities	804801	Tennis Court - OCA	44,983.63	
R&R Rec Facilities	100025	Skate Facility	28,688.71	
<b>R&amp;R Rec Facilities - Total</b>			<b>3,195,478.25</b>	
R&R Urban Parks	600003	Urban Parks R&R	0.00	
R&R Urban Parks	100035	Columbine Park Irrigation	30,255.87	
R&R Urban Parks	100037	Prairie Dog Fence - Project	12,275.00	
<b>R&amp;R Urban Parks - Total</b>			<b>42,530.87</b>	
Total Projects			3,653,894.66	4727 Recreational
Grants		Other	95,115.18	
<b>Grants &amp; Donations</b>			<b>95,115.18</b>	
Total Expenditures			5,254,116.90	
<b>Total Less Grants</b>			<b>5,159,001.72</b>	
		Check Figure	5,254,116.90	
		118000 Adjust to GAAP (Accural)	(3,901.00)	
			5,250,215.90	5250 Total

Non-Project:

2002

Category	OCA	OCA Descp	Amount	CAFR
Admin	118702	Admin Support Svcs	139,241.36	
Admin	118705	Community Relations	19,586.79	
Admin	118709	Cost Allocation	108,387.42	123 Transfers
<b>Admin</b>			<b>267,215.57</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnce</b>	<b>70,429.24</b>	
Conservation	118723	Environmental Resources	291,895.06	
Conservation	118724	Prairie Dog Relocation	46,819.51	
Conservation	118623	Mountain Park Admin	4,702.63	
<b>Conservation</b>			<b>343,417.20</b>	
<b>Debt Svc</b>	<b>118708</b>	<b>Debt Svc</b>	<b>0.00</b>	1
Parks & Forestry - Mtnce	118011	South Zone Park Team	61,178.56	
Parks & Forestry - Mtnce	118021	Central Zone Park Team	60,208.66	
Parks & Forestry - Mtnce	118031	North Zone Park Team	60,555.49	
Parks & Forestry - Mtnce	118033	Valmont Park	8,488.08	
Parks & Forestry - Mtnce	118036	Foothills Park	71,959.83	
Parks & Forestry - Mtnce	118051	Constr & Irrigation	298,218.37	
Parks & Forestry - Mtnce	118321	Forestry Svcs	89,422.54	
Parks & Forestry - Mtnce	118635	Watson Park	103,528.42	
Parks & Forestry - Mtnce	118636	City Parks Ops & Mtnce	41,343.05	
<b>Parks &amp; Forestry - Mtnce</b>			<b>794,903.00</b>	
Planning	118710	Project Planning & Design	159,251.26	
<b>Planning</b>			<b>159,251.26</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Parks Acquisition</b>	<b>800810</b>	<b>Mesa Memorial</b>	<b>188,820.00</b>	
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>10,058.70</b>	
Development - Existing	100002	Community Park N.B.	0.00	
Development - Existing	100012	Neighborhood Parks	42,452.40	
Development - Existing	100023	Blue Sky Hill	2,423.08	
Development - Existing	100024	Iris Hollow	621,980.14	
Development - Existing	100030	Dakota Ridge	244,192.76	
<b>Development Total</b>			<b>911,048.38</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>29,961.91</b>	
R&R Rec Facilities	100026	Reservoir Impvt	38,305.83	
R&R Rec Facilities	100003	Flatirons Golf	54,503.49	
R&R Rec Facilities	100032	NBRC	7,405,785.88	
R&R Rec Facilities	501452	NBRC Remodel	226,126.00	
R&R Rec Facilities	600000	FAM Funding	152,623.80	379 Facilities
R&R Rec Facilities	600007	Recreation Facilities R&R	64,851.15	
R&R Rec Facilities	804801	Tennis Court - OCA	54,017.92	
<b>R&amp;R Rec Facilities - Total</b>			<b>7,996,214.07</b>	
R&R Urban Parks	600003	Urban Parks R&R	33,639.13	
R&R Urban Parks	600024	Martin Park Substn	0.00	
Development - Existing	100035	Columbine Park Irrigation	16,049.16	
R&R Urban Parks	100037	Prairie Dog Fence - Project	56,997.15	
<b>R&amp;R Urban Parks - Total</b>			<b>106,685.44</b>	
Total Projects			9,242,788.50	10463 Recreation
Grants		Other	77,332.20	
<b>Grants &amp; Donations</b>			<b>77,332.20</b>	
Total Expenditures			10,955,336.97	
<b>Total Less Grants</b>			<b>10,878,004.77</b>	
		Check Figure	10,955,336.97	
		118000 Adjust to GAAP (Accrual)	10,556.00	
			10,965,892.97	10966

Non-Project:

2003

Category	OCA	OCA Descp	Amount	CAFR
Admin	118702	Admin Support Svcs	123,756.41	
Admin	118705	Community Relations	19,741.66	
Admin	118709	Cost Allocation	133,172.00	133 Transfers
<b>Admin</b>			<b>276,670.07</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtncce</b>	<b>77,167.81</b>	
Conservation	118723	Environmental Resources	316,574.92	
Conservation	118724	Prairie Dog Relocation	35,999.56	
<b>Conservation</b>			<b>352,574.48</b>	
<b>Debt Svc</b>	<b>118708</b>	<b>Debt Svc</b>	<b>2,052,025.52</b>	<b>2052</b>
Parks & Forestry - Mtncce	118011	South Zone Park Team	68,123.60	
Parks & Forestry - Mtncce	118021	Central Zone Park Team	66,611.14	
Parks & Forestry - Mtncce	118031	North Zone Park Team	68,116.22	
Parks & Forestry - Mtncce	118033	Valmont Park	23,095.67	
Parks & Forestry - Mtncce	118035	Watson Park	65.00	
Parks & Forestry - Mtncce	118036	Foothills Park	79,061.05	
Parks & Forestry - Mtncce	118051	Constr & Irrigation	192.00	
Parks & Forestry - Mtncce	118053	Irrigation	29,396.85	
Parks & Forestry - Mtncce	118321	Forestry Svcs	102,510.16	
Parks & Forestry - Mtncce	118635	Watson Park	89,694.72	
Parks & Forestry - Mtncce	118636	City Parks Ops & Mtncce	86,088.34	
Parks & Forestry - Mtncce	118712	Water Rights	5,677.49	
Parks & Forestry - Mtncce	118713	Viele Lake Water Shares	697.00	
Parks & Forestry - Mtncce	118714	East Boulder Community	1,381.50	
<b>Parks &amp; Forestry - Mtncce</b>			<b>620,710.74</b>	
Planning	118710	Project Planning & Design	240,162.64	
Planning	118711	Unanticipated Projects - OCA	34,642.10	
<b>Planning</b>			<b>274,804.74</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>57,046.69</b>	
Development - Existing	100012	Neighborhood Parks	163,222.72	
Development - Existing	100024	Iris Hollow	135,101.16	
Development - Existing	100030	Dakota Ridge	1,032.00	
Development - Existing	100035	Columbine Park Irrigation	8,837.34	
Development - New	100036	Drive In Park	206,909.76	
<b>Development Total</b>			<b>515,102.98</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>15,154.08</b>	
R&R Rec Facilities	100003	Flatirons Golf	3,894.50	
R&R Rec Facilities	100014	Scott Pool	89.59	
R&R Rec Facilities	600007	Scott Pool	61,902.14	
R&R Rec Facilities	100032	NBRC	388,609.73	
R&R Rec Facilities	600000	FAM Funding	396,102.27	396 Facilities
R&R Rec Facilities	600007	Recreation Facilities R&R	0.00	
R&R Rec Facilities	600018	IRIS Center	239,942.37	
R&R Rec Facilities	804801	Tennis Court - OCA	6,050.00	
<b>R&amp;R Rec Facilities - Total</b>			<b>1,096,590.60</b>	
R&R Urban Parks	600003	Urban Parks R&R	344,974.15	
<b>R&amp;R Urban Parks - Total</b>			<b>344,974.15</b>	
Total Projects			2,028,868.50	3145 Recreation
Donations	118952	Donation - OCA	1,384.66	
Grants		Other	39,920.71	
<b>Grants &amp; Donations</b>			<b>41,305.37</b>	
Total Expenditures			5,724,127.23	
<b>Total Less Grants</b>			<b>5,682,821.86</b>	
Check Figure			5,724,127.23	
	118000	Adjust to GAAP (Accural)	1,668.00	
			5,725,795.23	5726

Non-Project:

2004

Category	OCA	OCA Descp	Amount	CAFR
Admin	118702	Admin Support Svcs	250,100.23	
Admin	118705	Community Relations	58,182.98	
Admin	118709	Cost Allocation	131,862.00	132 Transfers
<b>Admin</b>			<b>440,145.21</b>	
<b>Ball Fields</b>	<b>118684</b>	<b>Ballfields Mtnce</b>	<b>81,135.57</b>	
Conservation	118723	Environmental Resources	220,145.19	
Conservation	118724	Prairie Dog Relocation	24,698.62	
<b>Conservation</b>			<b>244,843.81</b>	
<b>Debt Svc</b>	<b>118708</b>	<b>Debt Svc</b>	<b>2,398,942.51</b>	<b>2399</b>
Parks & Forestry - Mtnce	118011	South Zone Park Team	67,898.04	
Parks & Forestry - Mtnce	118021	Central Zone Park Team	71,277.41	
Parks & Forestry - Mtnce	118031	North Zone Park Team	72,329.28	
Parks & Forestry - Mtnce	118033	Valmont Park	39,240.98	
Parks & Forestry - Mtnce	118036	Foothills Park	87,871.73	
Parks & Forestry - Mtnce	118052	Irrigation	135.62	
Parks & Forestry - Mtnce	118053	Irrigation	70,047.11	
Parks & Forestry - Mtnce	118321	Forestry Svcs	99,348.50	
Parks & Forestry - Mtnce	118634	Columbia Cemetary	300.00	
Parks & Forestry - Mtnce	118635	Watson Park	87,365.72	
Parks & Forestry - Mtnce	118636	City Parks Ops & Mtnce	272,259.56	
Parks & Forestry - Mtnce	118712	Water Rights	2,940.50	
Parks & Forestry - Mtnce	118713	Viele Lake Water Shares	289.00	
Parks & Forestry - Mtnce	850006	Forestry Mgmt - Project	6,964.71	
<b>Parks &amp; Forestry - Mtnce</b>			<b>878,268.16</b>	
Planning	118710	Project Planning & Design	255,866.71	
Planning	800100	Parks Mgmt Plan	11,282.29	
<b>Planning</b>			<b>267,149.00</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>18,976.57</b>	
Development - Existing	100002	Community Park N.B.	28,101.92	
Development - Existing	100012	Neighborhood Parks	6,024.48	
Development - Existing	100023	Blue Sky Hill	1,750.00	
Development - Existing	100024	Iris Hollow	10,023.40	
Development - Existing	100030	Dakota Ridge	11,712.50	
Development - Existing	100043	Area III	10,472.50	
Development - Existing	600022	Viele Lake	1,104.00	
Development - Existing	118711	Unanticipated Projects - OCA	20,430.09	
Development - New	2	Valmont Phase I&II	15,144.88	
Development - New	100036	Drive In Park	77,334.76	
<b>Development Total</b>			<b>182,098.53</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>52,393.68</b>	
R&R Rec Facilities	100026	Reservoir Impvnt	29,194.00	
R&R Rec Facilities	100032	NBRC	36.54	
R&R Rec Facilities	600000	FAM Funding	399,975.00	400
R&R Rec Facilities	600007	Recreation Facilities R&R	40,204.85	
R&R Rec Facilities	600025	Tennis Court	50,237.31	
R&R Rec Facilities	804801	Tennis Court - OCA	(48,137.31)	
R&R Rec Facilities	600035	FAM Facilities	50,237.31	
<b>R&amp;R Rec Facilities - Total</b>			<b>521,747.70</b>	
R&R Urban Parks	600003	Urban Parks R&R	25,706.54	
R&R Urban Parks	600024	Martin Park Substn	26,231.01	
<b>R&amp;R Urban Parks - Total</b>			<b>51,937.55</b>	
				<b>2306 Recreation</b>
Total Projects			827,154.03	
Donations	118952	Donation - OCA	337.48	
Donations	118953	Donation - OCA	100.00	
Grants	118954	Locomotive #30 - OCA	31,220.62	
Grants		Other	44,864.20	
<b>Grants &amp; Donations</b>			<b>76,522.30</b>	
Total Expenditures			5,214,160.59	
<b>Total Less Grants</b>			<b>5,137,638.29</b>	
Check Figure			5,214,160.59	
	118000	Adjust to GAAP (Accrual)	22,357.00	
			5,236,517.59	<b>5237 Total</b>

Non-Project:

2005

Category	OCA	OCA Descp	Amount	CAFR
Admin	118702	Admin Support Svcs	252,136.34	
Admin	118705	Community Relations	66,288.23	
Admin	118709	Cost Allocation	195,853.00	196 Transfers
<b>Admin Total</b>			<b>514,277.57</b>	
Ball Fields	118684	Ballfields Mtnc	82,594.67	
<b>Ball Fields Total</b>			<b>82,594.67</b>	
Conservation	118723	Environmental Resources	251,192.93	
Conservation	118724	Prairie Dog Relocation	33,406.18	
<b>Conservation Total</b>			<b>284,599.11</b>	
Debt Svc	118708	Debt Svc	2,429,092.52	2429 P&I
<b>Debt Svc Total</b>			<b>2,429,092.52</b>	
Parks & Forestry - Mtnc	118011	South Zone Park Team	76,068.72	
Parks & Forestry - Mtnc	118021	Central Zone Park Team	77,931.07	
Parks & Forestry - Mtnc	118031	North Zone Park Team	76,882.74	
Parks & Forestry - Mtnc	118033	Valmont Park	58,644.31	
Parks & Forestry - Mtnc	118036	Foothills Park	69,721.53	
Parks & Forestry - Mtnc	118053	Irrigation	74,763.85	
Parks & Forestry - Mtnc	118321	Forestry Svcs	88,671.17	
Parks & Forestry - Mtnc	118635	Watson Park	89,479.24	
Parks & Forestry - Mtnc	118636	City Parks Ops & Mtnc	165,895.13	
Parks & Forestry - Mtnc	850006	Forestry Mgmt - Project	14,998.00	
<b>Parks &amp; Forestry Mtnc</b>			<b>793,055.76</b>	
Planning	118710	Project Planning & Design	277,415.85	
Planning	118711	Unanticipated Projects	6,420.87	
Planning	800100	Parks Mgmt Plan	7,516.25	
Planning	800811	Valmont Planning	3,091.45	
<b>Planning Total</b>			<b>294,444.42</b>	
<b>Grand Total</b>			<b>4,398,064.05</b>	
<b>Projects:</b>	<b>Project #</b>			
<b>Civic Center Complex</b>	<b>900002</b>	<b>Civic Park</b>	<b>29,076.05</b>	
Development - Existing	100002	Community Park N.B.	913,118.42	
Development - Existing	100012	Neighborhood Parks	27,014.10	
Development - Existing	100024	Iris Hollow	604.50	
Development - Existing	100043	Area III	31,417.50	
Development - Existing	600022	Viele Lake	661.40	
Development - New	2	Valmont Phase I&II	21,549.05	
Development - New	100036	Drive In Park	5,998.44	
<b>Development Total</b>			<b>1,000,363.41</b>	
<b>Historical &amp; Cultural</b>	<b>600008</b>	<b>Hist &amp; Cult</b>	<b>44,690.25</b>	
R&R Rec Facilities	100026	Reservoir Impvt	30,000.00	
R&R Rec Facilities	600000	FAM Funding	406,858.82	407 Facilities
R&R Rec Facilities	600025	Tennis Court	4,979.93	
R&R Rec Facilities	600035	FAM Facilities	1,679.00	
<b>R&amp;R Rec Facilities - Total</b>			<b>443,517.75</b>	
R&R Urban Parks	600003	Urban Parks R&R	489,154.08	
R&R Urban Parks	600024	Martin Park Substn	9,417.49	
<b>R&amp;R Urban Parks - Total</b>			<b>498,571.57</b>	
Total Projects			2,016,219.03	3595 Recreation
Grants	600026	Locomotive #30	112,600.00	
Grants		Other	106,501.62	
Total Expenditures			6,633,384.70	
<b>Total Less Grants</b>			<b>6,414,283.08</b>	
Check Figure			6,633,384.70	
	118000	Adjust to GAAP (Accrual)	(6,549.00)	
Total			6,626,835.70	6627 Total