



## TOWN BOARD SPECIAL MEETING

November 4, 2024 - 5:30 PM

Town Board Chambers, 301 Walnut Street, Windsor, CO 80550

To view Town Board meeting broadcasts, visit  
[www.windsorgov.com/MeetingsOnDemand](http://www.windsorgov.com/MeetingsOnDemand).

### AGENDA

#### A. CALL TO ORDER

1. Roll Call
2. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration

#### B. BOARD DISCUSSION

1. 2025 Utility Rate Update - J. Humphries, Information Services Director
2. SB 131: Prohibiting Firearms in Sensitive Spaces Discussion - S. Garrison, Police Chief; R. Cook, Sergeant
3. Future Meetings Agenda

#### C. EXECUTIVE SESSION

1. An Executive Session Pursuant to Colorado Revised Statutes §24-6-402(4)(f)(I) to Discuss Personnel Matters Involving the Annual Performance Review of Daniel L. Money, Town Attorney, and where Mr. Money has not Requested an Open Meeting (Daniel L. Money, Town Attorney)
2. An Executive Session Pursuant to Colorado Revised Statutes §24-6-402(4)(f)(I) to Discuss Personnel Matters Involving the Annual Performance Review of Shane Hale, Town Manager, and where Mr. Hale has not Requested an Open Meeting (Shane Hale, Town Manager)

#### D. ADJOURN

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



## MEMORANDUM

**Date:** November 4, 2024  
**To:** Mayor and Town Board  
**From:** Jessica Humphries, Information Services Director  
**Re:** 2025 Utility Rate Update - J. Humphries, Information Services Director  
**Item #:** B.1.

### **Background / Discussion:**

#### **Water Rates**

Each year, Town staff reviews the water rate structure as part of the budget planning process. For the last six years, Stantec Consulting has worked with staff to develop a rate model that assesses all factors necessary to ensure a secure and resilient water supply for residents and businesses. The goal of this model is to provide Town staff and the Town Board with long-term financial planning tools that:

- Ensure growth-related costs are funded by new development,
- Support the long-term funding of services,
- Address regulatory mandates, and
- Maintain and update infrastructure in a timely manner.

Stantec and staff recommend a 10.5% rate increase to fund ongoing operations and maintenance of the water system and support capital improvements essential for future water supply security. Based on our rate model, the new monthly water rate will take effect on February 1, 2025, and will be reflected on the March 1, 2025, utility bills.

#### **Sewer Rates**

Annually, Town staff reviews the sewer rate structure during the budgeting process. Stantec Consulting has supported this process for the last five years by helping update rates and fees for the sewer fund. The rate model provides financial planning tools that allow staff and the Town Board to:

- Ensure growth-related costs are borne by new development,
- Ensure services are funded long-term,
- Address mandates, and
- Maintain infrastructure as needed.

Stantec and staff recommend a 20% rate increase to cover operations, maintenance, and necessary capital improvements. This includes an increase in both the base rate and the commodity charge per 1,000 gallons. This increase will appear on the February 1, 2025, utility bills.

#### **Stormwater Rates**

This year marks the third year that staff has engaged Stantec Consulting to assist with updating the stormwater rate model. This model helps Town staff and the Town Board plan for:

- Growth-driven infrastructure needs,
- Timely maintenance and updates to infrastructure,
- Compliance with mandates, and
- Long-term funding of services.

Stantec and staff recommend a rate increase of \$1 per month for single-family residential accounts and

a 17.3% increase for all other account classes. These adjustments reflect increases to both the Operations and Maintenance Rate and the Monthly Basin Improvement Rate under the Monthly Basin User Fee. Based on our rate model, these new rates will be reflected on the February 1, 2025, utility bills.

**Plant Investment Fees (Water & Sewer)**

This year, Town staff requested Stantec conduct a separate analysis of the plant investment fees for water and sewer. This ensures our current fees align accurately with each utility’s rate model. Stantec and staff will present updated recommendations for these plant investment fees.

**Water and Sewer Board Recommendations**

The attached presentation, which was presented to the Water and Sewer Board on October 23rd, includes the recommended rate adjustments. The Water and Sewer Board voted unanimously to recommend the following changes to the Town Board:

- Increase water rates by 10.5%,
- Increase sewer rates by 20%,
- Increase stormwater rates by \$1 per month for single-family residential accounts and by 17.3% for other accounts, and
- Increase plant investment fees for both water and sewer as recommended

Attached are total bill comparisons with other municipalities, including NISP participants, and EPA Affordability Standards for water and sewer costs based on Windsor's median household income. This information shows how the proposed rates compare to those in other areas and their affordability.

4o

**Financial Impact:**

**Relationship to Strategic Plan:**

**Recommendation:**

**CC:**

**Attachments:**

1. windsor\_co\_water\_sewer\_stormwater\_town\_board\_10232024
2. 2024.2025Comparisons



Town of Windsor, CO

Town Board

# 2025 Rate Study Update

November 4th, 2024





# Agenda

1. Water Fund
2. Sewer Fund
3. Storm Drainage Fund
4. Plant Investment Fees

# What Has Changed Since Last Rate Study?

For the water and sewer funds,

- Updated 2023 **actual** revenues and expenses and ending fund balances
- Updated from 2024 original budget to **2024 year-end projections**
- Incorporated **2025 proposed budget**
- Incorporated most recent **5-year Capital Improvement Plan** for FY 2025-2029
- **Validated** key assumptions with staff
- **Evaluated** plant investment fee charges

# Utility's Financial Goals

- Maintain debt service coverage at target level – 120%
- Maintain adequate reserve requirements
  - 90 days cash on hand to maintain bond ratings
  - Additional 90 days cash for depreciation of assets
- Minimize rate impacts to rate payers
- Growth pays for growth
- Adequately fund water resource needs



# Water Fund

# Key Drivers of the Water Fund Balance

## Operating

- **\$5.2M** for potable water treatment in FY25
- Operating capital including water line replacements and non-potable projects

## Growth

- Growth projection equal to **90%** of expected new permits
- Additional Treatment Plant Capacity to cost **\$10M** in FY 2027 and in FY 2030

## NISP

- Timing of NISP project, currently debt service payments begin in 2026
- Project cost increased to over **\$2B**
  - Estimated annual payment of **\$10.9M**

# Account Growth Projections

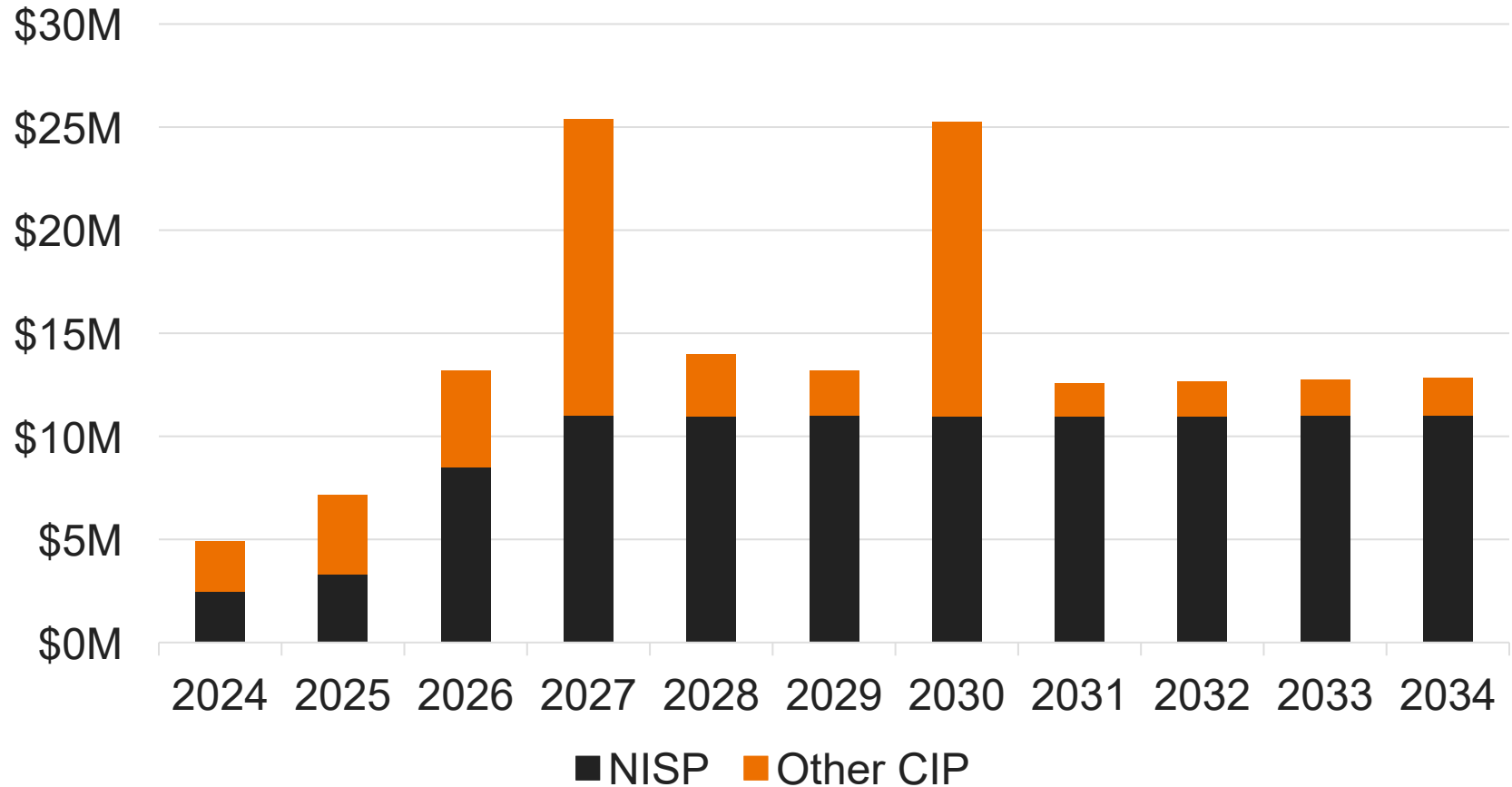
- Growth estimates updated to be consistent with economic development reports
- Growth applies for water, sewer, and storm drainage funds

	2025	2026	2027	2028	2029	2030
<b>Raindance - 249</b>	50	50	50			
<b>Windsor West - 229</b>	35	35	70	89		
<b>Water Valley - 89</b>	22	22	23			
<b>Highland Meadows - 48</b>	24				<i>Not in Windsor's Water Area</i>	
<b>Greenspire - 495 x Multi</b>			99	99	99	99
<b>Great Western</b>				200	200	200
<b>Poudre Heights - 226</b>	40	40	40	26		
<b>Trautman - 229 lots</b>	129					
<b>Prairie Song - 1,742 x SF &amp; 550 x Multi</b>	75	175	175	175	175	175
<b>Overland - 691 x Mixed Use</b>				100	100	100
<b>Total Permits</b>	375	322	457	689	574	574

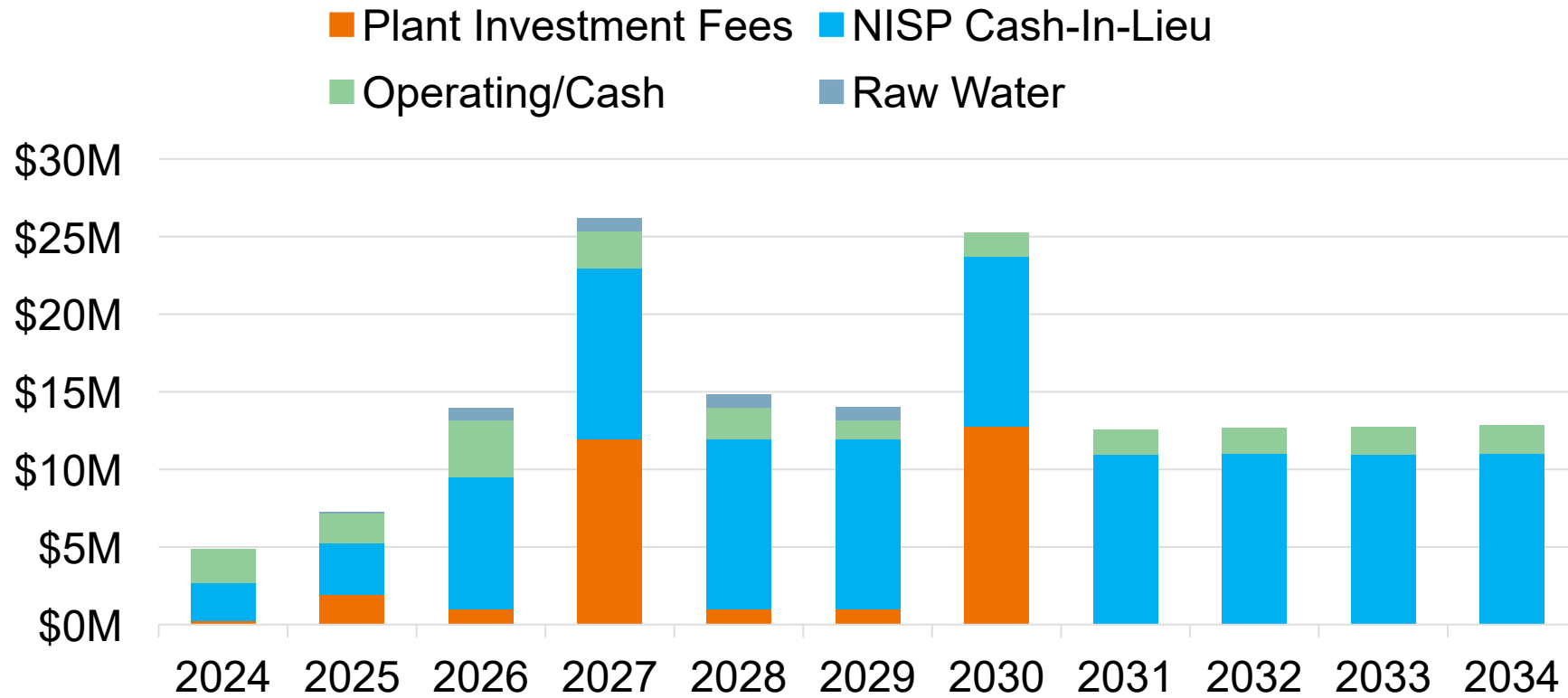
**Note:** 90% growth execution is applied through 2034 (through 2030 presented above)

# NISP/Capital Project Costs Projection

- FY 2024 - 2026 NISP costs have design & engineering cost
- Other CIP includes Water Line Replacement and other R&R projects
- \$10M Additional Treatment Plant Capacity in 2027, 2030
- NISP debt service payments begin in 2026

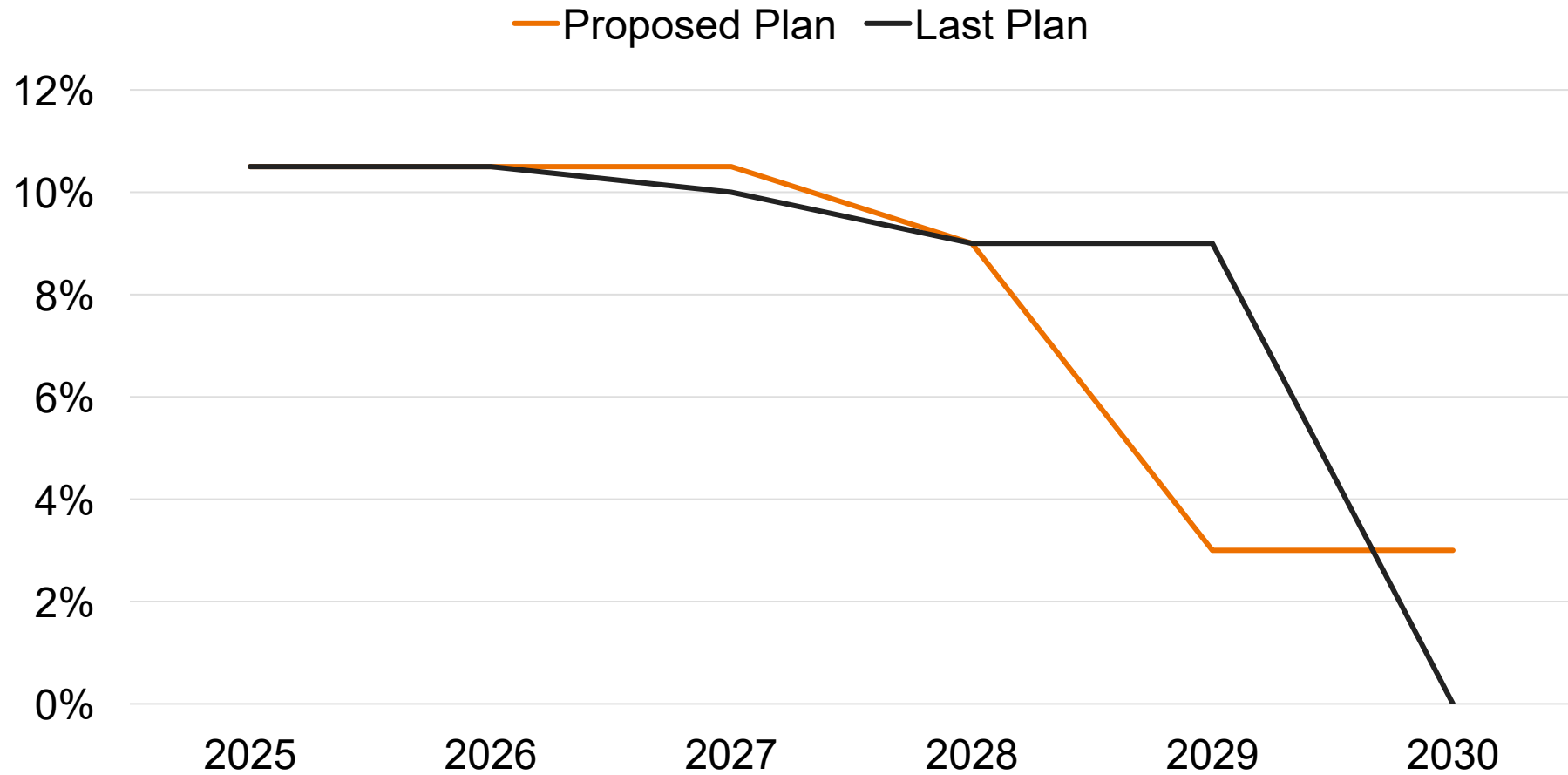


# CIP Funding by Type



Note: 5% annual cost escalation is applied to budgeted capital project costs

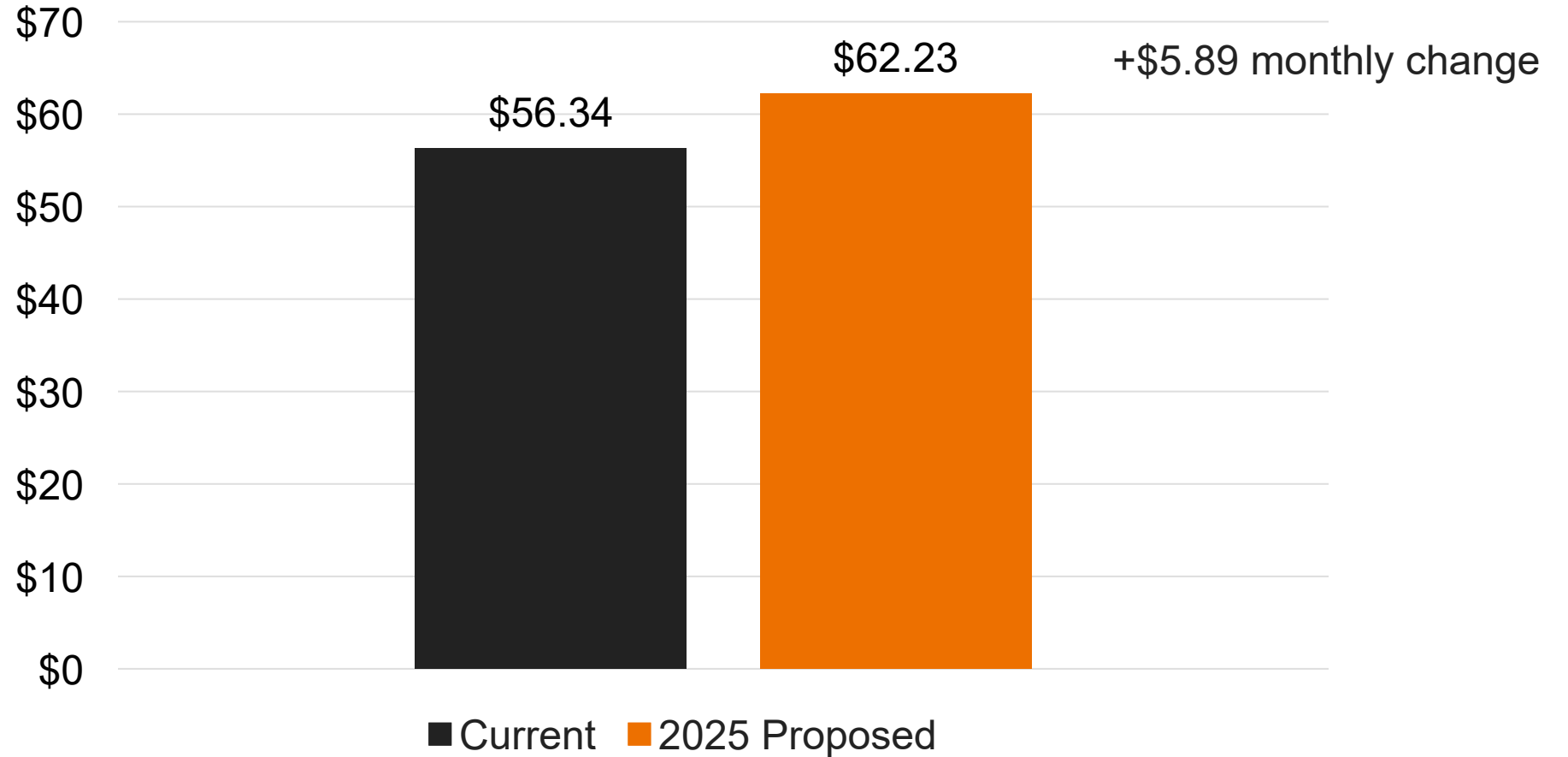
# Water Fund Rate Projection



# Water Fund Scenario Summary

	Prior Update	Current Update
Rates	<p>10.5% annual rate increases from 2024-2026                      10% rate increase in 2027                      9% rate increases in 2028 &amp; 2029                      Anticipated inflationary increases in 2030-2032</p>	<p>10.5% annual rate increases from 2025-2027                      9% rate increases in 2028                      Anticipated inflationary increases in 2029-2034</p>
Growth Execution	<p>90% Growth Execution</p>	<p>90% Growth Execution</p>
NISP	<p>NISP all debt financed, recovered in cash-in-lieu funds</p>	<p>NISP all debt financed, recovered in cash-in-lieu funds</p>

# Single Family Monthly Bill Impacts



Note: Assumes 5 kgal of usage



# Sewer Fund

# Key Drivers of the Sewer Fund Balance

## Capital Plan

New Wastewater Treatment Plant design and construction begins in FY 2025

- **\$100M** spent over 4 year's of construction, revenue bonds to be issued in FY 2025

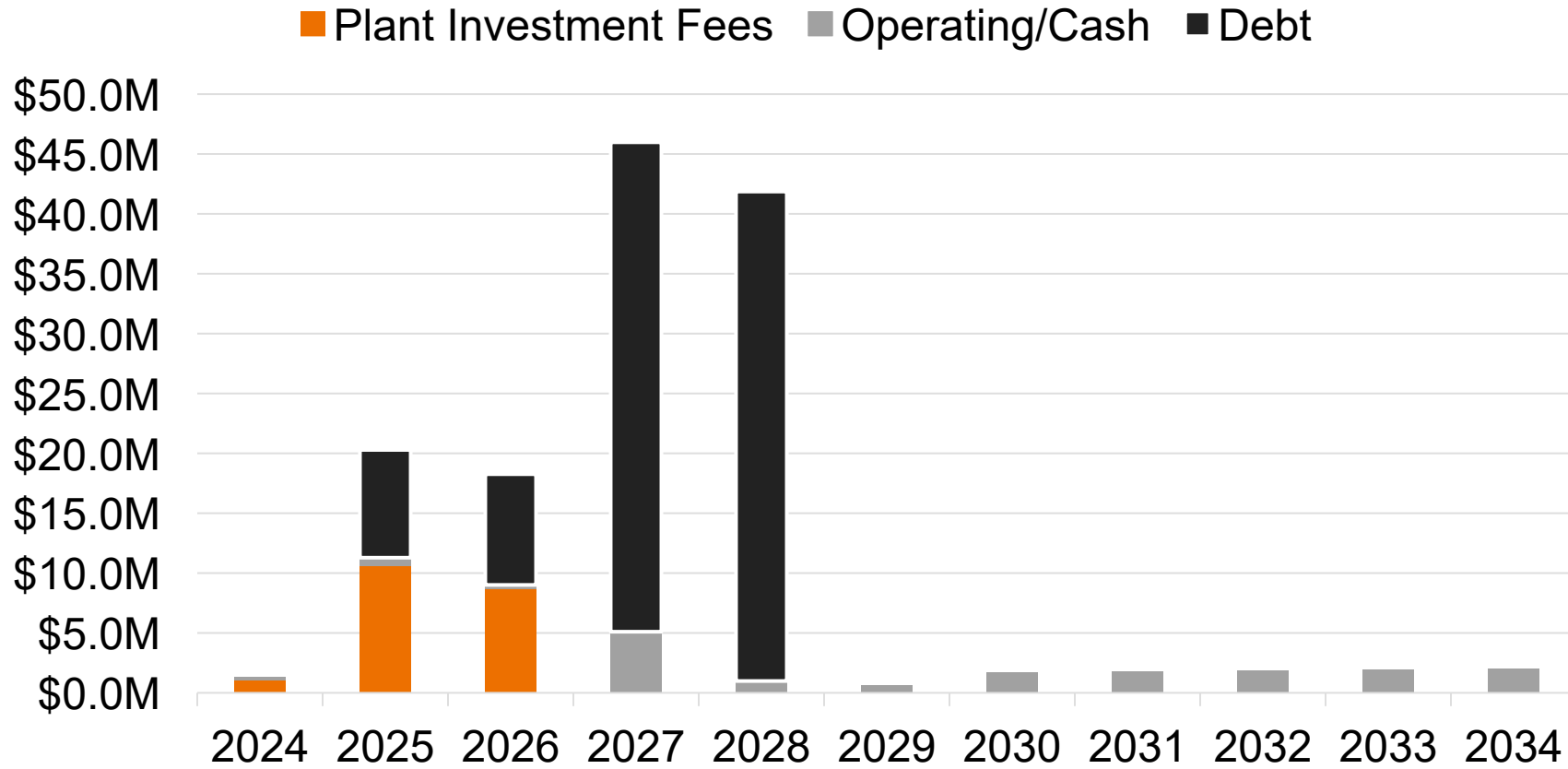
Headworks Improvement Project begins in 2024 and ends in 2026

- **\$18.1M** spend over the three years, 100% PIF Funded

## Growth

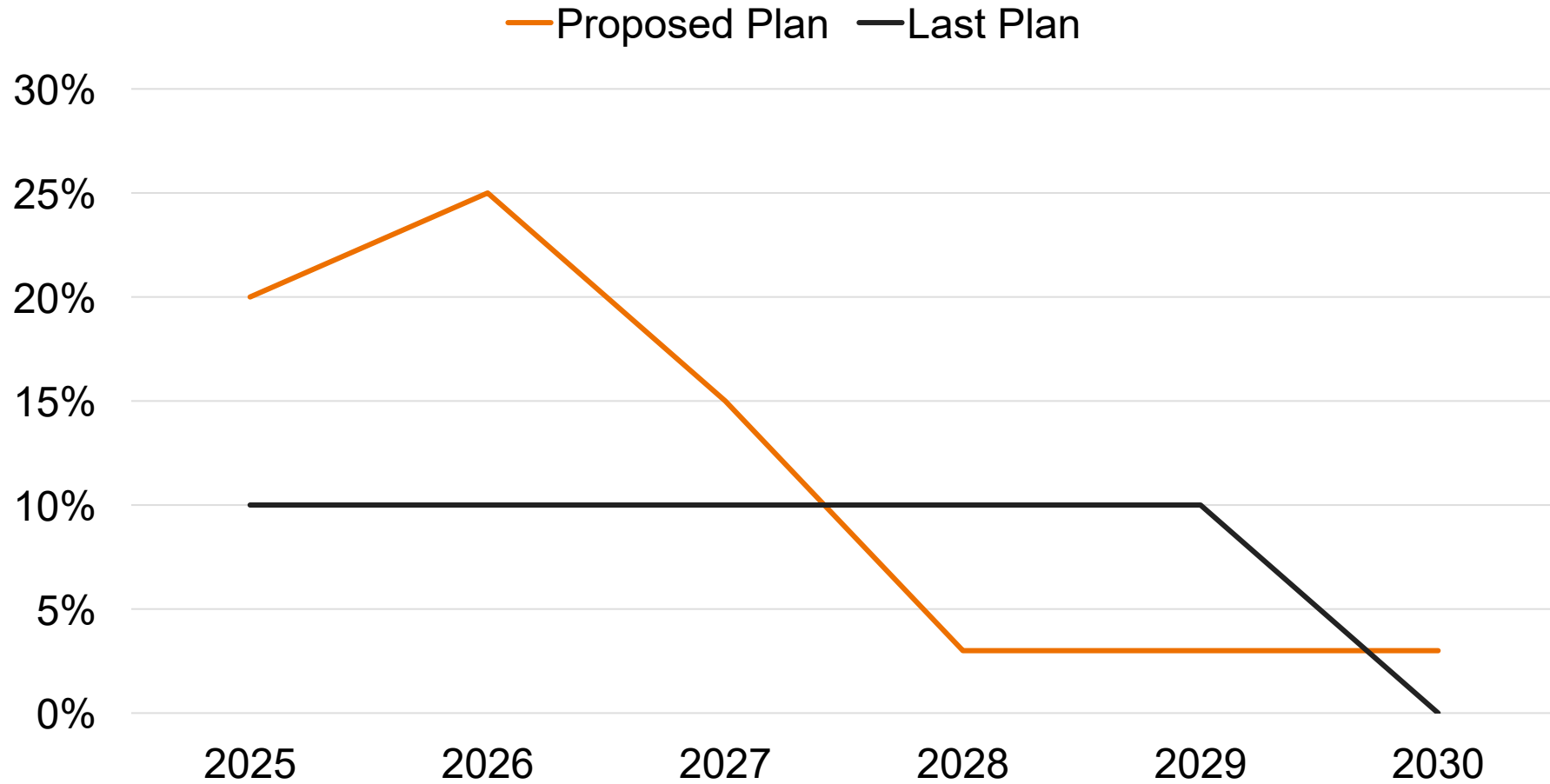
- Growth projection equal to **90%** of expected new permits

# CIP Funding Sources



Note: Cost escalation of 5% is applied to minor capital projects

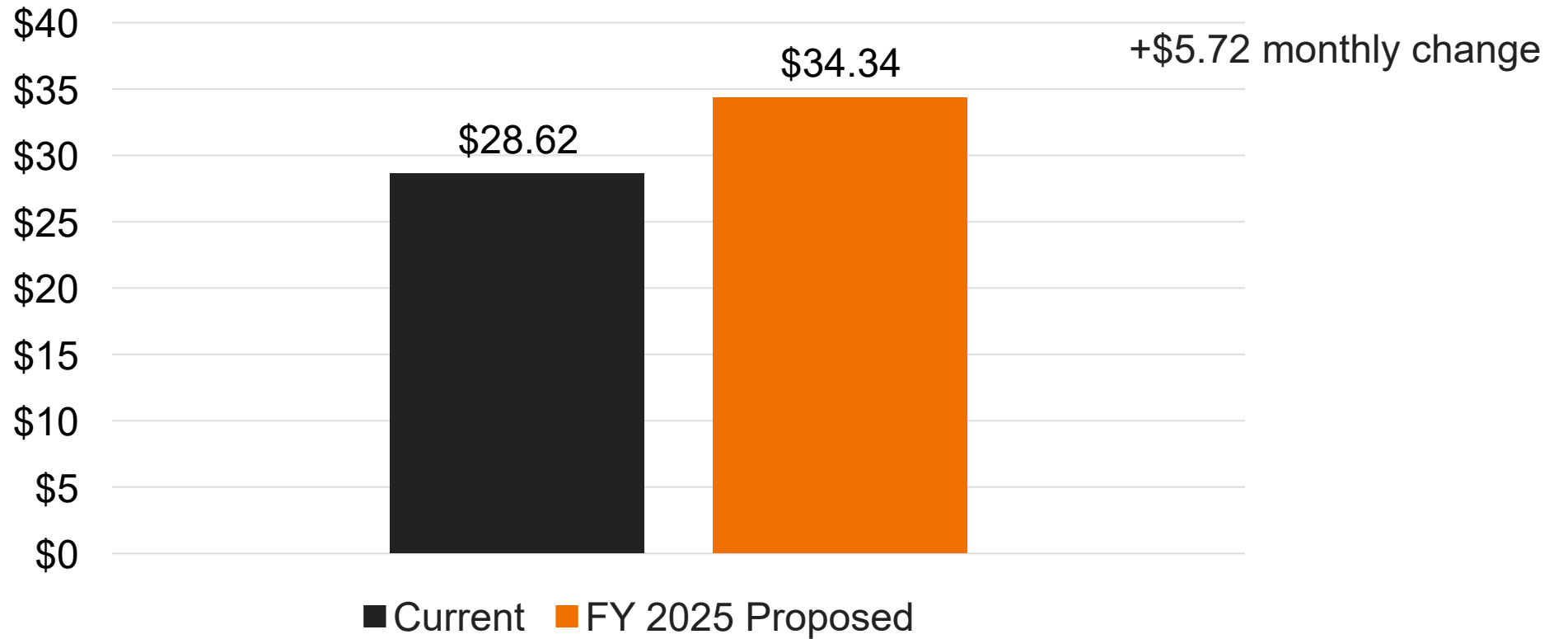
# Sewer Fund Rate Projection



# Sewer Fund Scenario Summary

	Prior Update	Current Update
Rates	<p>10% annual rate increase 2024-2028 Anticipated inflationary increases through 2032</p>	<p>20% increase in FY 2025, 25% increase in FY 2026, 15% Increase in FY 2027, &amp; inflationary increases from FY 2028-2034</p>
Growth Execution	<p>90% Growth Execution</p>	<p>90% Growth Execution</p>

# Single Family Monthly Bill Impacts



Note: Assumes 5 kgal of usage

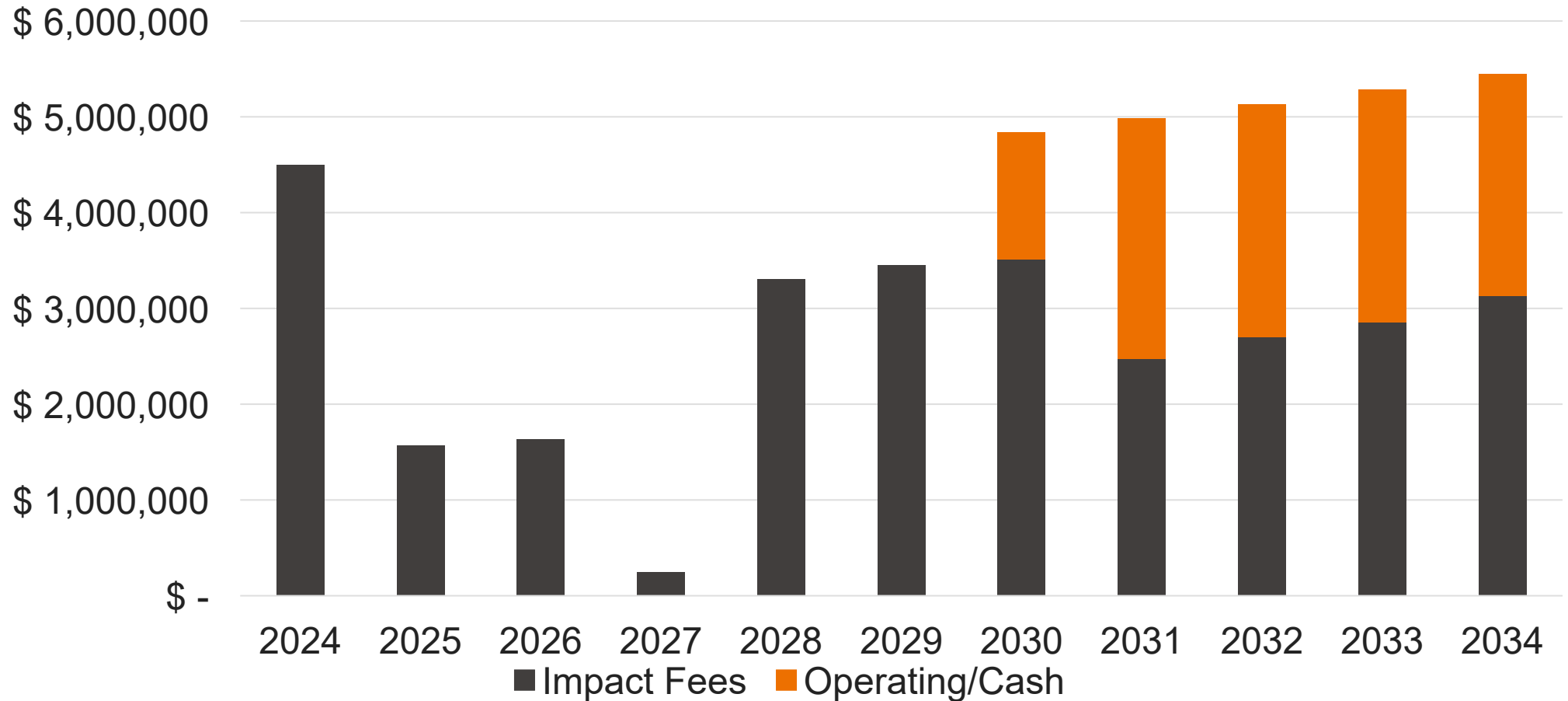


# Storm Drainage Fund

# Key Drivers of the Storm Drainage Fund Balance

<b>Pay As You Go</b>	<ul style="list-style-type: none"><li>The storm drainage fund pays for capital projects using reserves; avoids debt</li></ul>
<b>CIP</b>	<ul style="list-style-type: none"><li>Stormwater CIP Project cost is <b>\$33.4 M</b> between FY 2024 and FY 2034</li><li>Law Basin Master Plan Channel Phases 1-3 Projects, <b>\$20.8 M</b> total cost for these projects from FY 2028 to FY 2034</li></ul>
<b>Growth</b>	<p>Growth for the storm drainage fund is tied to growth of the Water Fund accounts</p> <ul style="list-style-type: none"><li><b>90%</b> of projected growth through 2033</li></ul>

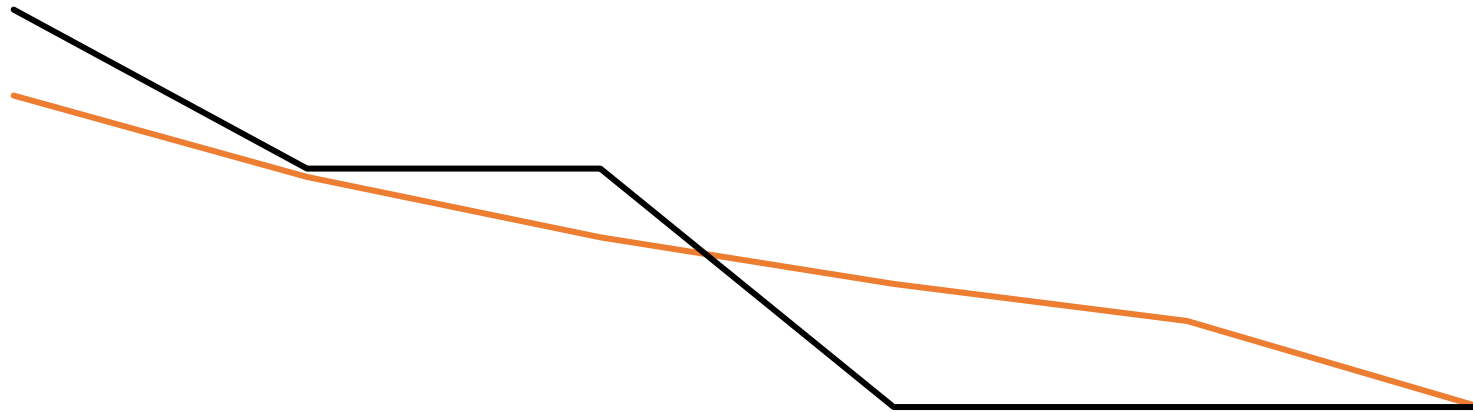
# CIP Funding Sources



Note: Annual cost escalation of 5% is applied to budgeted capital project costs

# Storm Drainage Fund Projections

— Proposed Plan — Last Plan

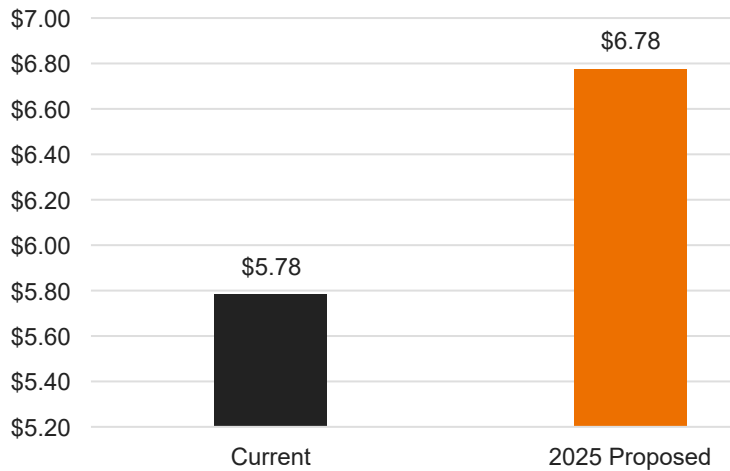


# Storm Drainage Fund Scenario Summary

	Prior Update	Current Update
Rates	Fund full capital program	Fund full capital program. Except Law Basin Projects
Capital Program	Cash funded 100% of <b>\$37.1M</b> over 10-year projection.	Cash funded 100% of <b>\$33.4M</b> over 10-year projection.
Growth	Growth for the storm drainage fund is tied to growth of the water fund accounts	Growth for the storm drainage fund is tied to growth of the water fund accounts

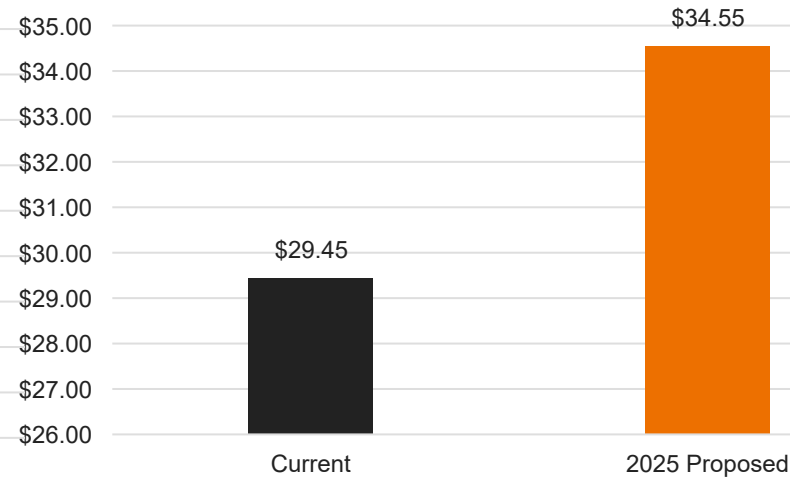
# Bill Impacts – Capital Spent as Budgeted

### Typical Single Family Residential: Monthly Stormwater Charges



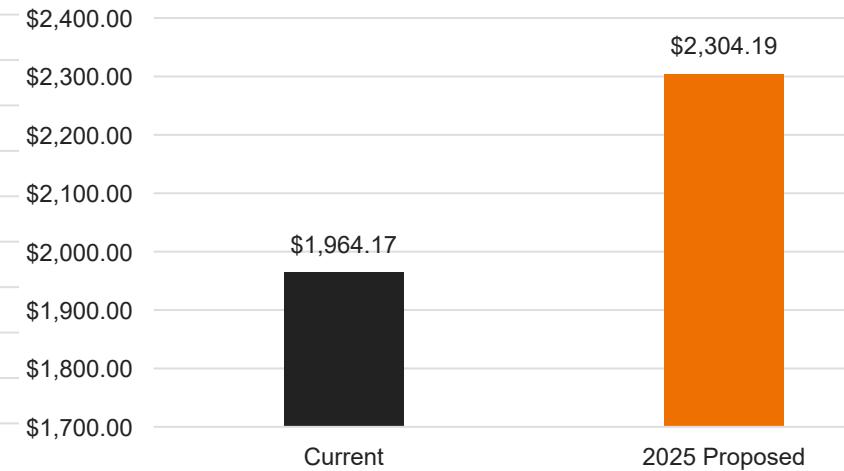
\$1.00 monthly change

### Commercial Example: Monthly Stormwater Charges



\$5.10 monthly change

### Industrial Example: Monthly Stormwater Charges



\$340.02 monthly change

Note:

- Residential assumes 6,600 sf, 40% impervious area
- Commercial assumes 35,201 sf, 64% impervious area
- Industrial assumes 3,169,900 sf, 52% impervious area

# Plant Investment Fees



# Plant Investment Fee Calculation

$$\text{Plant Investment Fee} = \frac{\text{Value of System} - \text{Debt Credit}}{\text{System Capacity}}$$

## 1) Value of Utility System

- Depreciated value escalated to current replacement cost, and/or
- Future capital investment

## 2) Credit

- Outstanding principal on existing utility debt, grants, contributions

## 3) System Capacity

- Total capacity in utility system, and/or
- Future capacity

# Acronyms & Definitions

Acronym	Definitions
PIF	Plant Investment Fee
MGD	Millions of Gallons
GPD	Gallons per Day
ERU	Equivalent Residential Unit
LOS	Level of Service

# Water & Sewer Plant Investment Fee

	Water	Sewer
Net System Value	\$253,255,042	\$183,874,766
MGD at Capacity	6.00	5.00
Level of Service (GPD)	196	203
ERUs at LOS	30,549	24,668
Calculated Fee	\$8,708	\$7,454
Current Fee for Dual System Users	\$7,916*	\$4,747
Percent Change	10%	57%
Adopt Calculated Fee?	Implementation recommended	Implementation recommended

\* 3/4" residential dual-system user fee

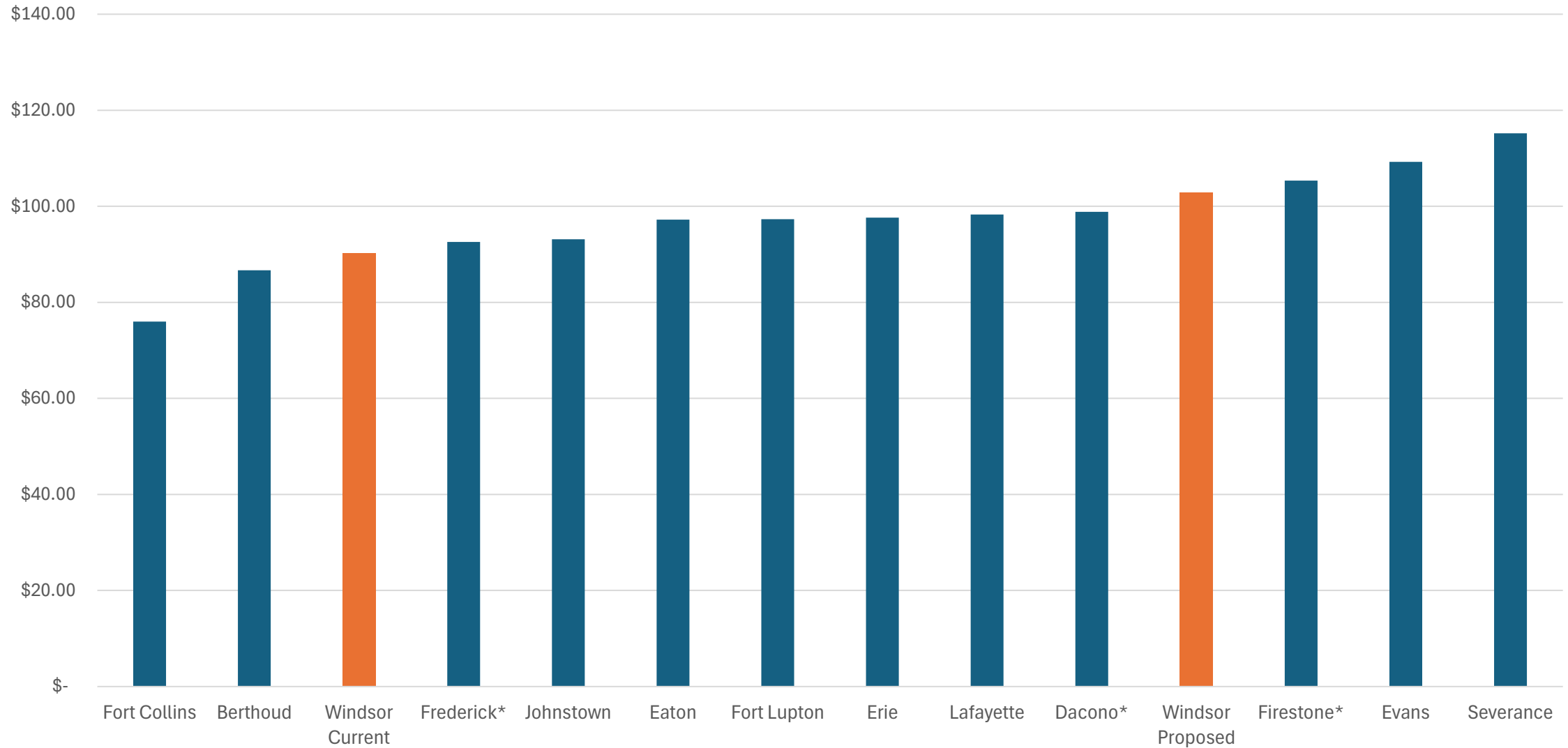
# Water & Sewer Recommended Plant Investment Fee

Meter Size	Water	Sewer
3/4"	\$8,708	\$7,454
1"	\$28,686	\$11,975
1.5"	\$67,640	\$28,474
2"	\$111,377	\$45,854
3"	\$245,419	\$103,312
4"	\$422,666	\$177,927

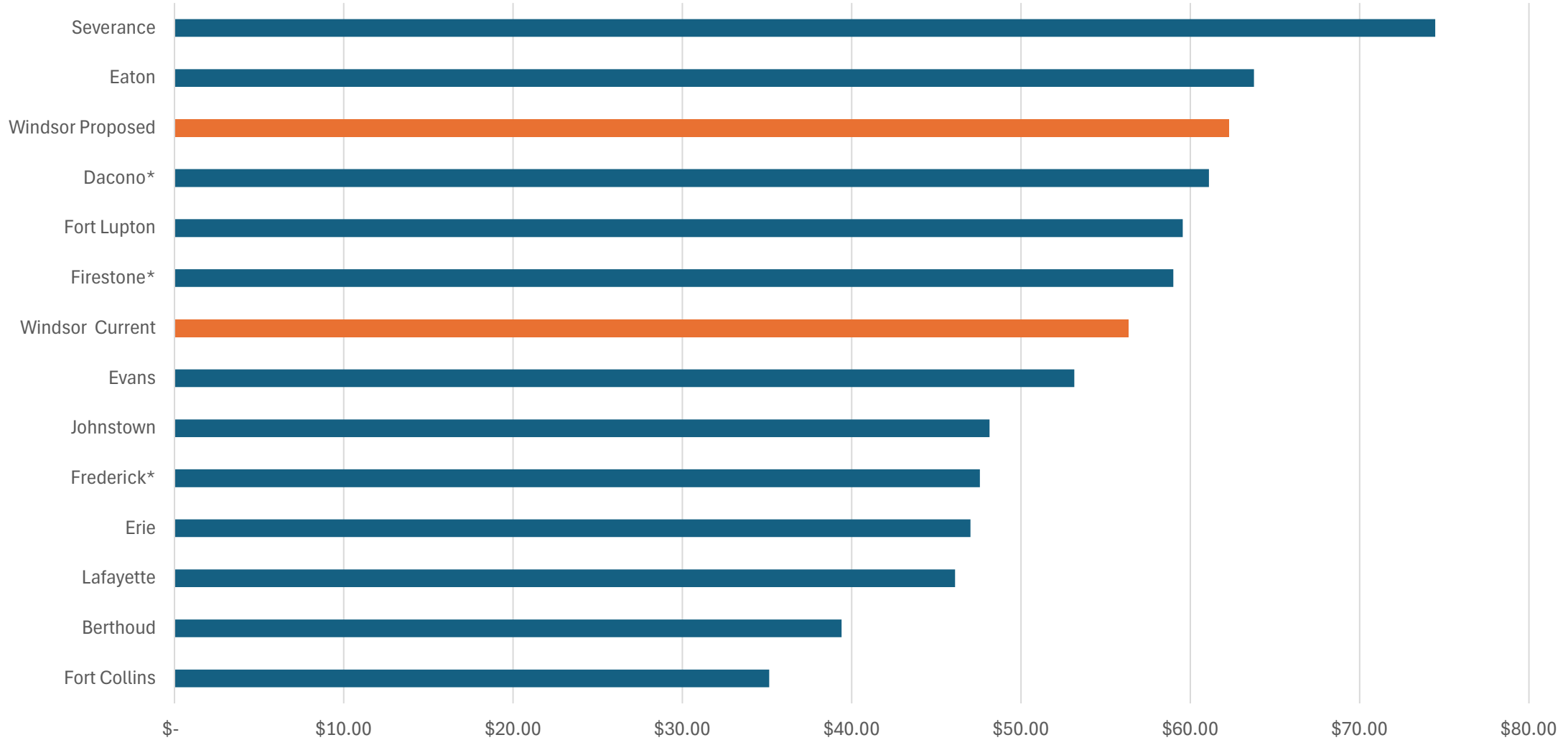


# Board Discussion & Feedback

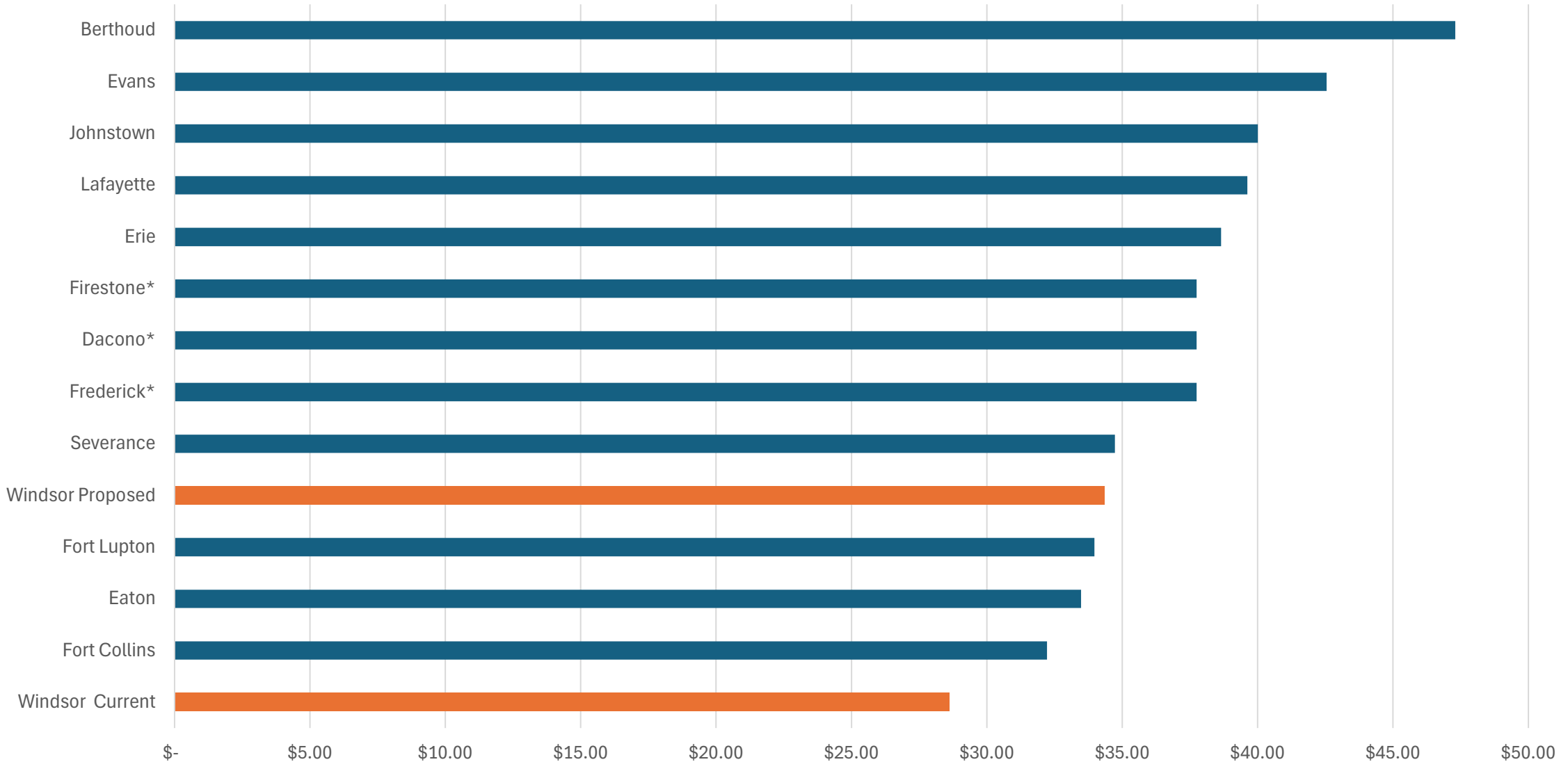
# Total Bill Comparison



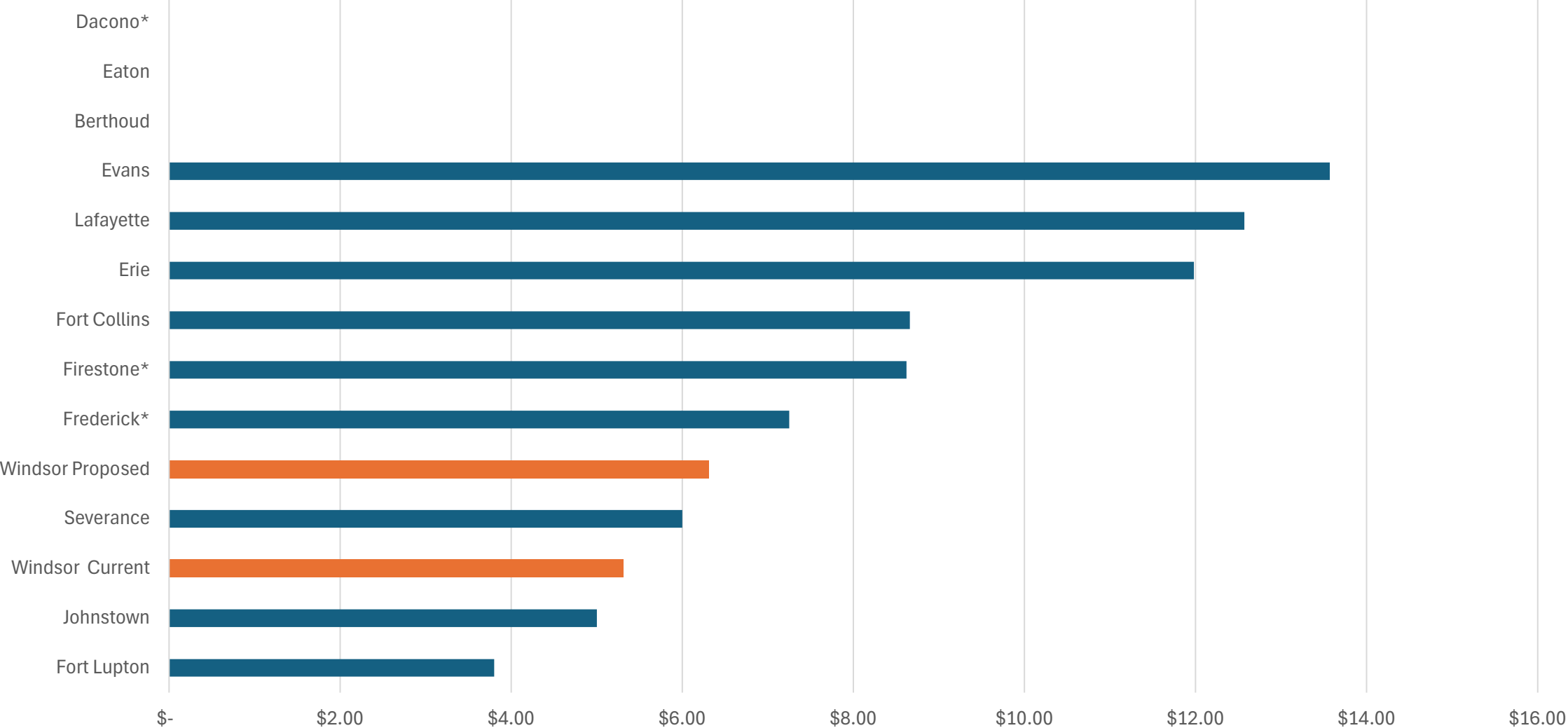
# Monthly Water Fee (base fee plus consumption charge 5kgal)



# Monthly Sewer Fee



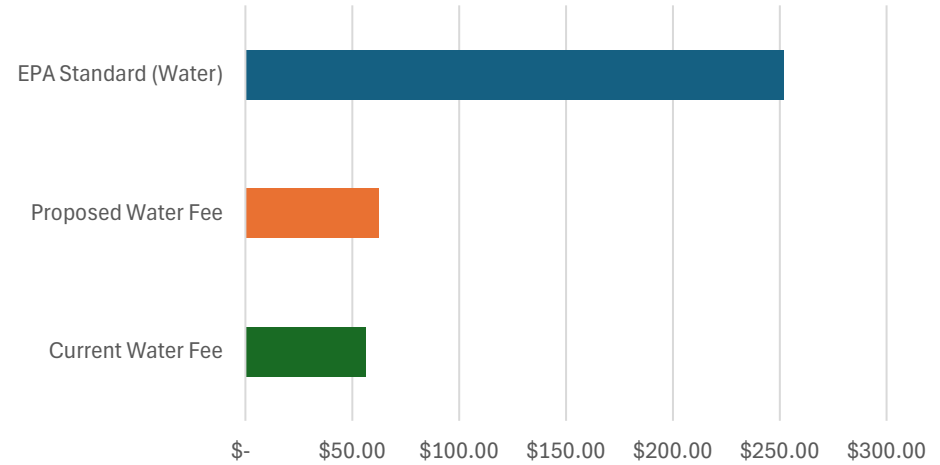
# Monthly Stormwater Fee



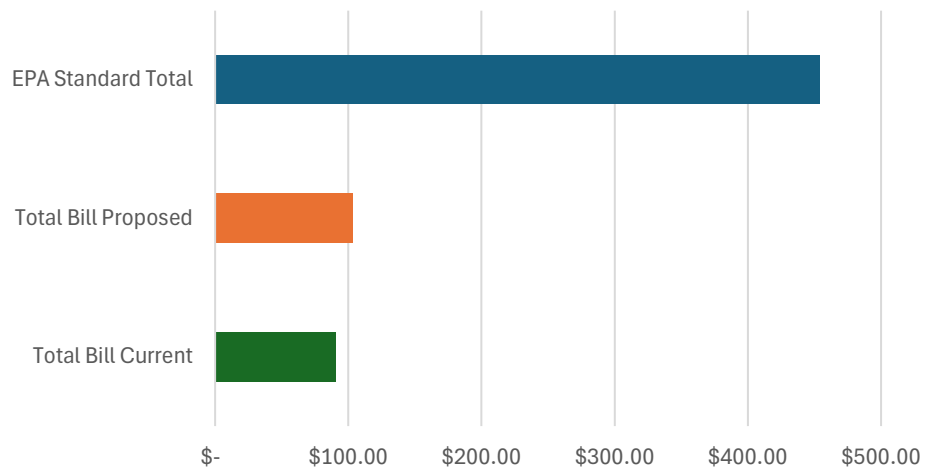
# EPA Affordability Standards

- Water service affordability is based on 2.5% of Median Household Income (MHI)
- Sanitary Sewer affordability is based on 2% of Median Household Income (MHI)
- Windsor's overall Median Household Income is \$121,000

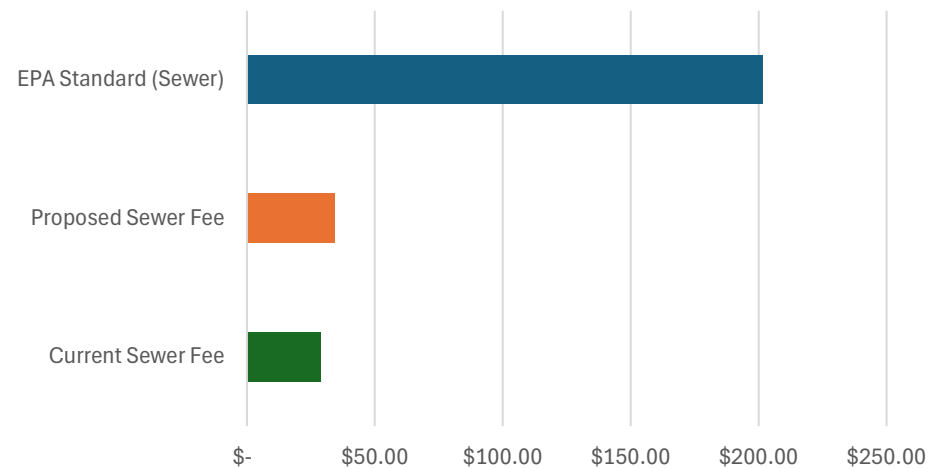
### Water Service Affordability



### Total Bill Affordability



### Sewer Service Affordability





## MEMORANDUM

**Date:** November 4, 2024  
**To:** Mayor and Town Board  
**From:** Stephen Garrison, Police Chief  
**Re:** SB 131: Prohibiting Firearms in Sensitive Spaces Discussion - S. Garrison, Police Chief; R. Cook, Sergeant  
**Item #:** B.2.

### **Background / Discussion:**

SB 24-131 prohibits a person from knowingly carrying a firearm, both openly and concealed, in the following government buildings, including their adjacent parking areas:

- State legislative buildings, including buildings at which the offices of elected members are located;
- A building of a local government's governing body, including buildings at which the offices of elected members or the chief executive officer of a local government are located (local government buildings); and
- A courthouse or other building used for court proceedings.

A local government *may* enact an ordinance or resolution, (opting out of this bill) by regulating who can carry a firearm in government buildings and on government property. For example, Colorado Revised Statute ("C.R.S.") Sec. 18-12-105.3 prohibits the carrying of a firearm in certain areas including their adjacent parking areas on the property or within any building where the Town Board meets, into a Town Board meeting, or where the elected member's office is, or where the municipal courthouse is (which is currently Town Hall).

This section indicates that the Local Government may allow the prohibited activity(ies), and can redefine what the Local Government is comfortable permitting. However, remaining silent and not adopting an ordinance or resolution means the prohibition as adopted in SB24-131 remains in place.

**Financial Impact:**

**Relationship to Strategic Plan:**

**Recommendation:**

**CC:**

**Attachments:**

1. 2024a\_131\_signed

# An Act

SENATE BILL 24-131

BY SENATOR(S) Jaquez Lewis and Kolker, Cutter, Fields, Sullivan, Gonzales;

also REPRESENTATIVE(S) Brown and Lindsay, Froelich, Amabile, Bacon, Boesenecker, Daugherty, deGruy Kennedy, Garcia, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lindstedt, Marvin, McCormick, Parenti, Ricks, Rutinel, Sirota, Story, Valdez, Weissman, Willford, Woodrow.

CONCERNING PROHIBITING CARRYING A FIREARM IN SENSITIVE SPACES  
RECOGNIZED BY THE UNITED STATES SUPREME COURT AS PLACES AT  
WHICH LONGSTANDING LAWS PROHIBITED CARRYING FIREARMS.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1. Legislative declaration.** (1) The general assembly finds and declares that:

(a) The second amendment to the United States constitution protects the right of persons to keep and bear arms, and the supreme court of the United States has held that states may, consistent with the second amendment, regulate carrying firearms in sensitive places;

*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

(b) Colorado currently regulates carrying firearms in specified sensitive places, including certain government buildings, schools, and public transportation facilities;

(c) The sensitive spaces described in this act are places where children and other members of the public congregate; and

(d) The sensitive spaces described in this act are sensitive places at which the state can regulate carrying firearms consistent with the second amendment.

**SECTION 2.** In Colorado Revised Statutes, add 18-12-105.3 as follows:

**18-12-105.3. Unlawful carrying of a firearm in government buildings - penalty - definitions.** (1) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, WHETHER LOADED OR NOT LOADED, IN ANY OF THE FOLLOWING LOCATIONS, INCLUDING THEIR ADJACENT PARKING AREAS:

(a) ON THE PROPERTY OF OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS, GALLERIES, OR OFFICES OF THE GENERAL ASSEMBLY, OR EITHER HOUSE THEREOF, ARE LOCATED;

(II) A LEGISLATIVE HEARING OR MEETING OF THE GENERAL ASSEMBLY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY MEMBER, OFFICER, OR EMPLOYEE OF THE GENERAL ASSEMBLY IS LOCATED;

(b) UNLESS PERMITTED BY A LOCAL GOVERNMENT, AS DESCRIBED IN SUBSECTION (4)(b) OF THIS SECTION, ON THE PROPERTY OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS OR GALLERIES OF A LOCAL GOVERNMENT'S GOVERNING BODY ARE LOCATED;

(II) A MEETING OF A LOCAL GOVERNMENT'S GOVERNING BODY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY ELECTED MEMBER OF A LOCAL GOVERNMENT'S GOVERNING BODY OR OF THE CHIEF EXECUTIVE OFFICER OF A LOCAL GOVERNMENT IS LOCATED; OR

(c) A COURTHOUSE OR ANY OTHER BUILDING OR PORTION OF A BUILDING USED FOR COURT PROCEEDINGS.

(2) THIS SECTION DOES NOT APPLY TO:

(a) A PEACE OFFICER CARRYING A FIREARM PURSUANT TO THE AUTHORITY GRANTED IN SECTION 16-2.5-101 (2);

(b) A MEMBER OF THE UNITED STATES ARMED FORCES OR COLORADO NATIONAL GUARD WHEN ENGAGED IN THE LAWFUL DISCHARGE OF THE MEMBER'S OFFICIAL DUTIES;

(c) SECURITY PERSONNEL EMPLOYED OR RETAINED BY AN ENTITY THAT CONTROLS OR OPERATES A PLACE DESCRIBED IN THIS SECTION AND SECURITY PERSONNEL DESCRIBED IN SECTION 24-33.5-216.7 (5) WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES;

(d) LAW ENFORCEMENT PERSONNEL, DEFENSE COUNSEL PERSONNEL, AND COURT PERSONNEL CARRYING OR POSSESSING A FIREARM IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES AS PART OF THE LAWFUL AND COMMON PRACTICES OF A LEGAL PROCEEDING; AND

(e) A PERSON WHO HOLDS A VALID PERMIT TO CARRY A CONCEALED HANDGUN OR A TEMPORARY EMERGENCY PERMIT ISSUED PURSUANT TO PART 2 OF THIS ARTICLE 12 WHO IS CARRYING A CONCEALED HANDGUN IN THE ADJACENT PARKING AREA OF A LOCATION LISTED IN SUBSECTION (1) OF THIS SECTION.

(2.3) (a) ON AND BEFORE JANUARY 4, 2025, SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY TO A MEMBER OF THE GENERAL ASSEMBLY.

(b) THIS SUBSECTION (2.3) IS REPEALED, EFFECTIVE JANUARY 5, 2025.

(3) A PERSON COMMITS UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IF THE PERSON VIOLATES SUBSECTION (1) OF THIS

SECTION. UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IS A CLASS 1 MISDEMEANOR.

(4) (a) THIS SECTION DOES NOT PROHIBIT A LOCAL GOVERNMENT FROM ENACTING AN ORDINANCE, REGULATION, OR OTHER LAW PURSUANT TO SECTION 18-12-214 OR 29-11.7-104 THAT PROHIBITS A PERSON FROM CARRYING A FIREARM IN A SPECIFIED PLACE.

(b) A LOCAL GOVERNMENT MAY ENACT AN ORDINANCE, REGULATION, OR OTHER LAW THAT PERMITS A PERSON TO CARRY A FIREARM AT PLACE DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION.

(5) NOTHING IN THIS SECTION PROHIBITS A PERSON FROM SECURELY STORING A FIREARM IN A VEHICLE, AS REQUIRED BY STATE LAW, THAT IS AT A LOCATION DESCRIBED IN THIS SECTION.

(6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "GOVERNING BODY" HAS THE SAME MEANING SET FORTH IN SECTION 29-1-102.

(b) "LOCAL GOVERNMENT" MEANS ANY CITY, COUNTY, CITY AND COUNTY, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THIS STATE, OR ANY DEPARTMENT, AGENCY, OR INSTRUMENTALITY THEREOF.

**SECTION 3.** In Colorado Revised Statutes, 18-12-105.5, **amend** (1)(a), (1)(b)(II), (3) introductory portion, (3)(d.5), and (3)(h); **repeal** (3)(d); and **add** (1)(a.5), (3)(i), (3)(j), and (4) as follows:

**18-12-105.5. Unlawfully carrying a weapon - unlawful possession of weapons - school, college, or university grounds - definition.** (1) (a) A person shall not knowingly and unlawfully and without legal authority carry, bring, or have in the person's possession a deadly weapon as defined in section 18-1-901 (3)(e) THAT IS NOT A FIREARM in or on the real estate and all improvements erected thereon of any public or private elementary, middle, junior high, high, or vocational school or any public or private college, university, or seminary; except for the purpose of presenting an authorized public demonstration or exhibition pursuant to instruction in conjunction with an organized school or class, for the purpose

of carrying out the necessary duties and functions of an employee of an educational institution that require the use of a deadly weapon THAT IS NOT A FIREARM, or for the purpose of participation in an authorized extracurricular activity or on an athletic team.

(a.5) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, EITHER OPENLY OR CONCEALED, IN OR ON THE REAL ESTATE AND ALL IMPROVEMENTS ERECTED THEREON OF ANY LICENSED CHILD CARE CENTER; PUBLIC OR PRIVATE ELEMENTARY, MIDDLE, JUNIOR HIGH, HIGH, OR VOCATIONAL SCHOOL; OR ANY PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; EXCEPT FOR THE PURPOSE OF PRESENTING AN AUTHORIZED PUBLIC DEMONSTRATION OR EXHIBITION PURSUANT TO INSTRUCTION IN CONJUNCTION WITH AN ORGANIZED SCHOOL OR CLASS, FOR THE PURPOSE OF CARRYING OUT THE NECESSARY DUTIES AND FUNCTIONS OF AN EMPLOYEE OF AN EDUCATIONAL INSTITUTION THAT REQUIRE THE USE OF A FIREARM, OR FOR THE PURPOSE OF PARTICIPATION IN AN AUTHORIZED EXTRACURRICULAR ACTIVITY OR ON AN ATHLETIC TEAM.

(b) (II) A person who violates ~~subsection (1)(a)~~ SUBSECTION (1)(a.5) of this section commits a ~~class 5 felony if the weapon involved is a firearm, as defined in section 18-1-901~~ CLASS 1 MISDEMEANOR.

(3) It ~~shall not be~~ IS NOT an offense under this section if:

(d) ~~The person, at the time of carrying a concealed weapon, held a valid written permit to carry a concealed weapon issued pursuant to section 18-12-105.1, as said section existed prior to its repeal; except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of section 18-12-214 (3); or~~

(d.5) The weapon involved was a handgun, and the person held a valid permit to carry a concealed handgun or a temporary emergency permit issued pursuant to part 2 of this article, ~~except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of~~ ARTICLE 12, AND THE PERSON IS CARRYING THE CONCEALED HANDGUN:

(I) ON THE REAL PROPERTY, OR INTO ANY IMPROVEMENTS ERECTED THEREON, OF A PUBLIC ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL IN ACCORDANCE WITH THE AUTHORITY GRANTED PURSUANT TO

section 18-12-214 (3); or

(II) IN A PARKING AREA OF A LICENSED CHILD CARE CENTER OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; OR

(h) The person has possession of the weapon for use in an educational program approved by a school, which program includes, but ~~shall not be~~ IS NOT limited to, any course designed for the repair or maintenance of weapons; OR

(i) THE WEAPON INVOLVED IS A FIREARM; THE PERSON CARRYING THE FIREARM IS EMPLOYED OR RETAINED AS SECURITY PERSONNEL BY A LICENSED CHILD CARE CENTER OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; AND THE PERSON IS CARRYING THE FIREARM WHILE ENGAGED IN THE PERSON'S OFFICIAL DUTIES AS SECURITY PERSONNEL; OR

(j) A LICENSED CHILD CARE CENTER IS ON THE SAME REAL ESTATE AS ANOTHER BUILDING OR IMPROVEMENT THAT IS NOT A SCHOOL AND THAT IS OPEN TO THE PUBLIC AND THE PERSON IS CARRYING A FIREARM ON AN AREA OF REAL ESTATE OR ANY IMPROVEMENT THEREON THAT IS NOT DESIGNATED AS A LICENSED CHILD CARE CENTER.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "LICENSED CHILD CARE CENTER" MEANS A CHILD CARE CENTER, AS DEFINED IN SECTION 26.5-5-303 (3), THAT IS LICENSED BY THE DEPARTMENT OF EARLY CHILDHOOD OR IS EXEMPT FROM LICENSING PURSUANT TO SECTION 26.5-5-304 (1)(b), AND THAT OPERATES WITH STATED EDUCATIONAL PURPOSES. "LICENSED CHILD CARE CENTER" DOES NOT INCLUDE A FAMILY CHILD CARE HOME, AS DEFINED IN SECTION 26.5-5-303 (7).

**SECTION 4.** In Colorado Revised Statutes, 1-13-724, **amend** (1)(a)(III), (1)(b)(I), (3)(a), (3)(b), and (3)(c) as follows:

**1-13-724. Unlawfully carrying a firearm at a polling location or drop box - exception - legislative declaration.** (1) (a) The general assembly finds and declares that:

(III) ~~Openly-carried~~ Firearms in or near a polling location or drop

box may intimidate, threaten, or coerce voters, affecting Coloradans' exercise of their voting rights; and

(b) The general assembly further declares that:

(I) Regulating ~~openly~~ carried firearms at polling locations and drop boxes is substantially related to the general assembly's interest in ensuring all Colorado voters have the right to vote in an environment that is safe FROM GUN VIOLENCE and free from intimidation;

(3) (a) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within any polling location, or within one hundred feet of a drop box or any building in which a polling location is located, as publicly posted by the designated election official, on the day of any election or during the time when voting is permitted for any election. The designated election official responsible for any central count facility, polling location, or drop box involved in that election cycle shall visibly place a sign notifying persons of the one-hundred-foot no ~~open~~ carry zone for firearms required pursuant to this section.

(b) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within a central count facility, or within one hundred feet of any building in which a central count facility is located, during any ongoing election administration activity related to an active election conducted by the designated election official, as publicly posted by the designated election official.

(c) This ~~subsection (1)~~ SUBSECTION (3) does not apply to:

(I) A person who ~~openly~~ carries a firearm that the person owns on the person's private property that is within the one-hundred-foot buffer zone or while traveling directly between the person's private property and a place outside the one-hundred-foot buffer zone; ~~or~~

(II) A uniformed security guard employed by a contract security agency, as defined in section 24-33.5-415.4, acting within the scope of the authority granted by and in the performance of a contractual agreement for the provision of security services with a person or entity that owns or controls the facility, building, or location subject to this section; OR

(III) SECURITY PERSONNEL DESCRIBED IN SECTION 24-33.5-216.7(5) WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES.

**SECTION 5.** In Colorado Revised Statutes, 18-12-105, **amend** (1) introductory portion, (1)(c), and (2) introductory portion; and **add** (2)(b.5) as follows:

**18-12-105. Unlawfully carrying a concealed weapon - unlawful possession of weapons.** (1) A person commits a class 1 misdemeanor if ~~such~~ THE person knowingly and unlawfully:

(c) Without legal authority, carries, brings, or has in ~~such~~ THE person's possession ~~a firearm~~ or any explosive, incendiary, or other dangerous device on the property of or within any building in which the chambers, galleries, or offices of the general assembly, or either house thereof, are located, or in which a legislative hearing or meeting is being or is to be conducted, or in which the official office of any member, officer, or employee of the general assembly is located.

(2) It ~~shall not be~~ IS NOT an offense PURSUANT TO THIS SECTION if the defendant was:

(b.5) CARRYING A CONCEALED FIREARM AT A SPECIFIC LOCATION IN VIOLATION OF SECTION 1-13-724, 18-12-105.3, OR 18-12-105.5; OR

**SECTION 6.** In Colorado Revised Statutes, 18-12-214, **amend** (3.5) as follows:

**18-12-214. Authority granted by permit - carrying restrictions - local authority.** (3.5) A permit issued pursuant to this part 2 does not authorize a person to carry a concealed handgun:

(a) Onto the real property, or into any improvements erected thereon, of a LICENSED CHILD CARE CENTER, AS DEFINED IN SECTION 18-12-105.5, OR A public OR PRIVATE college, or university, ~~if the carrying of concealed handguns is prohibited by the governing board of the college or university~~ OR SEMINARY IN VIOLATION OF SECTION 18-12-105.5;

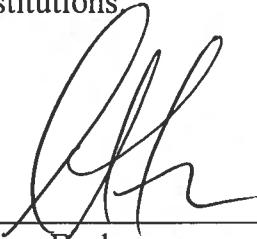
(b) IN A GOVERNMENT BUILDING IN VIOLATION OF SECTION 18-12-105.3; OR

(c) AT A POLLING LOCATION, DROP BOX, OR CENTRAL COUNT FACILITY, IN VIOLATION OF SECTION 1-13-724.

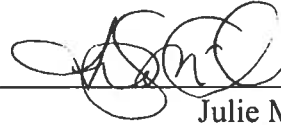
**SECTION 7. Effective date - applicability.** This act takes effect July 1, 2024, and applies to offenses committed on or after said date.

**SECTION 8. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions



Steve Fenberg  
PRESIDENT OF  
THE SENATE



Julie McCluskie  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

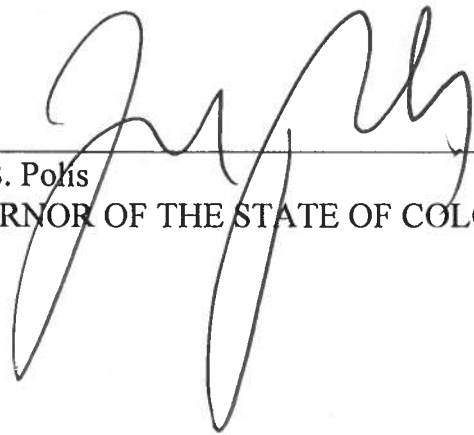


Cindi L. Markwell  
SECRETARY OF  
THE SENATE



Robin Jones  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED Friday May 31<sup>st</sup> 2024 at 12:15 pm  
(Date and Time)



Jared S. Polis  
GOVERNOR OF THE STATE OF COLORADO



## FUTURE TOWN BOARD MEETINGS

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November 11, 2024	Canceled for Veteran's Day Holiday
November 18, 2024 5:30 p.m.	Town Board Work Session Windsor Severance Fire Rescue Impact Fees Update Budget Wrap-up/Revisions Charter Commission Recommendation Discussion
November 25, 2024 5:30 p.m.	Town Board Work Session Dig Once Policy Discussion Natural Medicine Psilocybin Mushroom Discussion
November 25, 2024 7:00 p.m.	Town Board Regular Meeting
December 2, 2024	Canceled – 1 <sup>st</sup> Monday
December 9, 2024 5:30 p.m.	Town Board Work Session Board/Manager/Attorney Monthly Meeting Vision Zero Plan Update Kodak Open Space Master Plan
December 9, 2024 7:00 p.m.	Town Board Regular Meeting
December 16, 2024	Board/Manager/Attorney Annual Dinner
December 23, 2024	Canceled
December 30, 2024	Canceled

### Future Work Session Topics

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- Water 101 (January)



## MEMORANDUM

**Date:** November 4, 2024  
**To:** Mayor and Town Board  
**From:**  
**Re:** An Executive Session Pursuant to Colorado Revised Statutes §24-6-402(4)(f)(I) to Discuss Personnel Matters Involving the Annual Performance Review of Daniel L. Money, Town Attorney, and where Mr. Money has not Requested an Open Meeting (Daniel L. Money, Town Attorney)  
**Item #:** C.1.

**Background / Discussion:**

**Financial Impact:**

**Relationship to Strategic Plan:**

**Recommendation:**

**CC:**

**Attachments:**



## MEMORANDUM

**Date:** November 4, 2024  
**To:** Mayor and Town Board  
**From:**  
**Re:** An Executive Session Pursuant to Colorado Revised Statutes §24-6-402(4)(f)(I) to Discuss Personnel Matters Involving the Annual Performance Review of Shane Hale, Town Manager, and where Mr. Hale has not Requested an Open Meeting (Shane Hale, Town Manager)  
**Item #:** C.2.

**Background / Discussion:**

**Financial Impact:**

**Relationship to Strategic Plan:**

**Recommendation:**

**CC:**

**Attachments:**