

**PARKS, RECREATION & CULTURE MEMORANDUM
#19-2023**

DATE: July 10, 2023

TO: Honorable Mayor Meredith Leighty and City Council Members

THROUGH: Heather Geyer, City Manager *hmg*
Jason Loveland, Interim Deputy City Manager *AL2*

FROM: Amanda J. Peterson, Director of Parks, Recreation & Culture *ajp*

SUBJECT: CR-97 – Adams County Open Space Grant Acceptance – Aquatics Adventure Course

PURPOSE

To consider CR-97, a resolution approving a grant agreement and accepting grant funding in the amount of \$300,000 to help fund the design and construction of an Aquatics Adventure Course in the lap pool at the Northglenn Recreation Center.

BACKGROUND

There are two opportunities each year to seek grant funding from Adams County Open Space (ACOS). Funding for these grants comes from the ACOS tax, of which 68% is distributed through a competitive grant process. Adams County Resolution 99-1 and the ACOS Policies and Procedures manual outline eligible uses for these funds.

During the spring 2023 ACOS grant cycle, the ACOS Advisory Board recommended the grant request for the Aquatics Adventure Course be funded in full. That recommendation was accepted by the Adams County Commissioners, and a grant award of \$300,000 was approved for this project.

Funding from this grant would be used to design and install a retractable *NinjaCross*-style system in the lap pool to add a challenging and unique amenity to that space.

The total cost of this project is estimated to be \$500,000; matching funds in the amount of \$200,000 are available through the disbursement from the Metropolitan Football Stadium District from the sale of the Denver Broncos franchise.

BUDGET/TIME IMPLICATIONS

The grant agreement must be signed and submitted to the ACOS office within 45 days of award.

A supplemental appropriation increasing revenues and the corresponding expenditures in the Capital Projects Fund by \$300,000 would be brought forward later in 2023.

This project is anticipated to be put out to bid in the first quarter of 2024, with installation planned for the facility's annual maintenance week in August 2024.

STAFF RECOMMENDATION

Staff recommends approval of CR-97, authorizing the Mayor to sign the ACOS Grant Agreement for the Aquatics Adventure Course and accepting grant funding in the amount of \$300,000.

STAFF REFERENCE

If Council Members have any questions, please contact Amanda Peterson, Director of Parks, Recreation & Culture, at apeterson@northglenn.org or 303.450.8950.

CR-97 – Adams County Open Space Grant Acceptance – Aquatics Adventure Course
Adams County Open Space Grant Agreement

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S RESOLUTION

RESOLUTION NO.

No. CR-97
Series of 2023

Series of 2023

A RESOLUTION ACCEPTING AN ADAMS COUNTY OPEN SPACE GRANT AND APPROVING THE GRANT AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND THE ADAMS COUNTY BOARD OF COUNTY COMMISSIONERS

WHEREAS, the City of Northglenn has submitted an application to Adams County to use Adams County Open Space Sales Tax funding for the Aquatics Adventure Course Project to install a retractable *NinjaCross*-style system in the lap pool at the Northglenn Recreation Center to add a challenging and unique amenity to the space; and

WHEREAS, the Adams County Board of County Commissioners has approved the grant application and has prepared an Adams County Open Space Grant Agreement, which provides \$300,000 for the Aquatics Adventure Course Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. The Adams County Open Space Grant in the amount of \$300,000.00 is hereby accepted and the Adams County Open Space Grant Agreement, attached hereto as **Exhibit A**, between the City of Northglenn and the Adams County Board of County Commissioners for the Aquatics Adventure Course Project is hereby approved and the Mayor is authorized to execute same on behalf of the City.

DATED, at Northglenn, Colorado, this _____ day of _____, 2023.

MEREDITH LEIGHTY
Mayor

ATTEST:

APPROVED AS TO FORM:

JOHANNA SMALL, CMC
City Clerk

COREY Y. HOFFMANN
City Attorney

**ADAMS COUNTY OPEN SPACE GRANT AGREEMENT
OSG2023-00012**

The Grant Agreement (“Agreement”) is made and entered into this ____ day of _____, 202__, between the City of Northglenn (“Applicant”) and the County of Adams, acting through the Board of County Commissioners (“Adams County”).

RECITALS

WHEREAS, in November 1999, the citizens of Adams County passed a county-wide one-fifth of one percent Open Space Sales Tax (the “Tax”); and

WHEREAS, in November 2004, the citizens of Adams County reauthorized the Tax and increased it to one-fourth of one percent; and

WHEREAS, in November 2020, the citizens of Adams County authorized the permanent extension of the existing county-wide sales tax of one-fourth of one percent for the continuing purpose of preserving open space and creating and maintaining parks and recreation facilities; and

WHEREAS, the majority of the revenues collected are distributed to qualifying jurisdictions through a competitive grant process; and

WHEREAS, on March 31st, 2023, Applicant applied for an Adams County Open Space Grant to complete the “Aquatic Adventure Cross Project” (the “Project”); and

WHEREAS, on June 27, 2023, Adams County awarded Applicant an Adams County Open Space Grant to complete the Project; and

WHEREAS, Adams County awarded the Project 66.67% of the total Project costs, not to exceed \$300,000.00.

AGREEMENT

NOW, THEREFORE, the Parties hereto agree as follows:

1. Grant Award. Adams County hereby awards to Applicant a grant in the amount of 66.67% of the total Project costs, not to exceed \$300,000.00 (the “Grant”), subject to terms and conditions set forth in this Agreement.
2. Project Scope. Applicant shall complete the Project as described in the grant application, attached as Exhibit 1 (“Project Scope”), and incorporated herein by this reference. Exhibit 1 attachments include the grant application and all application attachments. Applicant shall not materially modify the Project Scope without the approval of Adams County. Applicant may request a modification to the Project Scope in compliance with the Modification Policy in the Open Space Policies and Procedures, attached as Exhibit 2 and incorporated herein by this

reference, as may be amended from time to time by Adams County in its sole discretion. Adams County may elect to terminate this Agreement and deauthorize its funding for the Project in the event it determines that the Project Scope has been materially modified without its approval and/or if Applicant fails to comply with the Modification Policy.

3. Completion Date. Applicant shall complete the Project no later than June 27, 2025, (“Completion Date”), which is two years after the date of Adams County’s approval of the Project. Project completion requires all necessary documentation be submitted to Open Space staff on or before the Completion Date. Applicant may request an extension of the Completion Date in compliance with the Extension Policy in the Open Space Policies and Procedures, exhibit 2, as may be amended from time to time by the Board of County Commissioners in its sole discretion. Adams County may elect to terminate this Agreement and deauthorize its funding for the Project in the event that this Completion Date is not met and/or if Applicant fails to comply with the Extension Policy.
4. Compliance with Open Space Sales Tax Resolution and Open Space Policies and Procedures. Applicant shall use the Grant in accordance with Resolution 2020-480, and the Open Space Policies and Procedures, collectively attached hereto as Exhibit 2.
5. Audits and Accounting Records. Applicant shall maintain standard financial accounts, documents, and records relating to the completion of the Project. The accounts, documents and records related to the completion of this Project shall be subject to examination and audit by Adams County staff (the “Staff”) prior to receiving the Grant. All such accounts, documents, and records shall be kept in accordance with generally accepted accounting principles and be subject to an annual independent audit as set forth in Exhibit 2.
6. Payment of Grant. Adams County agrees to make payments to the Applicant in the following manner:
 - a. Payments. Adams County agrees to disburse grant funds to Applicant to provide reimbursement for the payment of project costs upon successful completion of the Project, or on a quarterly basis. Itemized Reimbursement Requests, as set forth below, are required for reimbursements. Should the Project take two full years to complete, the Reimbursement Request for the final period of the project must be received by June 27, 2025 to remain compliant with the Project Completion Date, as set forth above. Reimbursements disbursed from Adams County shall not exceed 66.67% of project costs incurred during the previous period with cumulative reimbursements totaling no more than \$300,000.00.
 - b. Acceptable Expenditures. Applicant can request payment for 66.67% of all project costs incurred within the previous period with cumulative reimbursements totaling no more than \$300,000.00 that: (1) have already been paid by the Applicant, and (2) are listed in the approved budget attached as Exhibit 1, under Application Attachment A – Project

Budget. Applicant may request disbursement of grant funds for costs that have been incurred, but not paid by Applicant. However, Adams County will consider such requests on a case-by-case basis and distribution of grant funds for these purposes is not guaranteed.

- c. Reimbursement Request. Applicant shall submit via hand delivery, email, or regular mail, to Adams County an itemized Reimbursement Request for project costs that have been incurred as of the date of the request. Each Reimbursement Request shall contain the following: (1) copies of invoices and/or employee time sheets complete with a spreadsheet indicating hours worked, wages earned, and taxes and benefits paid for work related specifically to the Project; (2) documentation substantiating that the Applicant has paid for the costs for which it is requesting reimbursement, including but not limited to cancelled checks or proof of a wire transfer; and (3) a brief summary of the work completed to date.
 - d. Approval of Payment of Reimbursement Requests. The Adams County Open Space Program Manager shall approve or disapprove the amount of each Reimbursement Request within fifteen (15) days of receipt of a legible Reimbursement Request. Payment shall be made to Applicant by check or electronic fund transfer.
 - e. Disapproval of Reimbursement Request. If Adams County disapproves any amount or amounts in a Reimbursement Request, Adams County shall promptly notify Applicant of the reason, therefore. Upon receipt of disapproval, Applicant and Adams County shall meet within one week to discuss what, if anything, the Applicant can do to obtain payment of the requested amount that was denied.
7. Signage. Applicant shall erect and maintain an Adams County Open Space Sign, which shall be provided by Adams County, in a prominent place on the Project site, unless the Project will not be open to the public.
 8. Publicity. In all press releases regarding this Project, Applicant shall include the following statement: "This Project was funded in part with proceeds from the Adams County Open Space Sales Tax. The Adams County Open Space Sales Tax was originally passed by the Adams County voters in 1999, and reauthorized and permanently extended in November 2020.
 9. Miscellaneous Provisions.
 - A. Good Faith. Both Parties have an obligation to act in good faith, including the obligation to make timely communication of information that may reasonably be believed to be of interest to the other party.
 - B. Applicable Law. Colorado law applies to the interpretation and enforcement of this Agreement. Venue for any dispute shall be in Adams County, Colorado.

- C. Time is of the essence. Time is of the essence in this Agreement.
- D. Authority. The undersigned represents and warrants that he or she is duly authorized and has legal capacity to execute this agreement on behalf of the Applicant, that the Applicant's obligations in this Grant Agreement have been authorized, and that the Grant Agreement is a valid and legal agreement binding on the Applicant in accordance with its terms.
- E. Survival. The terms and provisions of this Agreement and Applicant's obligations hereunder shall survive the funding of the Grant.
- F. Entire Agreement. Except as expressly provided herein, this Agreement constitutes the entire agreement of the parties. No changes to this Agreement shall be valid unless made in writing and signed by the parties to this Agreement.

The remainder of this page is left blank intentionally.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date set forth above.

BOARD OF COUNTY COMMISSIONERS
COUNTY OF ADAMS, STATE OF COLORADO

Chair

ATTEST:
CLERK AND RECORDER'S OFFICE

Deputy Clerk

APPROVED AS TO FORM:

County Attorney's Office

City of Northglenn

By (signature)

Printed name

Title

EXHIBIT 1

[Back to site](#) | [Edit Webform](#)

OSG2023.00012

Adams County Open Space Grant Application - Active ...



HTML

Table

Plain text

Data (YAML)

[◀ Previous submission](#)

[Next submission ▶](#)

Submission information

Applicant Organization Name: City of Northglenn

Name of Project: Aquatic Adventure Cross Project

Grant Request (this cycle only) \$\$300,000

Previous Adco Grants (total for this project only)

Matching Funds (cash + in-kind) \$\$150,000

Total Project Costs \$\$450,000

Grant Request (% of Total Project Costs) 67%

Number of Acres

Cost Per Acre

Appraised Price Per Acre

If the owner is donating a portion of the value or the purchase price is more than the appraisal price, please explain:

Attach a copy of the appraisal summary page and label as Attachment M - Appraisal Summary Page.

Are there any known existing easements on the project site? No

If yes, attach one set of copies of the easements and label as Attachment N - Easements.

Will the applicant be using any of its 30% distribution as part of the cash match for this project? No

If yes, please list the amount being used:

Applicant Organization Name: City of Northglenn

Sponsoring Jurisdiction:

Name of Project: Aquatic Adventure Cross Project

Primary Contact Name: Jesse Mestrovic

Phone: 3034508838

Email: jmestrovic@northglenn.org

Title: Project Manager

City: Northglenn

State: Colorado

Zip: 80233

Address: 11701 Community Center Drive

Name: Amanda Peterson

Title: Director

Phone: (303) 450-8950

Email: apeterson@northglenn.org

Name: Daniel Martinez

Title: Senior Engineer

Phone: (303) 450-8839

Email: danmartinez@northglenn.org

Briefly describe your project (

The Northglenn Recreation Center, Senior Center & Theatre is seeking a fun, out-of-the-box system to enhance programming in the lap pool. The addition of an aquatic adventure course, similar to the Ninja Cross System, is a retractable system that allows for the lap pool to be utilized for traditional lap swim, as well as have the opportunity to add a whole new fun fitness element. The system would be mounted directly to the facility's existing roof structure, which lowers into position for use. The course is creatively designed with interchangeable obstacles that are fully customizable to continually create new courses and challenges with a range of difficulty. With 20+ obstacles placed above, below, and on the water, the courses create three-dimensional challenges for swimmers and aquatics exercisers of all ages and at any fitness level. This system will complement the overall programming for the aquatic facility that otherwise may be limited to specific user groups. The unique combination of recreation, fitness, and extreme sports are all combined in the system, making it a unique enhancement to our pool that may otherwise be specifically programmed for a traditional demographic.

An aquatic adventure course can be deployed in under 60 seconds to supplement programming – from high-intensity, low-impact exercise to fan-driven competitive events and recreational obstacle course racing. This enhancement is anticipated to generate new member interest at our aquatic center, particularly amongst youth and teens.

The 154,633 Gallon Natatorium is a tremendous asset in the new Northglenn Recreation Center. The goal of this project is to enhance the six lane, 25 yard lap pool with a retractable obstacle course for all generations.

Pursuant to the Open Space Policies and Procedures, a project can be submitted for funding consideration up to three (3) times. Has this grant been submitted for funding consideration in a previous grant cycle?

No

Grant Cycle

Award Amount

Reason for Current Request:

Grant Cycle

Award Amount

Reason for Current Request:

Property site address: 1 East Memorial Parkway

Parcel ID# (Required): 0171903214006

Nearest cross streets: Community Center Drive & Northglenn Way

Is this project located within Adams County? Yes

Include a Location Map and label as Attachment G - Location Map. Location Map should clearly identify the location of the project (including the nearest cross streets) and should provide directions to the project site.

Attachment G -Location Map - Aquatic Adventure Cross Project.pdf (255.46 KB)

Please provide GPS Coordinates, longitude and latitude. 39.91004, -104.98949

a. Please describe each component of the project and scope of work in detail (

The Northglenn Natatorium is a six lane, 25-yard pool with six starting blocks and a kick plate in each lane. The pool holds 154,633 gallons of water and is primarily used for lap swim, however, there are times where the lap lanes are shared with other programs to include swim team, swim lessons, and water fitness. Staff feels that having a different option such as a Ninja Cross will attract youth, more specifically our teenage demographic, for a more unique opportunity to energize the lap pool for an alternative fitness option. The functionality of deploying an alternative fitness option and engaging a hard to attract sector of youth in a matter of minutes keeps our facility relevant and engaging.

b. Attach a Project Site Plan that identifies all project components and label as Attachment F - Project Site Plan.

Attachment F - Project Site Plan-NinjaCross.pdf
(13.28 MB)

c. Does this project attempt to avoid conflicts between surrounding uses and park uses? Are there attempts to separate high use areas within the park to avoid user conflicts? If yes, clearly identify these areas on the Project Site Plan. (

The lap pool is separated from the leisure pool by a glass wall, allowing for different uses to occur in each space without conflict. This wall allows for toddler swimming lessons to be taking place on one side of the pool and teens to be using the adventure course at the same time. The addition of the aquatics adventure course provides yet another option for those that may not be interested in the leisure pool elements or traditional lap swim, as well as those who are looking for greater physical challenge during their aquatic work out. The new adventure course is fully retractable and will not impede the use of the pool for lap swim or swim team practices.

a. Clearly describe how this project will fulfill needs of the community (i.e. the project provides recreation opportunities for underserved areas, addresses health and safety issues, etc.). (

The new Northglenn Recreation Center, Senior Center & Theatre is very well used by the community by individuals of all ages. The recreation center provides amenities for nearly everyone from the Senior Center to Pre-School and summer camp. Many of these users utilized the aquatic facilities regularly. During our long-range planning process, the focus group meetings identified a desire to enhance multi-generational activities and the need to focus on youth and teens. We feel this new amenity will directly stimulate that audience as well as keep the excitement rolling at the new facility.

The Northglenn Recreation Center, Senior Center & Theatre is located within walking distance from low-income housing areas, restaurants and shops, old city hall with new city hall in development now. The Recreation Center is surrounded by the highest density of housing in the city. There are small townhouse homes on the north and east and apartments further to the west and to the north. There is senior housing just to the east, as well as single family houses. There are also childcare facilities and elementary schools within walking distance.

b. Explain the urgency to complete this project, including how the scope of the project will be affected if Adams County Open Space Grant funds go unsecured and what, if any, opportunities will be lost if the project does not receive grant funding this cycle. (

With change of ownership of the Denver Broncos, Northglenn's contribution to the Metropolitan Stadium District was reimbursed back to each of the contributing cities and counties. The Parks and Recreation Advisory Board and City Council supported the use of a portion of these one-time for this project. The stipulations placed on the funds by the Metropolitan Stadium District are that it be used for youth recreation programming, and that funds are allocated to a project by September 2023.

a. Describe all current and anticipated future uses of the project, including all programmed and nonprogrammed activities. (

The city of Northglenn is in the process of revitalizing its civic campus and that includes the new Northglenn Recreation Center, Senior Center & Theatre. In 2022, the Northglenn Recreation Center, Senior Center & Theatre served over 6,300 unique members, over 97,000 daily visits from members or daily users, nearly 60,000 visits from program participants, 1,800 group fitness classes, 16,000 group fitness class participants, 2,200 swim lesson participants, and 1,635 youth sports participants. The age breakdown of the facility is 0-11: 30%, 12-17: 15%, 18-34: 15%, 35-44: 14%, 45-55: 9%, & 65+ (Seniors): 12%. The sharp decline in use as children get older is concerning, this course is just one more way to keep those young teens engaged. The civic campus and the Northglenn Recreation Center, Senior Center & Theatre is the hub and the focal point for most of the city's events and activities. It is also a gathering spot for daily recreation and park users as well as our summer day camps. To better serve our constituents and our visitors alike, these new additions will only enhance all programmed and nonprogrammed activities for the city of Northglenn.

b. Explain how this project will appeal to a broad diversity of users or address the needs of specific groups (i.e. the project will provide facilities specifically for youth, the elderly, those with a disability, or will serve a combination of many groups). (

As indicated previously, a full 30% of facility users are children ages 0-11. This figure drops in half as they reach their teen years. This course is intended to reach youth that wouldn't otherwise come into the facility, with the opportunity for multi-generational interaction and friendly competition. With a wide variety of elements, and the ability to adjust the height of the equipment, the course will be available for individuals of all ages and abilities. As a regional recreation center, this project will enhance the users experience for a broad range of users and user groups. These facility enhancements will enhance our recreational and programming options provided by the city for years to come.

a. Explain how this project fits into a regional or master plan. (

The city of Northglenn's most recent Parks and Recreation Master Plan was adopted in 2017. This plan was written prior to the development of the new recreation center, senior center and theatre. Although there was not an opportunity to identify this project in the 2017 Master Plan, the project was discussed at multiple public meetings before it was approved. The city recently contracted with a consulting firm to conduct an update to the long-range plan; that process is currently underway. This effort, titled Northglenn Playbook, is intended to be complete in the first quarter of 2024.

Attach relevant portions of the plan(s) and label as Attachment I - Plans (limit 3 pages).

Attachment I - Plans - Ninja Cross brochure.pdf (5.74 MB)

b. Will this project link to other trails, parks, or open space properties in the applicant's jurisdiction or in another jurisdiction, now or in the future? If not, explain the significance of the project location. (

Northglenn Recreation Center, Senior Center & Theatre is located along the Farmers Highline Canal trail and is adjacent to the E.B. Rains Jr. Memorial Park. The Northglenn Civic Campus Master Plan has been developed and is anticipated to take about 15 years to fully implement. This civic campus is between the Delta by Marriott and Wester Lake Promenade to the north and an apartment complex to the south. This plan includes not only the new recreation center, senior center and theatre, but also the latest upgrades at E.B. Rains Jr. Memorial Park, the new City Hall, and ultimately, redevelopment of the remaining vacant part of the campus through a public private partnership. There is also a trail connection under I-25 connecting the civic campus to the RTD Wagon Road Park & Ride. The Northglenn Recreation Center, Senior Center & Theatre has been viewed as a tremendous asset to that type of development and is a clear landmark for the project. With that development, the Recreation Center use will only continue to increase.

a. Open Space Sales Tax dollars are to be used in accordance with Resolution 2020-480. Please describe how the project complies with the Tax. (

The use of Adams County Open Space funds to complete this project meets the definition provided within section 8(c)iii, "Active open space lands may include lands for park purposes and other recreational uses such as sports fields, golf courses and recreation center. Park purposes shall be defined as the construction, equipping, acquisition and maintenance of park and recreational improvements and facilities for the use and benefit of the public." Improvements to Northglenn Natatorium provides a clear benefit to the community, to further enhance a well-loved landmark and community asset.

Provide any additional information needed to understand the project budget - Attachment A (i.e., how land value was estimated without an appraisal, how costs were estimated on equipment or staff time, etc.). Please DO NOT write any dollar amounts below. (

Project budget includes funding needed for the site inspection, design, and installation of the aquatic adventure course. Cost estimates were developed based on recent similar projects performed by a vendor that provides this type of equipment, Ninja Cross.

Funding has been secured through City Council action. These funds were received by the city from the sale of the Denver Broncos, as a rebate of a portion of the sales tax that was collected by the Metropolitan Stadium District to build the stadium. A portion of these funds is dedicated to this project; the remaining funds will be utilized to provide scholarships for theatre and recreation programs and to support other park improvement projects.

Please list partners and describe how each partner is contributing to the project. Please DO NOT write any dollar amounts below. (

If applying as an organization other than a qualified jurisdiction, please attach a letter of sponsorship from a qualified jurisdiction and label as Attachment J - Letter of Sponsorship.

Please provide a letter of commitment from each partner that is providing cash or in-kind contributions for this project and label as Attachment K - Letters of Commitment. Letters of commitment should include dollar amounts.

Briefly describe any effort made on the part of the applicant to gain support for this project (i.e., community surveys completed, neighborhood meetings, solicited comments, etc.). (

Each year, two public hearings are held by the Parks and Recreation Advisory Board, one focuses on Recreation Programming and one on Capital Improvement Projects. This project has been on the Capital Improvement Project schedule since 2019. In addition, the City Council hosts one public hearing each year regarding the Capital Improvement Project budget.

More recently, staff utilized social media to reach out to the public and published in the Northglenn Connection that is mailed to every household in Northglenn.

The Parks, Recreation & Culture Department presented the staff's recommendations for the Metropolitan Stadium District funding to the Parks Advisory Board and City Council at public meetings with positive support for the expenditure of these one-time funds on this project.

In addition, members of the community and a local business leaders have reached out in support of the project. Letters of support are attached.

Letters of Support

Attachment L - Letters of Support - Ninja Cross.pdf (240.37 KB)

a. Describe how this project will be managed to ensure safety of users and for long-term sustainability. Include in your answer the entity responsible for maintenance, the available resources, and the typical maintenance schedule. (

The Aquatics staff at the Northglenn Recreation Center, Senior Center & Theatre are seasoned staff that are trained aquatics professionals. We have over 40 staff members, full time & part time, dedicated to our aquatics division of the department. These professionals manage the new facilities at the Northglenn Recreation Center, Senior Center & Theatre as well as the outdoor pool facility at Kiwanis Pool.

The Aquatics staff is composed of 40 crew members and two supervisors. Two of those crew members take primary responsibility for day-to-day operations at the facility. Staff conducts daily maintenance and runs pool chemical checks routinely.

The proposed improvements will minimally increase the maintenance requirements at this facility, and we will continue to actively manage the ongoing maintenance at the Northglenn Recreation Center, Senior Center & Theatre.

b. Is there a written agreement or Intergovernmental Agreement for things such as access or maintenance?

No

If yes, please provide a copy of this agreement and label as Attachment H - Agreement.

Project Name

Kiwanis Bath House Replacement & Splash Pad Addition

Project Manager

Juliana Berry

Award Date

Spring 2019

Completion Date	Fall 2021
Project Name	Northwest Open Space Renovation
Project Manager	Dana Kester
Award Date	Fall 2020
Completion Date	Fall 2021
Project Name	Northwest Open Space Design
Project Manager	Dana Kester
Award Date	Spring 2018
Completion Date	Spring 2019
Project Name	Sensory Playground
Award Amount	\$\$375,000
Original Due Date	Spring 2020
Status	Under construction, anticipated completion May 2023
Project Name	Jaycee Ballfield
Award Amount	\$\$170,000
Original Due Date	Spring 2022

Status	Under construction, anticipated completion May 2023
Project Name	Croke Reservoir
Award Amount	\$\$40,000
Original Due Date	Fall 2022
Status	65% Design Complete, anticipated summer construction
Project Name	Wyco & Danahy Tennis Courts
Award Amount	\$\$300,000
Original Due Date	Fall 2020
Status	Under construction, anticipated completion May 2023
Please attach a separate list if the space above is not sufficient.	ADCO.GrantList.pdf (95.73 KB)
1st Priority:	Fox Run Playground Project
2nd Priority:	Aquatic Adventure Cross Project
3rd Priority:	Trail Map Signage & Stewardship
Please upload Attachment A - Project Budget	ACOS-Attachment-A-Project Budget-Aquatic Adventure Cross Project.pdf (1.08 MB)

**Please upload Attachment
B - Project Budget
Categories**

ACOS-Attachment-B-Project Budget Categories-
Aquatic Adventure Cross Project.pdf (1.02 MB)

**Please upload Attachment
C - Estimated Project
Timeline**

ACOS-Attachment-C-Estimated-Project-Timeline-
Aquatic Adventure Cross Project.pdf (1.01 MB)

**Please upload Attachment
D - Source of Funds**

ACOS-Attachment-D-Source of Funds-Aquatic
Adventure Cross Project.pdf (928.74 KB)

**Please upload Attachment
E - Source of Funds
Categories**

ACOS-Attachment-E-Source of Funds Categories-
Aquatic Adventure Cross Project.pdf (922.74 KB)

**Attach any additional
information you may have.**

Northglenn_ ADCO Open Space Grant video,
Spring 2023_0.pdf (168.21 KB)

Applicant Name:

Jesse Mestrovic

Title:

Project Manager

Date:

3/31/23



ADAMS COUNTY OPEN SPACE

ATTACHMENT A - PROJECT BUDGET

All organizations or individuals providing in-kind contributions are required to provide a letter of commitment outlining their contribution(s) as stated in the Project Budget. Attachment A should include dollar amounts.

Date: 3/31/23

Project Name: Aquatic Adventure Cross Project

Amount Requested: \$300,000

% Total Project Costs: 67

Description of Item/Expense	Grant Request	Previous ADCO Award	Applicant Match	Partner Match	In-Kind (funds/services to be provided by applicant or partner)	Total Project Costs
Aquatic Adventure Cross Project	\$300,000		\$150,000			\$450,000
<i>Budget Total</i>	\$300,000		\$150,000			\$450,000



ADAMS COUNTY OPEN SPACE

ATTACHMENT B - PROJECT BUDGET CATEGORIES

Attachment B should not include dollar amounts.

Attachment B will mirror Attachment A but have corresponding check marks in place of dollar amounts.

Date: 3/31/23

Project Name: Aquatic Adventure Cross Project

% Total Project Costs: 67

Description of Item/Expense	Grant Request	Previous ADCO Award	Applicant Match	Partner Match	In-Kind (funds/services to be provided by applicant or partner)	Total Project Costs
Aquatic Adventure Cross Project	✓		✓			
<i>Budget Total</i>						



ADAMS COUNTY OPEN SPACE

ATTACHMENT C - ESTIMATED PROJECT TIMELINE

Attachment C should reflect scheduling for each task of your project over the next 24 months. Describe each task of your project and put a check mark in the column to the right for the month that task will occur.

Date: 3/31/23

Project Name: Aquatic Adventure Cross Project

Description of Task	Year One Task Dates											
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Aquatic Adventure Cross Design	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Order Time (6 months)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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Description of Task	Year Two Task Dates											
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Order Time (6 months)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Construction	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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The timeline should reflect scheduling for each task of your project over the next 24 months. Describe each task of your project and put a check mark in the column for the month that task will occur.



ADAMS COUNTY OPEN SPACE

ATTACHMENT D - SOURCE OF FUNDS

In the chart below, please list all sources of funds. For partners, please provide a brief description of the contribution. Regarding the Applicant's contribution, only fill out the "Brief Description of Contribution" if the Applicant is making an in-kind contribution.

Attachment D should include dollar amounts.

Project Name: Aquatic Adventure Cross Project

% Total Project Costs: 67

Source of Funds	Date Secured	Grant Request	Previous ADCO Grant Awards	Cash Match	In-Kind Match	Total Funding	Brief Description of Contribution (< 10 Words)
NFL, Denver Broncos Sale \$	Oct 2022			\$150,000		\$150,000	NFL Stadium reimbursement
ADCO Spring 2023 Grant Request		\$300,000				\$300,000	
<i>Total</i>		\$300,000		\$150,000		\$450,000	



ADAMS COUNTY OPEN SPACE

ATTACHMENT D - SOURCE OF FUNDS

In the chart below, please list all sources of funds. For partners, please provide a brief description of the contribution. Regarding the Applicant's contribution, only fill out the "Brief Description of Contribution" if the Applicant is making an in-kind contribution.

Attachment D should include dollar amounts.

Project Name: Aquatic Adventure Cross Project

% Total Project Costs: 67

Source of Funds	Date Secured	Grant Request	Previous ADCO Grant Awards	Cash Match	In-Kind Match	Total Funding	Brief Description of Contribution (<10 Words)
NFL, Denver Broncos Sale \$	Oct 2022			\$150,000		\$150,000	NFL Stadium reimbursement
ADCO Spring 2023 Grant Request		\$300,000				\$300,000	
<i>Total</i>		\$300,000		\$150,000		\$450,000	



ADAMS COUNTY OPEN SPACE

ATTACHMENT E - SOURCE OF FUNDS CATEGORIES

In the chart below, please mark all sources of funds. For partners, please provide a brief description of the contribution. Please mark each corresponding cell. Regarding the Applicant's contribution, only fill out the "Brief Description of Contribution" if the Applicant is making an in-kind contribution.

Attachment E should not include dollar amounts. Attachment E will mirror Attachment D but have corresponding check marks in place of dollar amounts.

Project Name: Aquatic Adventure Cross Project

% Total Project Costs: 67

Source of Funds	Date Secured	Grant Request	Previous ADCO Grant Awards	Cash Match	In-Kind Match	Total Funding	Brief Description of Contribution (<10 Words)
NFL Denver Broncos Sale \$	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Grant Request	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
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<i>Total</i>							

3/10/2023

Suyash Shrestha

1 East Memorial Parkway

Northglenn, CO 80233

Adams County Grant Board

4430 S Adams County Parkway

Brighton, CO 80601

Dear Sir/Madam of the Adams County Grant Board,

The City of Northglenn, local community, and youth would largely benefit from the addition of a Ninja Cross above existing lap pool infrastructure located at the Northglenn Recreation Center, an expansive 88,000 square-foot multi-purpose facility serving as the home of the city's recreation and culture programs and services. A space that continues to serve the people of Northglenn and the neighboring areas on such a grand scale deserves an addition to assist in increased community engagement and aid in fostering relationships with friends, family, and more notably local government.

The Ninja Cross, an on-demand fitness obstacle course, offers numerous benefits and is incredibly customizable, making it an important component in a variety of potential recreational programs. This product's inclusivity is appealing because it caters to a wide range of people, including adults of all ages, as well as children and teenagers. This serves as an amazing focal point to make the Northglenn community become tighter and stronger as a whole, as a singular attraction has the power to bring everyone together and most importantly have an amazing time. Each obstacle course is unique with a variety of mix-and-match components which can be customized to what the public desires, whether that is traverse beams, horizontal ladders, overhanging rings, or overhanging horizontal bars. This assures that Northglenn is able to provide an experience like no other. This course can be used anytime, and additional excitement can be added through the competition feature where individuals can be timed during their attempt to complete the course.

Having the opportunity to utilize a Ninja Cross also provides an unforeseen number of benefits regarding endurance, conditioning, and overall health. This "arena in aquatics" also has the ability to provide a variety of athletic programming from low intensity, high impact, and even fast-paced competitive events. According to a 2017 study conducted by the American Heart Association, heart disease was the second largest killer in the entire state of Colorado right after cancer. This issue has only continued to become a growing epidemic across the entire nation, as 1 in every 5 deaths within the United States are due to heart disease as concluded by the Center of Disease Control. Implementing accessible and interactive obstacle courses can be a proactive

solution to this ongoing crisis as it encourages individuals to not only have a memorable experience but live a heart healthier lifestyle. Researchers from the Prospective Urban and Rural Epidemiological Study (PURE) have found that just 30 minutes of physical activity for five days a week can help prevent 1 in 12 deaths and 1 in 20 cases of cardiovascular disease. Introducing a Ninja Cross not only has large social upsides, but also health impacts as it helps people achieve that at least 30 minutes of physical activity for five days benchmark to have the ability to save lives.

As a member of the Northglenn Youth Commission, I am aware of the ongoing efforts to grow and expand the youth and teen recreational programs within the City of Northglenn. One of our greatest examples includes unique programming including "Club Rec", an event that occurs on Mondays and Wednesdays of each week where those enrolled have the ability to get homework done, play interactive games, and leverage the amenities offered at Northglenn Recreation Center. The addition of a Ninja Cross would allow us to have additional strategies to drive member growth and retention, ultimately better catering to the needs of today's children and teenagers. It would also bring on additional programming opportunities including possible competitions to bring together local youth and make sure they have a fun experience! This opportunity would also help aid the professional development of neighborhood athletic kids as it provides access to crucial training exercises and equipment for the Northglenn Fusion Swim Club, who has a goal to teach the sport of swimming and provide crucial life lessons along the way.

Thank you so much for your time, and I hope the importance of this Ninja Cross resonates with you as well.

-Sincerely,

Suyash Shrestha, Board Member of the Northglenn Youth Commission



CITY OF
Northglenn
YOUTH
COMMISSION



Parks & Recreation Advisory Board

11701 Community Center Drive

Northglenn, CO 80233

P: 303.280.7821

parks-and-rec-advisory-board@northglenn.org

March 30, 2023

To Whom It May Concern:

The City of Northglenn's Parks and Recreation Advisory Board is composed of five resident board members, acting in an advisory capacity to City Council, City Manager and the Parks and Recreation Director. The board's responsibilities are established through the City Charter and municipal code and serves the primary purpose of providing a communication link between the residents, staff and City Council.

The board is involved in the development of the city's five-year capital improvement project (CIP) program, as it relates to parks and recreation improvements. The board conducts an annual parks tour, holds two public hearings, and reviews budget proposals prior to recommending a project be included in the CIP program.

The members of the Parks and Recreation Advisory Board are fully in support of the proposed addition of an aquatic adventure course in the lap pool at the new Northglenn Recreation Center, Senior Center & Theatre. Funding to complete some of the necessary improvements is included in the 2023 CIP budget, through the disbursement received from the sale of the Denver Broncos, though additional funding is needed to fulfill the vision that we have for this facility. Adams County Open Space grant funding would allow for a fully integrated adventure course, such as Ninja Cross, to be installed. This would help meet the needs of underserved youth and teens in our community.

We greatly appreciate the support that Adams County Open Space grants have provided to the City of Northglenn. Without grant funding, many of the recent improvements to our parks and recreation amenities would not have been possible. We appreciate your consideration of this grant request, and look forward to the opportunity to continue to enhance our city's recreation center.

Sincerely,

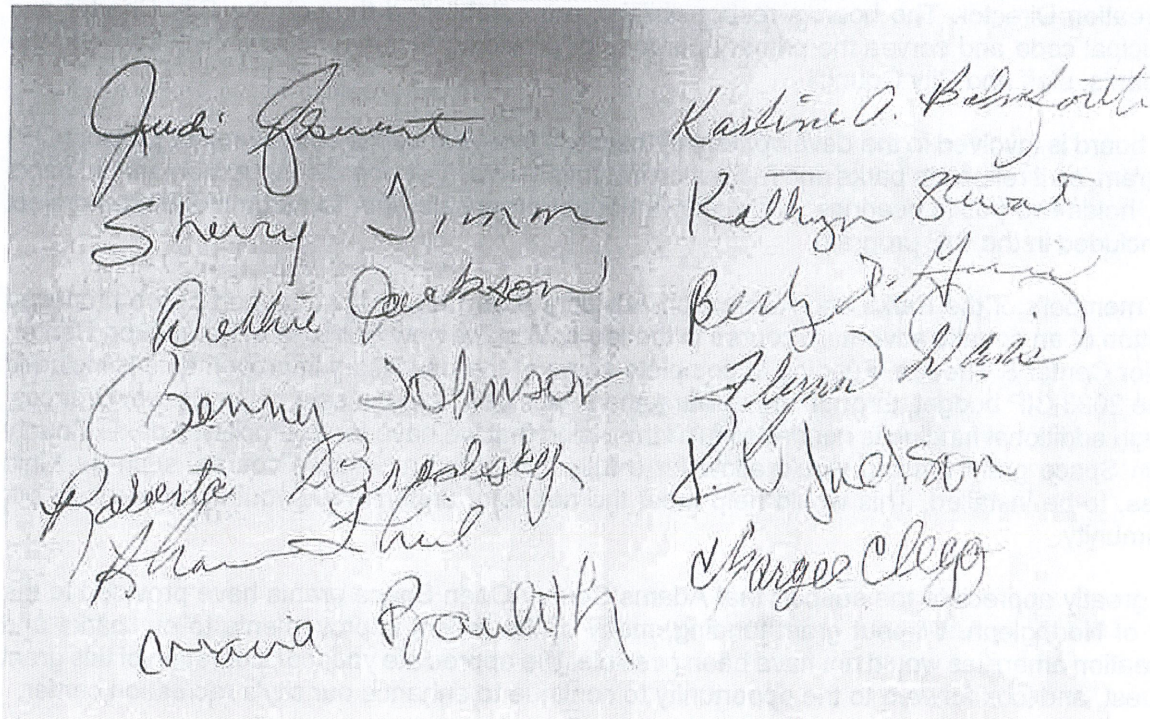
Andy Hall
Vice President
Northglenn Parks & Recreation Advisory Board

City of Northglenn
11701 Community Center Drive
Northglenn, CO 80253

Dear Jesse Mestrovic,

We are writing in support of the Ninja Cross system in the lap pool area at the Northglenn Recreation Center. Our fitness group utilizes the lap pool consistently led by Kathryn Stewart. The recreation center gives us the opportunity to exercise, have fun and socialize. Although our group may not use this type of equipment, we know that it will benefit others when the lap pool is not being utilized. We support this grant application for the Ninja Cross system.

Thank you,



Judi Stewart
Sherry Simon
Debbie Jackson
Benny Johnson
Roberta Bresalkey
Fran Lueil
Maria Baulth

Kristine A. Baulth
Kathryn Stewart
Betty D. Harris
Floyd Harris
K. O. Jackson
Charles Clegg

From: Sharon Thiel
To: Jesse Mestrovic
Subject: Support for Proposed Projects
Date: Thursday, March 16, 2023 1:10:32 PM

Hi Jesse,
I currently use Northglenn Recreational center four days a week. I love my classes!
Although I am a Thornton resident, I fully support Northglenn's parks, recreation, & culture department's proposed projects.

Thank you.
Sharon Thiel

Sent from my iPad

From: Debbie
To: Jesse Mestrovic
Subject: Grants from Adams County
Date: Tuesday, March 21, 2023 2:56:04 PM

I would like to address the need for more grant money from Adams County to the city of Northglenn. We are growing with the addition of the new housing being built around Karl's Farm. Some of the housing is for low income senior citizens who are in need of more options at the Northglenn Rec Center. Any grants for improvements in the City of Northglenn would be greatly appreciated.

Thank you, Debbie Jackson.

Sent from the all new AOL app for iOS

From: [Chrystal Hall](#)
To: [Jesse Mestrovic](#)
Date: Friday, March 17, 2023 3:21:59 PM

I support the city's grant request to improve the Foxrun neighborhood, trail signage, trail stewardship and Ninja course for the lap pool. Thank you.

From: [Becky Grenia](#)
To: [Jesse Mestrovic](#)
Subject: Project Improvements!
Date: Thursday, March 16, 2023 12:35:57 PM

I think all of these projects are necessary to improving our neighborhoods in Northglenn! I hope that we are able to get the grants to do all of these!

Fox Run neighborhood playgrounds, updating trail signage, and the addition of a Ninja Cross course at the Recreation Center's Lap pool.

Thanks for your time,
Becky Grenia
Northglenn resident.

Sent from my iPad



“
 The NinjaCross system can provide a tremendous compliment to the overall programming for an aquatic facility that otherwise may be limited to a few specific user groups. The unique combination of recreation, fitness, and extreme sports are all combined in the system, making it a unique enhancement to pools that may otherwise be specifically programmed for a narrow demographic.

— Scott Hester
 Counsilman-Hunsaker



- 2020 Leading Edge Award-Winner World Waterpark Association

- Fast Company's 2021 Sports & Recreation Candidate

- Proud Provider to the American Institute of Architects

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 Transform your pool with the push of a button - 60 second retraction time

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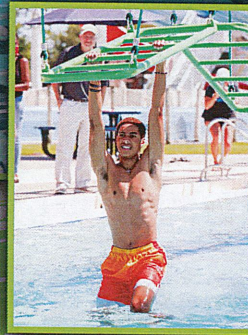
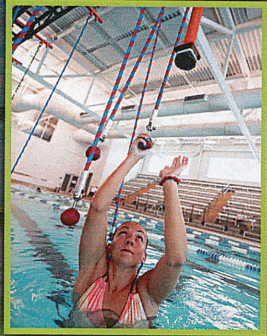
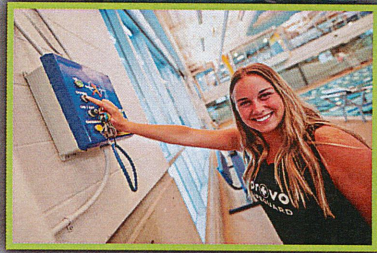
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FITNESS
 COMPETITION
 RECREATION
 ACTIVATION
 SPORT



**NINJA
 CROSS™**

**TRANSFORM
 YOUR POOL**
 WITH THE PUSH OF A BUTTON



“
 NINJACROSS™ is the next big thing in aquatics! With the innovative design, competition-style system, and individuality of the system...aquatics professionals can use this for several different types of programming; challenge courses, fitness classes, free time for kids and adults alike, and so much more! This system, in my honest opinion, is a game changer in the world of aquatics.
 — Abi Schaefer
 Duke University Recreation & Physical Education

Welcome to the new ARENA IN AQUATICS.

NinjaCross™ — the retractable obstacle course.
 Indoor or Outdoor - Retracts in 60 Seconds On-Demand

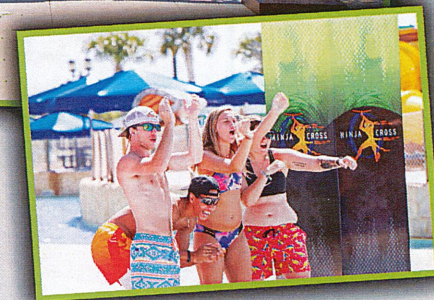
Developed for facilities battling empty schedules and still waters, the system deploys in under 60 seconds to supplement profitable programming — from high-intensity, low-impact exercise to fan-driven competitive events. Generate new member loyalty, sales and new revenue streams with paid memberships, entrance fees and center-of-attention events.

- Differentiate your facility from the competition
- Zero interference with existing programs
- Member Retention - Member Acquisition - New Revenue Streams

COMBAT DOWNTIME

- Create a destination
- Children, teens & active adults
- High throughput up to 10 participants at once
- Keep members coming back
- Increase length of stay
- Retrofit to indoor & outdoor aquatic facilities
- Student athletics, swim teams, training & elevated lifeguard conditioning
- Partner with local school districts & gyms
- Monthly paid events & private rentals - lease your space

Tour one of our installations. Contact us today!





City of Northglenn
11701 Community Center Drive
Northglenn, CO 80233

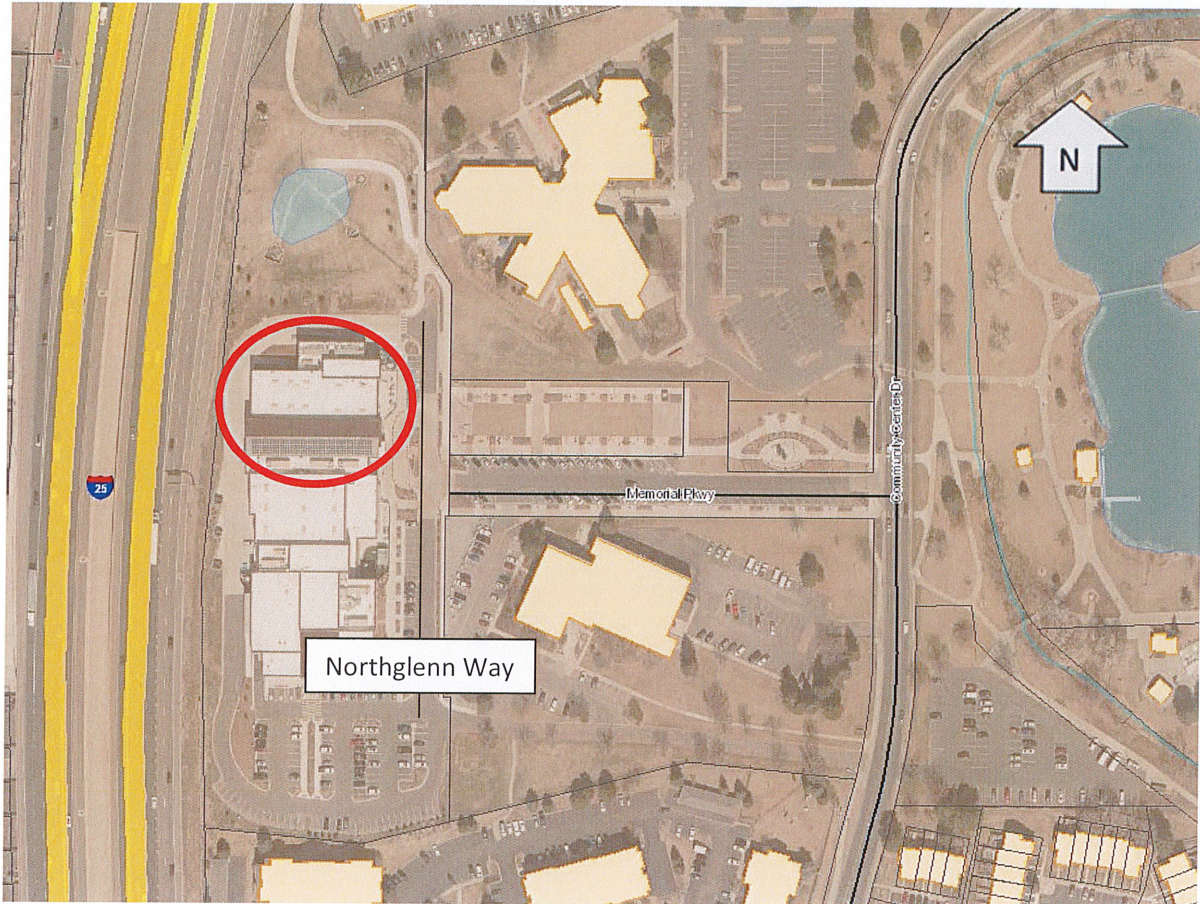
Aquatic Adventure Cross Project:

Location / Area

Northglenn Recreation Center, Senior Center & Theatre

Address: 1 East Memorial Parkway, Northglenn, CO 80233

Cross Streets: Community Center Drive & Northglenn Way





CITY OF
Northglenn

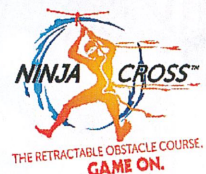
NINJA CROSS



NINJACROSS SYSTEMS

Model #NCS-I-54

KYLE RIEGER – 913.909.9761
WJN, LLC DBA/NINJACROSS SYSTEMS
Overland Park, Kansas 66223





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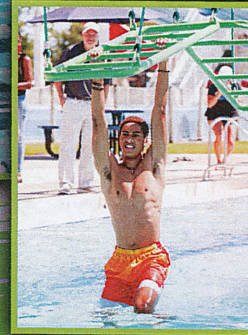
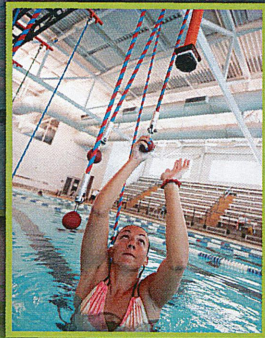
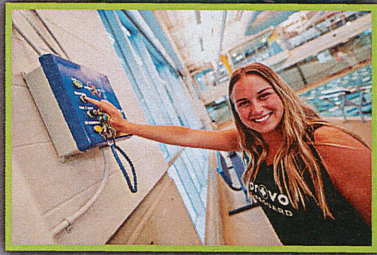
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 Transform your pool with the push of a button - 60 second retraction time



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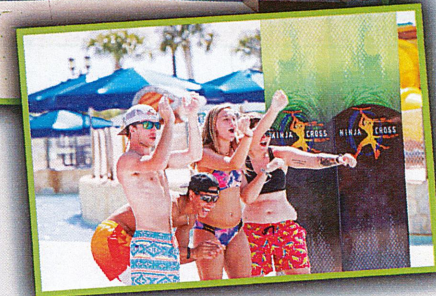
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— Abi Schaefer
Duke University Recreation & Physical Education





CITY OF
Northglenn

NINJACROSS™

WELCOME TO A NEW ARENA IN AQUATICS

THE ON-DEMAND AQUA GYM & FITNESS OBSTACLE COURSE
WHERE THE ULTIMATE STAGE IS YOUR **TRAINING FACILITY**



NINJACROSS™

WITH THE PUSH OF **A BUTTON**

GET COMPETITIVE – *BOOST* REVENUE, MEMBER RETENTION & ACQUISITION!



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- **Activate Your Aquatic Facility with The Simple Push of a Button**
- **60-second Deployment with Zero Interference to Existing Programs & Scheduling**
- **Entertainment Timing System w/ Custom Deployment, Retraction & Action Mode Music + LED Time Display**





PROGRAMMING – NEW REVENUE STREAMS – NEW PROFIT CENTERS

MEMBER ACQUISITION
 MEMBER RETENTION
 NEW REVENUE STREAMS
 TARGET WIDE USER GROUPS
 AID COST-RECOVERY
 BOOST POOL UTILIZATION
 COMBAT DOWN TIME
ZERO SET-UP & BREAKDOWN TIME
 ZERO INTERFERENCE

DIFFERENTIATE YOUR FACILITY FROM YOUR
 COMPETITION

HIGH THROUGHPUT – UP TO 10 (275LB) PARTICIPANTS
 RE-PROGRAM & RE-JUVENATE YOUR DORMANT POOL
 MAKE USE OF VERTICAL SPACE...**VERTICAL AQUATICS**
 DRIVE SUSTAINABLE DESIGN -->PROFITABLE
 PROGRAMMING
 KEEP YOUR MEMBERS COMING BACK
 INCREASE LENGTH OF STAY
 CREATE A MEASURABLE ROI (SKILL-BASED VS.
 LEISURE)
 CREATE 2 POOLS IN 1

THE PROGRAMMING
 OPPORTUNITIES ARE *ENDLESS*

LEAGUES & TOURNAMENTS
SPONSORSHIPS & SUMMER
CAMPS

BIRTHDAY PARTIES
CORPORATE OUTINGS
HIIT - BOOT CAMPS
PHYSICAL THERAPY

MILITARY & INTRAMURALS
LOCAL GYM PARTNERSHIPS

HIGH SCHOOLS & ADA
SWIM TEAMS & CIRCUIT
TRAINING

STUDENT ATHLETICS
CONDITIONING & STRENGTH
TEAM BUILDING

FRATERNITIES VS. SORORITIES



TARGETED POPULATIONS

CHILDREN – HEALTHIER THAN WEIGHT TRAINING
 ACTIVE ADULTS – BUOYANCY ASSISTED – EASIER ON
 JOINTS

WEIGHT ROOM INTIMIDATED
 OUTDOOR WORKOUT & FUNCTIONAL FITNESS
 FANATICS

BODYWEIGHT WORKOUT TRENDS
 OBSESE – BURN CALORIES WITH LESS IMPACT
PERSONAL TRAINING – 1 ON 1

PARTNER - TANDEM
 SMALL GROUP – SEMI-PRIVATE
 BOOTCAMP – GROUP FITNESS

NEXT LEVEL – “GROUP X” AEROBICS & WORKOUTS
 KID FITNESS – LEARN TO SWIM...**COMPETITIVE**
 CROSSFIT-STYLE – WORKOUT ON-DEMAND / OPEN
 GYM

WEBSITE & SOCIAL MEDIA COMMUNITY
 “ABC” – AQUA-BASED COMMUNITY
 AQUA-FIT & NINJAGYM
 EVENT-BASED FITNESS

“CHALLENGING FOR ALL SKILLSETS, FROM BEGINNERS TO ELITE ATHLETES”



Northglenn



"INDOOR AND OUTDOOR TRAINING, FITNESS, AND LEAGUE COMPETITION"



GET COMPETITIVE -

**NINJACROSS™ Systems Presents a NEW way to MOVE,
Under, On & Above the Water**

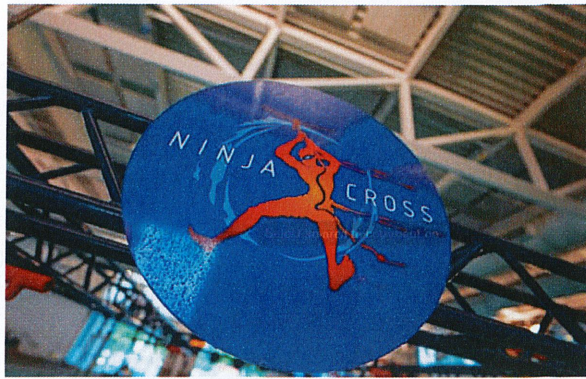


TAKING FITNESS & COMPETITION TO A NEW LEVEL



TRANSFORM YOUR POOL WITH THE PUSH OF A BUTTON





Prior to the Coronavirus, many epidemiologists raised the alarm about another pandemic facing our country – an epidemic of Inactivity. Physical activity takes practice. Children, Teens, and Adults who do not master basic gross motor skills because they have not spent enough time physical play will lose interest in play altogether and find excuses to sit out. When they do, their peers gain skills and the physical gap between active people and sedentary people widens. The Center for Disease Control and Prevention recommend that people of all ages get 60 minutes a day of moderate to rigorous physical activity. Yet prior to Covid teens were already in front of computers, I-Pads, cellphones, and television 8 hours a day.

To combat that gap, we need to help children, teens and adults alike rediscover that love of play so they can build strengths to help them feel confident in their physicality. **Introducing the NinjaCross System.**

Scope of Work Matrix	Included	By Others
Total Price \$365,000 USD		
Model #NCS-I-54 Indoor System		
Site Specific Engineered Drawings Sealed by a Professional Engineer Registered in Colorado	✓	
All Equipment for NCS-I-Obstacle Truss System Components and Rigging	✓	
Truss Support System and Related Supports, Rigging Cables and Pulley Blocks	✓	
Winch and Pulley Retraction System, Direct Drive Pulley System	✓	
Safety Back-up System	✓	
Entertainment Timing System – Dual LED Timer, Control Box, Sound Package, & Stop Bollards	✓	
Obstacle Elements Above, Below and On the Water Surface	✓	
Safety and Instructional Signage	✓	
Operations and Maintenance Manuals – Electronic File Copy	✓	
IPad – One Digital Operations & Maintenance Manual delivered on a Mini iPad	✓	
Floating EZ-Dock – (4) four 10 ft x 5 ft Dock Sections w/four Tie-Up Cleats	✓	
NCS materials & coatings designed specifically for the Harsh Environments in Aquatic Centers	✓	
Labor to complete the installation of the obstacles and obstacle truss system	✓	
Installation supervisor, installation labor and small hand tools	✓	
Electrical - Single Phase, 125vac/30amp service required for: winch, timing system, & control box		✓
Ceiling Improvements		✓
Installation of Timer Display Board and Master Control Box		✓
Freight		✓

INDOOR SCOPE OF WORK

A. Scope of Work: work shall include the furnishing of all labor, materials, equipment, engineering expertise and other incidentals as indicated on the Drawings, specified herein, and as necessary for proper construction of a **NinjaCross™** model NCS-I-54 including;

1. **NinjaCross™** On-Demand Obstacle Course System – *to be referred to as (NCS)*
 - a. Obstacle Truss System Components and Rigging
 - b. Truss Support System and Related Supports, Rigging Cables, and Pulley Blocks
 - c. Winch and Pulley Retraction System, Direct Drive Pulley System.
 - d. Safety Back-up System.
 - e. Entertainment Timing System
 - f. Labor to complete the installation of the obstacles and obstacle truss system.
 - g. Safety and Instructional Signage
 - h. Operations and Maintenance Manuals
 - i. On-Site Certification and Training.

Work Provided Elsewhere in the Specifications and/or on the **Drawings (to be provided by others and NOT NinjaCross Systems)**

1. All demolition and repairs to decks, fences, and landscaping if applicable.
2. We require the owner to provide a water filled swimming pool during our installation.
3. All electrical works, including labor and material for electrical connections and wiring to the designated areas as specified by the manufacture. ***See item “K” below for Electrical System Requirements.**
4. Watertight Conduit runs from main system control box to owner supplied electrical service for one LED display monitor and winch/pulley system, timer system. All conduit runs shall be specified by NCS and provided by others along with all necessary electrical work.
5. Ceiling Improvements which may include structural bracing, additions, or connection that will allow for the mounting of NCS supplied equipment. This may require fabrication of structural parts, welding, bolting, painting and relocation of fire sprinklers, lighting, HVAC, or other obstructions of the NCS cable pathway.
6. The installation crew will require access to the entire length and 12-foot. perimeter around the pool where the Obstacle Course System is to be erected including a 20' x 30' access area to operate all equipment **along with a 20' x 80' laydown area** for equipment container and trailer as well as trusses, and obstacles. This area must be accessible for a 25-foot reach scissor lift with a 12-foot platform that is capable of reaching a 25-foot-high ceiling, otherwise an additional charge may be applied.

B. Materials

1. The structural steel/aluminum truss support, aluminum obstacle truss (winch and pulley retraction system) and obstacles, shall be constructed of materials that are able to be installed by the obstacle course manufacturer or by a manufacturer certified installation company.
2. ALUMINUM: aluminum shall conform to the following unless noted otherwise on the drawings:
 - a. Member alloy: 6005-T5 or 6061-T6 or 6005A-T6
 - b. Channels, plates and sheets: 6061-T6
 - c. Weld filler allow: 4043, 5356, or 5556
 - d. All detailing, fabrication and erection shall conform to the aluminum association aluminum design manual, current edition.
3. Welding shall be in accordance with the American Welding Society latest edition.
4. Field connections shall be bolted unless specified otherwise on the drawings.
5. Aluminum truss to aluminum truss connection bolts: Stainless Steel, A193, 5/8" diameter.

C. STRUCTURAL STEEL:

1. Structural steel shall conform to the following unless noted otherwise on the drawing
2. Misc. plate, bar, angles and channels: ASTM A36, FY = 36 KSI
3. HSS tubes: ASTM A500 GR B, FY = 46 KSI
4. HSS round: ASTM A500 GR B, FY = 42KSI
5. PIPE shapes: ASTM A53, TYPE E OR S, GRADE B, FY = 35 KSI
6. Bolts or scaffold connection pins: SAE J429 grade 5 bolts (FY=92 KSI)
7. Truss to truss connection pins: A449
8. Welding shall be in accordance with the American Welding Society latest edition
9. Hot dip galvanized per ASTM A123 after fabrication. Coating weight per paragraph 5.1 of ASTM A123 and A153. Fabricate assemblies per ASTM A143, A384, AND A385. Repair damaged areas and welds made after galvanizing after erection in accordance with ASTM A780 with organic zinc rich paint complying with DOD-P-21035 OR MIL-P-26915, multiple coats to dry film thickness of 4 MILS.
10. Contractor shall supply temporary bracing to take care of all loads on the structure during erection to ensure the safety of the structure, leave as long as is required, remove when safety is assured.

E. CORROSION PROTECTION COATING

1. Unless otherwise noted all steel materials shall be hot dipped galvanized.
2. Aluminum obstacle frame shall be anodized.
3. All elements below the water surface shall either be HDPE, stainless steel, or aluminum that is protected with a thermoplastic powder technology, to be used on steel and aluminum materials.

F. WIRE ROPE AND RIGGING ACCESSORIES

1. Wire rope 3/8" or less in diameter: 7x19 SSAC, meeting federal spec. RR-W-410E
2. Wire rope 7/16" or greater in diameter: 6X19 IWRC, meeting federal spec. RR-W-410D, type 1 Class 2
3. Special cable used for indoor systems is designed to provide the most resistance to Stainless Stress Cracking that includes a unique molecular blend for resistance to SSC. The actual wire configuration of 7x19 is used to provide a good balance of tensile strength while maintaining flexibility to go over the sheaves.
4. Wire rope connections and rigging use SS316 Shackles, Wire Rope Clips, Turnbuckles, Hoists, and other required terminations.
5. Shackles: stainless steel, screw pin anchor type, ASTM A153
6. Turnbuckles: system, ASTM F-1145
7. Forged wire rope clips: galvanized or stainless steel, meeting federal spec. FF-C-450 Type I Class I
8. Wire rope thimbles: galvanized or stainless steel, meeting federal spec. FF-T-276B type II
9. Ratchet straps and Chain pullers.
10. Polyester or steel core round sling

G. HARDWARE

1. Steel Hardware, ASTM A-7 or A-36 (hot dipped galvanized).
2. Bolts, Federal Specification FF-B-SC1.

H. INSPECTIONS

All truss units, scaffold and/or other rigging equipment shall be visually inspected prior to erection. Damaged or corroded equipment shall not be used. Field modifications shall be approved by the engineer of record prior to installation

I. COLOR - OBSTACLE & SUPPORT CORD(S):

Color shall be integral to the obstacle and/or support cord(s). Obstacle and obstacle support cord color shall be selected from 9 standard colors supplied by NCS. Colors may be different for obstacles and cord if desired. Powder coated and anodizing colors are numerous and can

be provided for color selections upon request for an additional cost to owner.

J. SYSTEM COMPONENTS

1. **Obstacle Frame:** the point at which the Obstacles mount and the portion of the system that moves up and down to place the obstacles either in a useable position or in a stored position. The Obstacle Frame is constructed from 12"x12" aluminum box truss. Connected by bolting them end to end to either another box truss or a corner block. The Obstacle Frame is rectangular in shape, being 12' wide with the length dependent on the final design. Obstacle Frame is then prepped, anodized and powder coated.
2. **Obstacles:** the elements in which participants climb/swim on, over, and under that are located above, on and below the water level consisting of 3 types.
 - a. Underwater Obstacles where most of the obstacle is under water and the participants body will be in the water. Examples of these types of obstacles are Underwater Hoops, Underwater Sea of Discs, The Cube, etc.
 - b. Water Level Obstacles - where the obstacle is at water level, these obstacles either have the participant standing on top of the obstacles or require the participant to maneuver over the obstacle. Examples are Water Level Sea of Discs, Low Bars, etc.
 - c. Above Water Obstacles - where the obstacle is higher above the water and the participant's body is out of the water, typically requiring the participant to use upper body strength. Examples are Overhead Ring, Tilted Ladder, Trapeze Bar, UFO's, etc.
 - d. Obstacles are constructed of steel core nylon rope, HDPE plastic, stainless steel tubing aluminum tubing, and stainless-steel hardware.
3. **Attachment Hardware** - Obstacles attach to the Obstacle Frame via either an Obstacle Attachment Bar or Truss Clamp.
 - a. Obstacle Attachment Bar is a 2" bar that attaches to the Obstacle Frame and allows for obstacles to have a wider attachment than 12".
 - b. Truss Clamp is an attachment that clamps to the 12" truss with an eye loop. This allows quick attachment of items to the truss.
4. **Rigging System** – Includes three components: The Retraction System, Safety Backup System, and Static Line System. All points shall be dead hung points. All rigging shall be hung from panel points (locations on the truss chords braced both vertically and horizontally) unless specifically approved by the engineer of record. Bridles shall not be used unless specifically allowed by the engineer of record.
 - a. **The Retraction System** - comprising of 5 major components, the Lifting Lines, the Winch Line, the Winch, Pulley Blocks, and the Direct Drive Pulley System (DDPS). The Lifting Lines connect to the Obstacle Truss at design system points then runs vertically to the Pulley Block where it is redirected horizontally to the DDPS. The Lifting Lines are on approximately 11' centers with each side of the Obstacle Truss having the same number of Lifting Lines. The Lifting Lines run to the DDPS through a special sheave that redirects the lines to bring them together from an 11' on center spacing to a 6" o/c spacing. The Lifting Cables then terminate at the Winch Cable. The Winch Cable connects to the Winch and this single line pulls all Lifting Cables to create a symmetrical lift of the Obstacle Frame.
 - b. **The Safety Backup System** is a system designed to catch to the Obstacle Frame in case a rigging cable breaks and prevents the Obstacle Frame from falling into the water. The current system used is a product called The Backup System. How it works is a cable runs from the Obstacle Frame to the Backup System device that connects internally to internal wheel, if that wheel starts to spin fast a break is triggered that halts the spin of the wheel and prevents the load from descending.
 - c. **The Static Line System** acts as a primary live load support system and additionally provides stabilization to the system. Lines that secure the Obstacle Frame to the

building ceiling are designed to hold the live load and helps prevent the Obstacle Frame from swaying.

K. ELECTRICAL SYSTEM REQUIREMENTS – TO BE PROVIDED BY OTHERS

Single Phase, 125VAC service is required for the winch, timing, entertainment system, and Master Control Box. Each service shall have a dedicated 15A circuit with a dedicated circuit for the Winch and a separate dedicated circuit for the Timer Display Board and Master Control Box; location of these connections will be project specific. NEMA 4 junction boxes are required and supplied by others. Watertight conduit runs, provided by others with required connections supplied by NCS. We will utilize a Master Control Box to be located at a pre-determined location. The Master Control Box will house the timer start button, winch controls, sound effects systems, and wireless timer stop buttons. Our Master Control Box will be wall mounted and the connection to the facility supply power can be a direct tie-in with a service at the wall or a drop in line that runs down from the ceiling or main electrical run. The entertainment timing system detailed above will plug into this enclosure. The owner will need to connect the power supply to the control box enclosure. The electrical supply (by others) must be located on the winch system side of the structure which will be finalized during the final design phase.

Electrical service requirements are based on USA standards (125vac/30amp) but all supplied equipment that requires electrical service will be built to satisfy the local standards where the system is to be erected. NCS will use a convertor in the Master Control Box control box to power the sound system.

L. WIRELESS TIMER SYSTEM

The objective is to have a system that will record individual times for each of the participants As they progress along the course from start to finish and then reset for the next challenge. The timer and entertainment system is a system that allows for special events that require the timing of individuals racing on the system. The system is able to time a single user per lane while giving both a visual and audio question for starting. The system utilizes a wireless transmitter button on the end timer bollard that eliminates the need for any electrical connections on the Obstacle Frame or over the water for the timing system. The system does include a sound effects player that has the ability to play music or sound effects when the system is deployed and raised as well as option for music to be played during a race or as general background music. Additional options such as lap times, individual obstacle times, biometrics, or fitness related timing can be incorporated at an additional fee.

M. OBSTACLE COURSE SYSTEM CONFIGURATIONS:

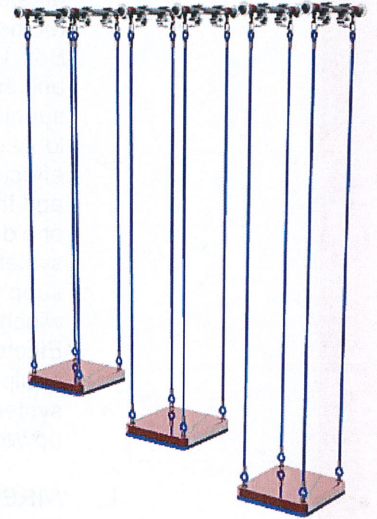
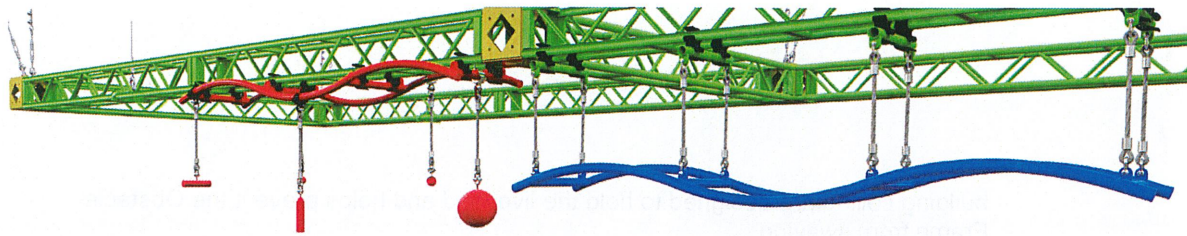
The proposed NinjaCross System is designed for an indoor 6-lane competition pool. All Obstacle Course System layout(s) have been developed utilizing designs provided by WJN, LLC dba/NinjaCross Systems.

N. OBSTACLE TRUSS

The obstacle truss is the structure that will raise and lower above the pool surface. The obstacle truss size can vary from a minimum of 12'x12' to a maximum of 12'x 64'. Indoor systems will require Model #NCS-I-54 which measures 12'x 54' creating a two-lane course with a centerline separation of 11 feet. The obstacle structure will be lowered to a position that allows the obstacles to hang in a natural position either underwater, at water level, or above the water level.

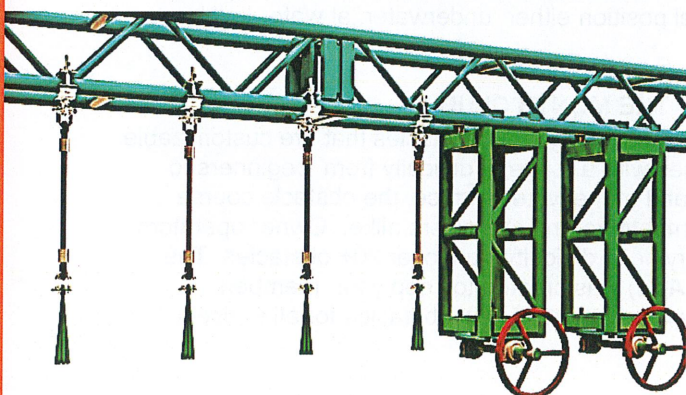
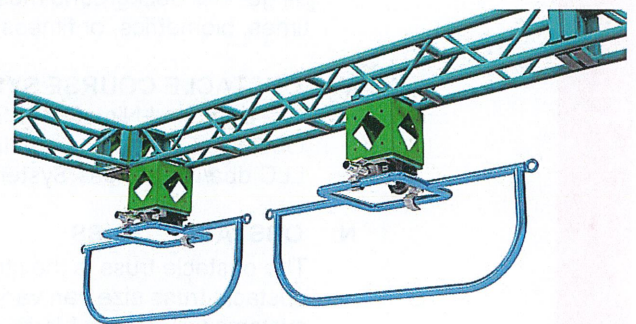
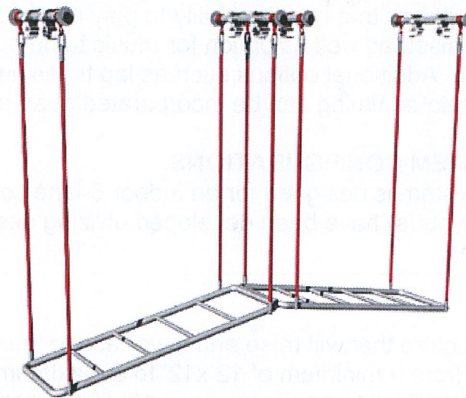
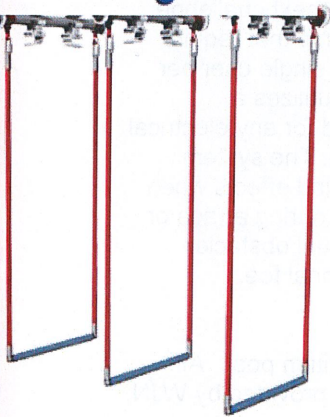
O. OBSTACLE ELEMENTS & OBSTACLE OF THE MONTH CLUB

The NinjaCross was creatively designed with interchangeable obstacles that are customizable continually create new courses and challenges with a range of difficulty from beginners to elite athletes. With obstacles above, below and at the water surface, the obstacle course delivers three-dimensional movement for competitors and exercisers alike. Owner operators have the ability to create custom courses varying in difficulty from over 20+ obstacles. The NCS Obstacle of the Month Club (*Optional Add*) was created to keep your members engaged and challenged for years to come with a variety of new obstacles for all skillsets.



OBSTACLE ELEMENT SAMPLES

NINJA CROSS



EXAMPLES OF OBSTACLE ELEMENT COURSE DESIGNS

LANE 1



Underwater Hoop – this element is a 36" diameter hoop that's submerged underwater so you can navigate your way to the next challenge to get you started. All participants begin the course while in the pool water taking off from the wall and swimming through this element.

Sea of Discs – this element includes a series of 4 round discs at the end of a rope with the disc positioned slightly beneath the water surface. The challenge for the participant is to pull themselves up the rope and position their feet onto the disc and transfer from disc to disc using their hands on the ropes and their feet to balance themselves on the set of 4 Sea Discs. This will test any competitors balance, agility and strength.

Overhead Rings – this element is an overhead ring with the goal for the participant to transfer from the Sea of Discs to the Overhead Rings and after navigating this challenge then to transition to the Trapeze Bars.

Trapeze Bars - this element is a simple horizontal bar hanging from two ropes where the participants objective is to transfer from bar to bar to bar followed by a series of 3 Overhead Rings. The spacing of the bars can be adjusted to change the level of difficulty.

Low Bars – This element is out of sight. A series of 4 submerged bars that you have to address while holding onto the attached ropes.

Bungee Road – Bungee Road - a series of bungee cords that hang which requires grip strength

Spinning Wheels – a traversing element where the wheel spins as the participant grabs it this is a series of 3 elements elevated above the water surface to challenge the best athletes.

Timer Bombs – All warriors are familiar with the round red Timer Bombs to grab hold of as you finally reach for the finish line.

Stop Bollard – The stop button is your reward at the finish line so you can see your elapsed time and jump right back in line to better your score.



EXAMPLES OF OBSTACLE ELEMENT COURSE DESIGNS

LANE 2



Underwater Hoop – this element is a 36” diameter hoop that’s submerged underwater so you can navigate your way to the next challenge to get you started. All participants begin the course while in the pool water taking off from the wall and swimming through this element.

Graduated Bars – This element challenges the best Ninjas right from the start with a series of suspended bars that climb up and out of the water so that you are positioned to transition to the Tilted Ladders.

Tilted Ladders – are a set of horizontal ladders set on an angle. This element works much like a set of monkey bars. The participant will use their hands to traverse uphill on the first ladder and then downhill on the second series of bars. The element is designed so that a portion of the participants body is always in the water .

The UFO’s– At 16 inches wide and with a 10-degree taper on the top side, this hold will help increase your balance and pinch strength substantially. Letting go with one hand will bank the UFO to the opposite side, making holding onto it almost impossible, but proper training technique will yield excellent results for forearm and upper body strength.

Underwater Hoop (Deepwater) – this element is a 36” diameter hoop that’s submerged in deep water so you can navigate your way to the Traverse Beam....which is the next challenge.

Traverse Beam – The traverse beam is a centered overhead bar which forces competitors to advance hand-over – hand to the element’s termination, requiring stabilizing back, biceps and grip strength.

Ring Ball Toss – this element challenges the participant to toss a ball attached to a thin rope and through a suspended hoop. Once this is accomplished by the participant they can race towards the final challenge.

Timer Bombs – All warriors are familiar with the round red Timer Bombs to grab hold of as you finally reach for the finish line.

Stop Bollard – The stop button is your reward at the finish line so you can see your elapsed time and jump right back in line to better your score and challenge the leader.



P. THEMING

1. Colorful signage can be added to our truss systems using ABS plastic graphic panels and banners
2. **The panels are made of ABS plastic and will be 1/4" thickness** and can be directly printed on for branding, marketing, sponsorships, and special events.
3. Theming to include NinjaCross colors, logo and branding or client selected branding upon request

Q. PROPOSAL INCLUDES

1. Installation supervisor, installation labor and small hand tools.(includes prevailing wages)
2. One mobilization for a six-day installation is included in this proposal. Additional mobilizations or two-part installations are NOT included and will be charged to owner if required as determined by NCS.
3. All installation equipment including but not limited to a 25-foot reach scissor lift with a 12-foot platform that is capable of reaching a 25-foot-high ceiling as well as a forklift for unloading and moving all materials as required.
4. Installation to be completed using our temporary floatable dock system that measures approximately 10ft x 60ft. and is built on top of your pools water surface.
5. Obstacle frame, pulley blocks, cables, direct drive spreader system, winch & pulley system, main cable, pull cable, spreader bar, weight hold cable, stabilizing rig points, stabilizing cables, safety back-up system, cost of rigging, installation
6. Obstacles, entertainment & timing system, scoreboard LED display
7. Truss includes frame system, arms, bracing, pinch blocks, base plates, obstacle truss and frame, stainless steel connection hardware
8. Rigging system to include winch, control box, mounting plate, stainless hardware, rigging plates, stabilizing cables, slings, carabiners, pulley system & mounting blocks
9. Engineered drawings by a licensed engineer registered in the State of Colorado after **receipt of 100% completed construction and structural drawings from the owners' design team** including all 3D models of the competition swimming pool, surrounding walls and ceiling directly above the pool where the NCS is to be installed.
10. Instructional signage
11. Custom Floating Dock to be used to safely access Interchangeable Obstacles, Perform Annual Maintenance as well as a platform for your Trainers to provide Fitness Classes from, including; (4) **Four 10' long x 5' wide Dock Sections along with (4) Four Tie-Up Cleats, (10) Ten Couplers and (4) Four 4-wheel Platform Rolling Dolly.**
12. Start-up, and commissioning with on-site training of staff & operational guidelines
13. Operations & maintenance manuals both hard-copy and digital delivered on an iPad

R. PROPOSAL EXCLUDES - TO BE PROVIDED BY OTHERS

1. ***Ceiling Improvements** which may include structural bracing, additions, or connection that will allow for the mounting of NCS supplied equipment. This may require fabrication of structural parts, welding, bolting, painting and relocation of fire sprinklers, lighting, HVAC, or other obstructions of the NCS cable pathway.
2. Any building permits, licenses, allowances, taxes, and submissions as required by local, state regulatory agencies, oil reports (outdoor only) and surveying, brokers fees or additional site visits if applicable. Special inspections, notices, steel fabrication inspections, concrete/steel material testing, and soils testing. Stamped Electrical Drawings if required. We provide a full set of electrical detail but they are not stamped.
3. **Electrical connections and wiring** of controls and electrical equipment for winch and timing system including bringing service to the designated location(s) shown on drawing submittals. Electrical service requirements based on USA standards are 125vac/30amp.
4. Installation and connections for timer board & master control box
5. Temporary utilities. Fresh water supply for our use within 30 feet of course work areas
6. Coatings for anchor bolts or painted connection hardware for the structural steel
7. Obstacle of the Month Club.
8. Taxes of any kind including sales tax.

- 9. Performance / payment bonds of any kind.
- 10. Freight Charges.
- 11. Any items not specifically stated above

S. Lead Time & Project Schedule

- 1. Project milestone dates to be provided upon award of contract and during submittal phase. Design, engineering, owner sign-off, scheduling, procurement, installation, freight, commissioning, and owner occupancy projected at 180 days from date of executed contract, receipt of the initial 50% payment and all color selections.

T. Payment Terms & Schedule –

- 50% Payment Due at contract execution to begin engineered drawings & fabrication
- 45% Payment Due after fabrication & prior to shipment to site
- 5% Payment Due upon completion of installation, certification & training

PLEASE NOTE THE FOLLOWING AS REFERENCED ABOVE IN ITEM R., 1

NCS can provide the ceiling work which is minimal and should have already been designed in with consideration of our Loading Requirements by the architect and engineers for the project. This work would be an extra cost to the owner.

"Ceiling infrastructure improvements required to support and rig the NINJACROSS™ are strictly **EXCLUDED** from our scope of work. This includes (but is not limited to) any welding services, framing, bracing, webbing, painting and reinforcement of **ANY** kind (including the location of our mechanical winch) and has been excluded from our proposed supply and installation price. We have requested the completed project-specific construction and structural drawings including all associated 3d models of the swimming pool, surrounding walls and ceiling support structure directly above the pool where the NCS is to be installed. Upon receipt of these documents, our engineering team will require five (5) business days in order to provide an estimated cost for necessary ceiling improvements, including labor and materials."

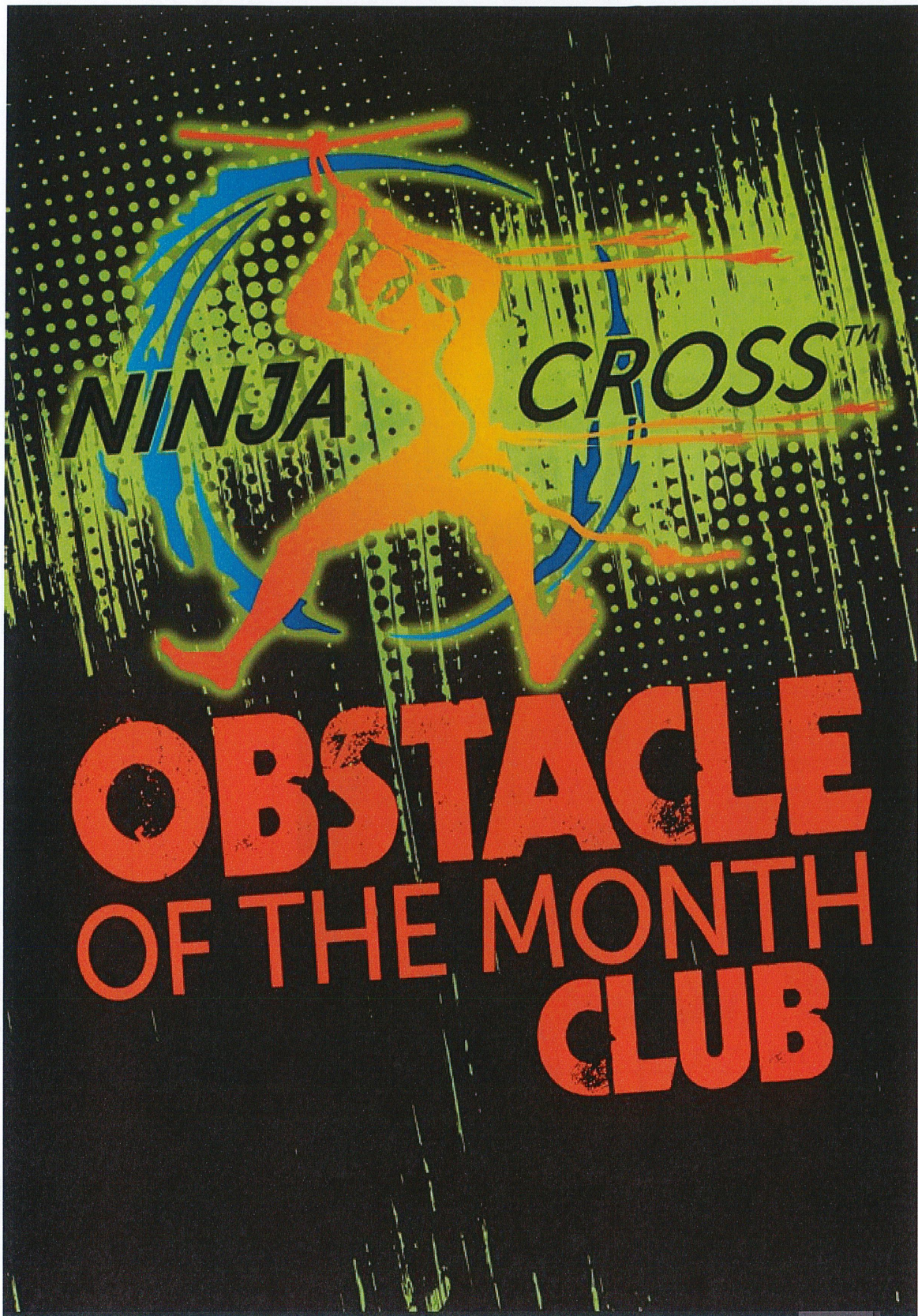
Additional change orders/charges will occur if changes are made to project scope once this document has been signed and/or differences between the allowance outlined above and the actual cost of these items varies.

Thank you for the opportunity to present our proposal to your facility.
NINJACROSS™ - Healthy Competition for All Ages!

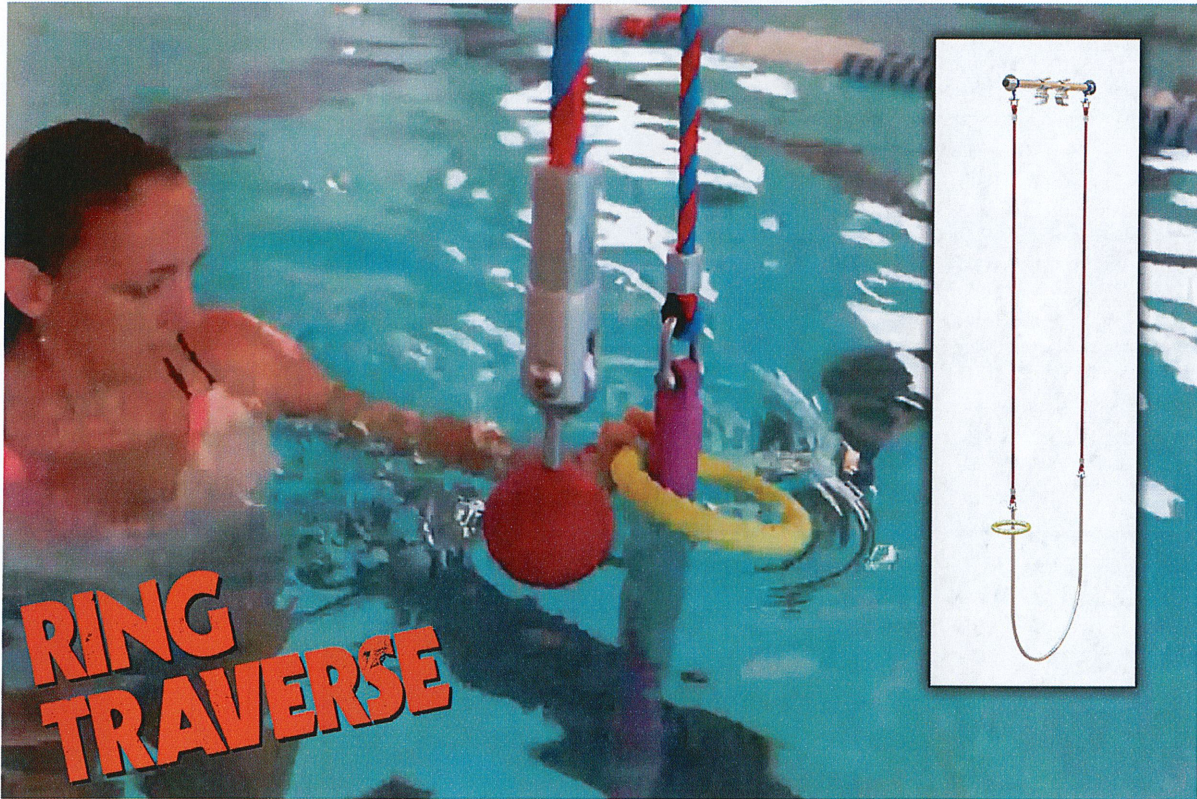
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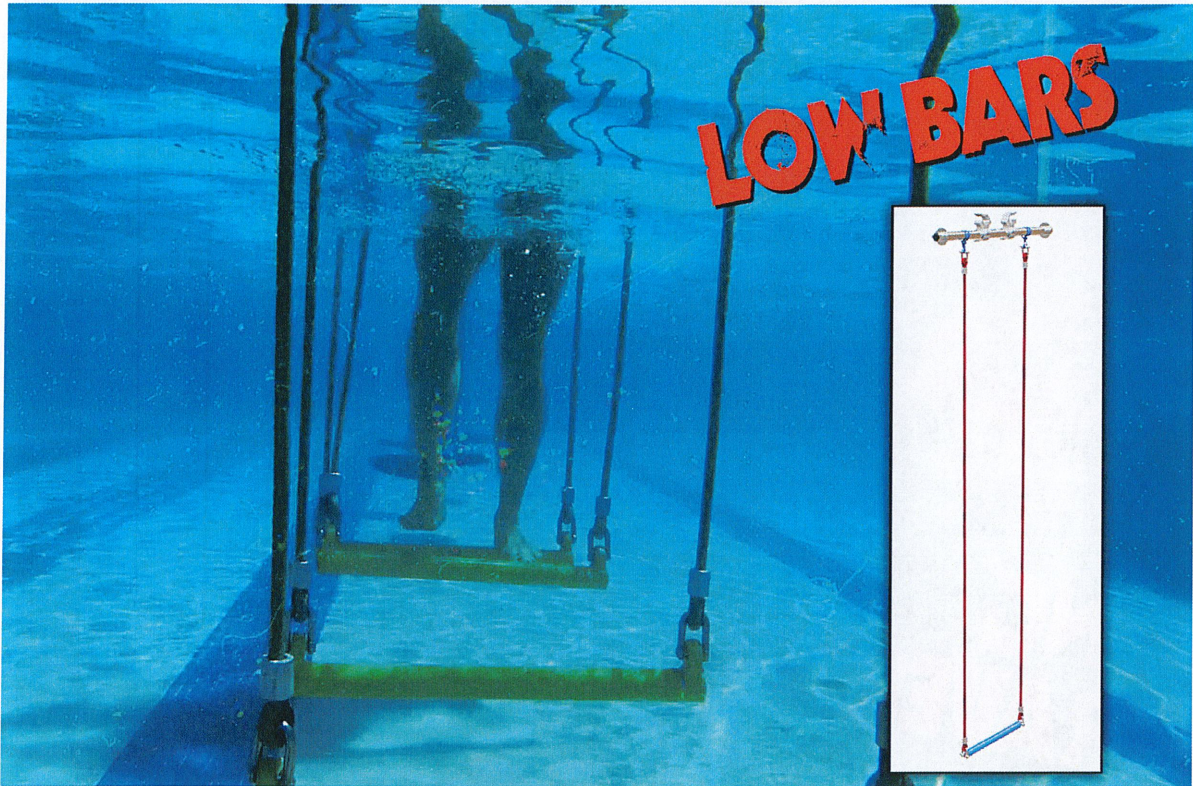
WJN, LLC	Third-Party Entity
Signature	Signature of Recipient Name
Name	Name
Title	Title
Date	Date

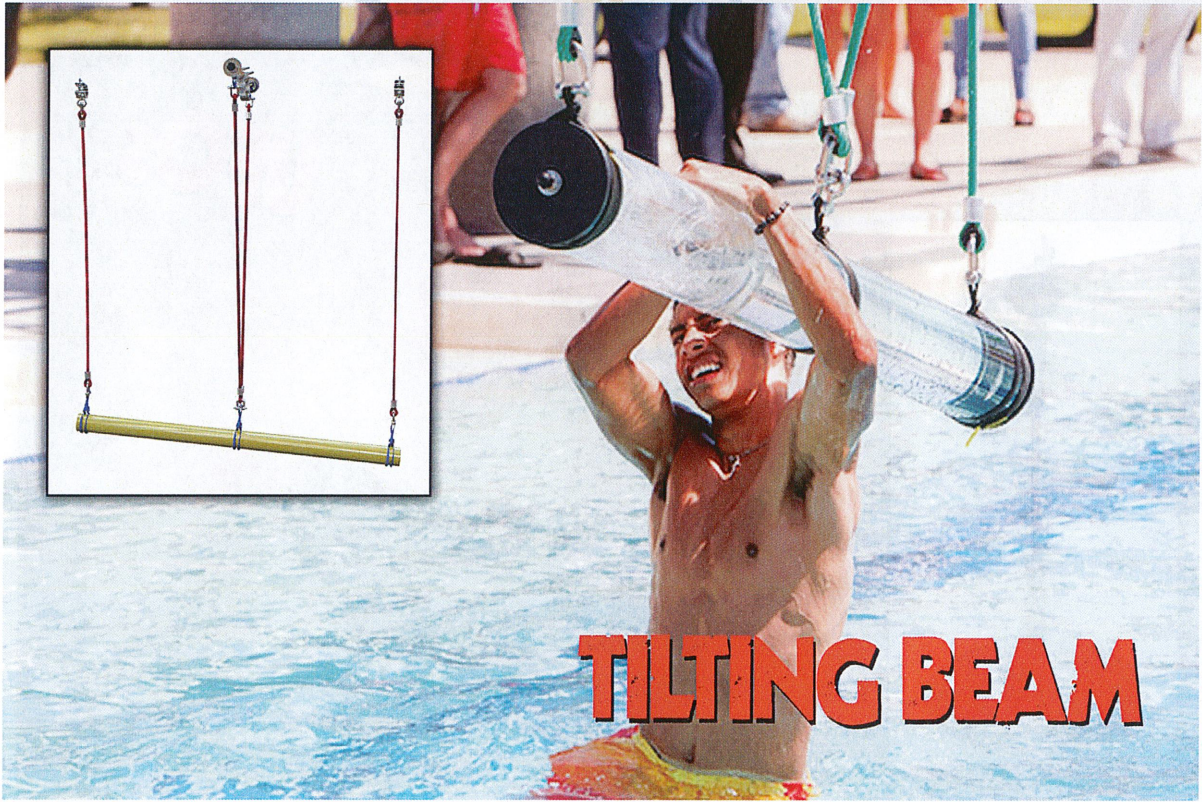
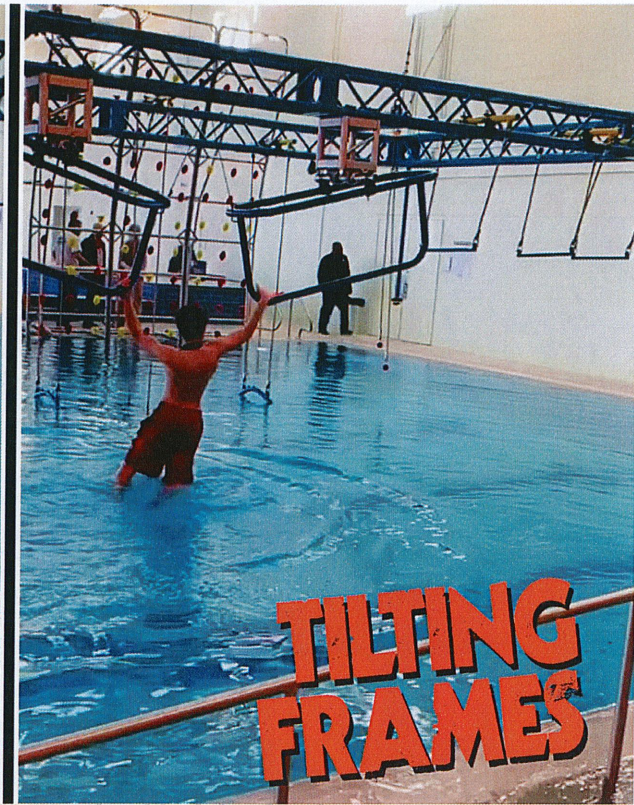
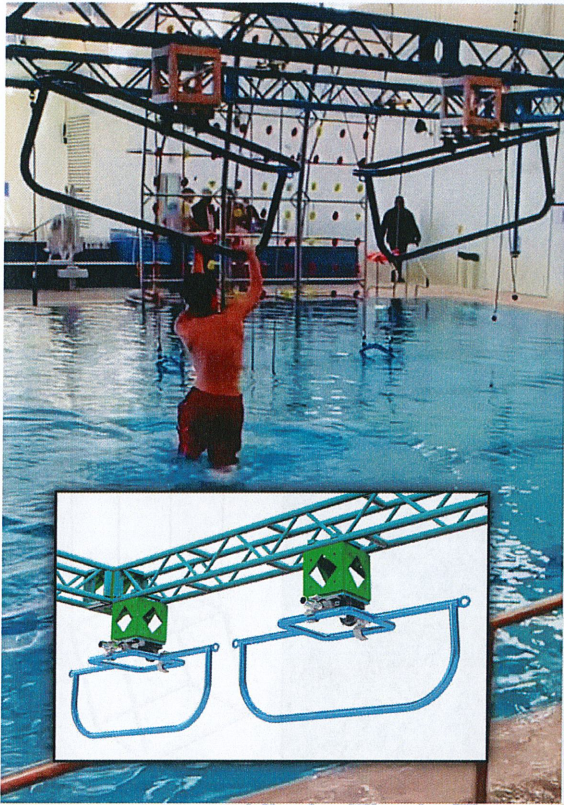


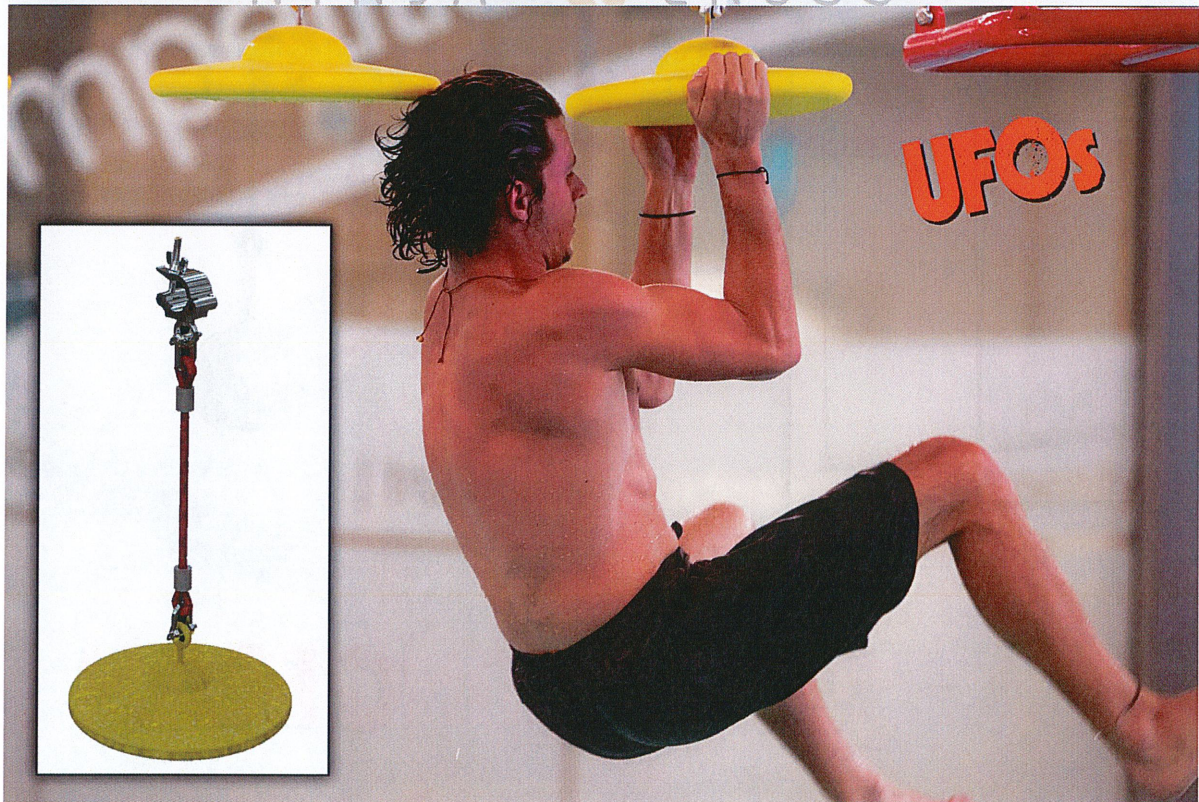
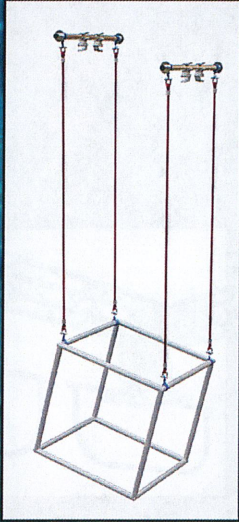
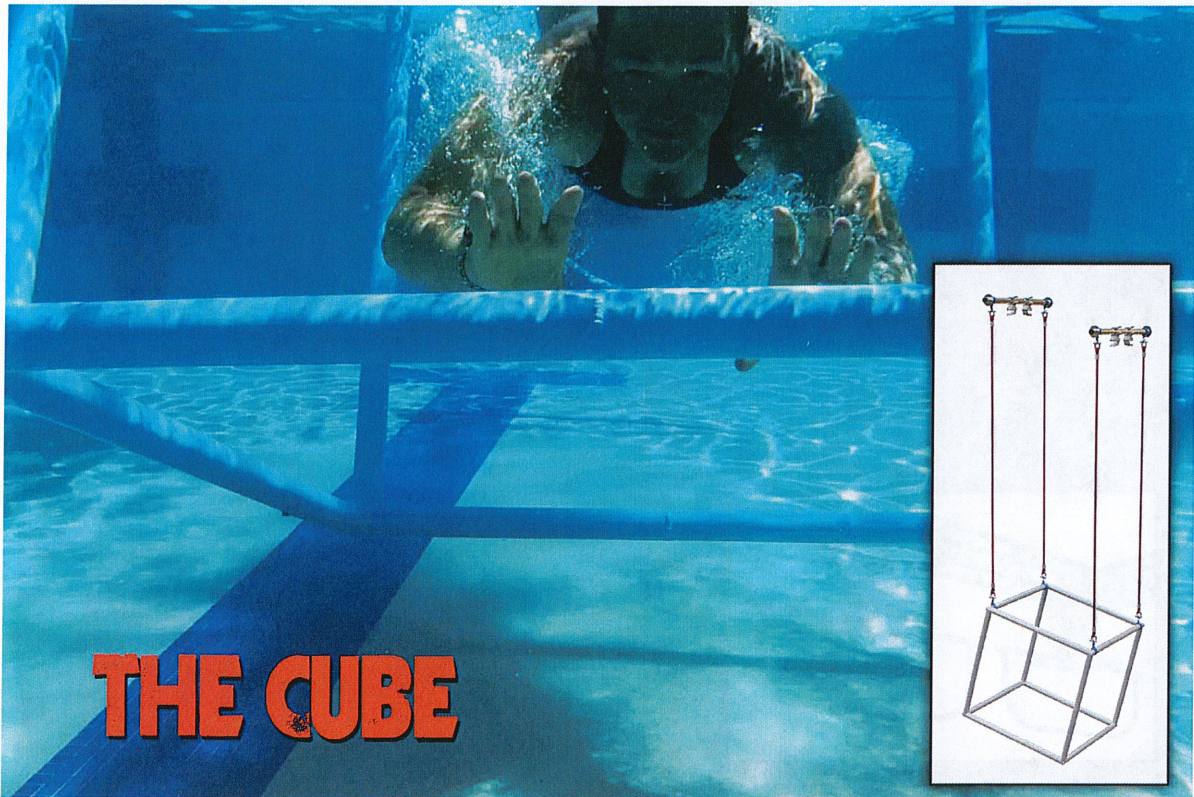


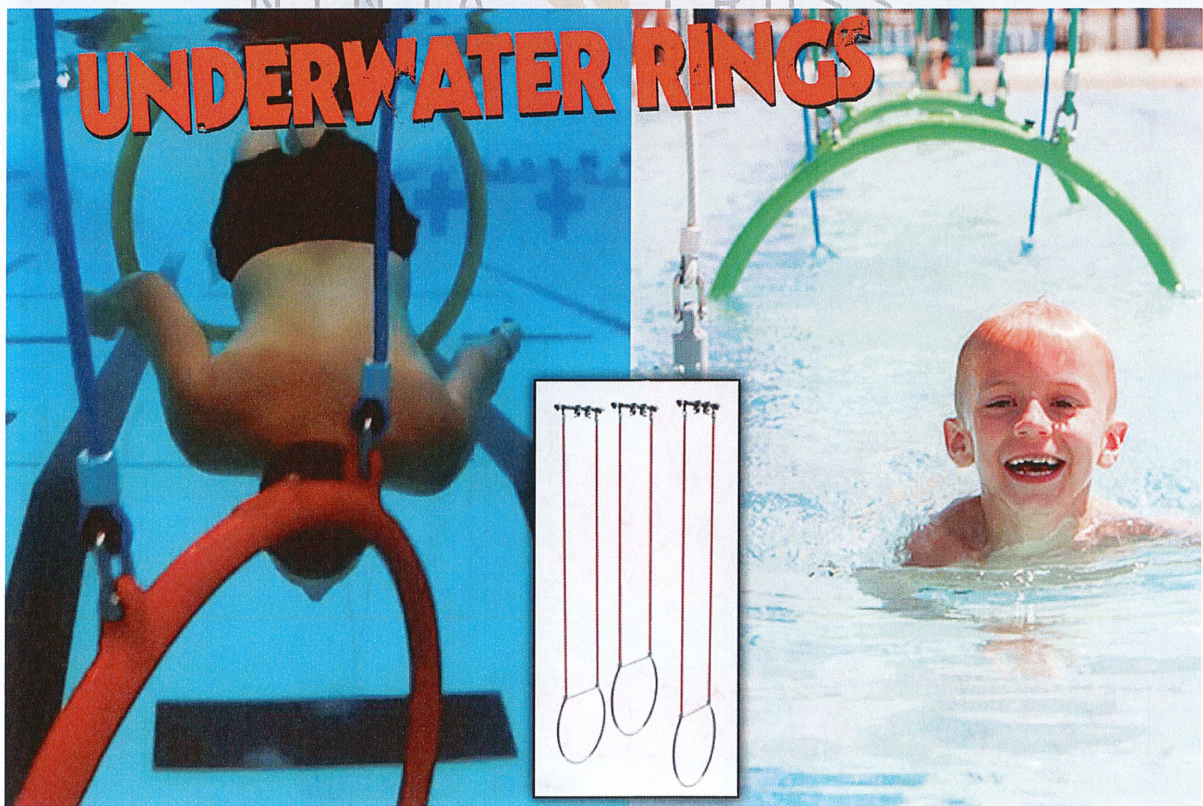
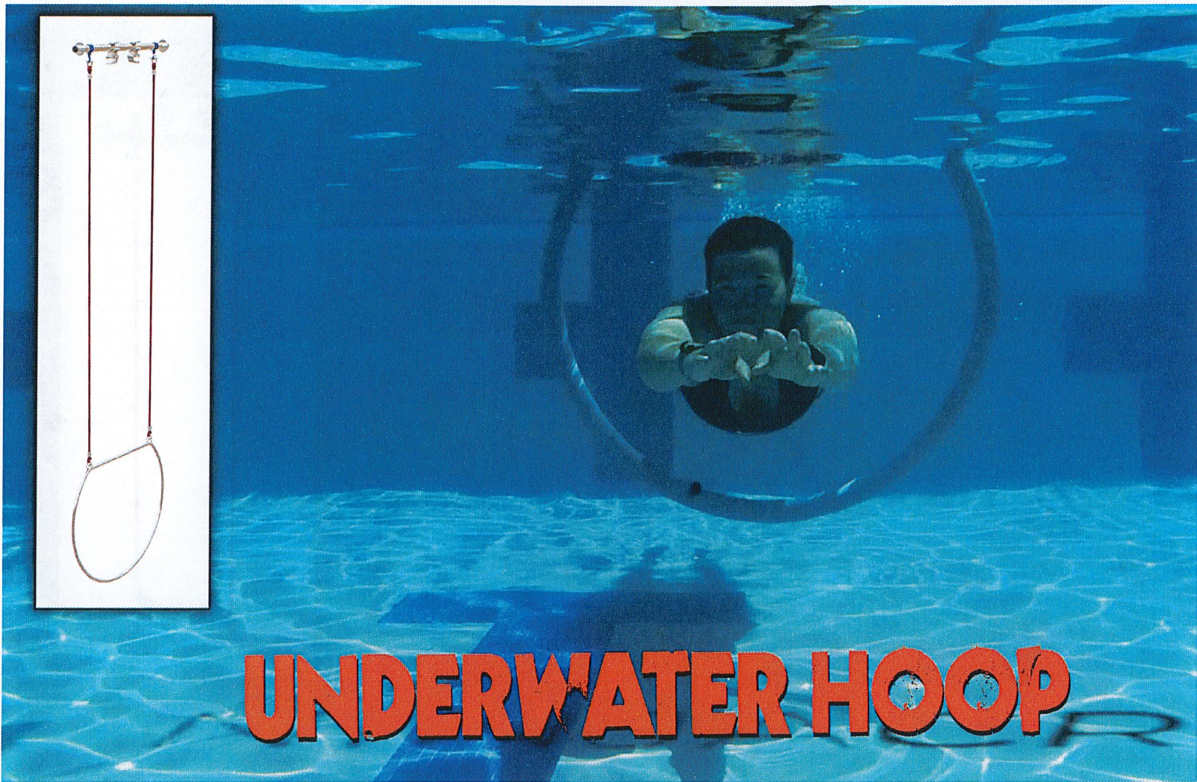


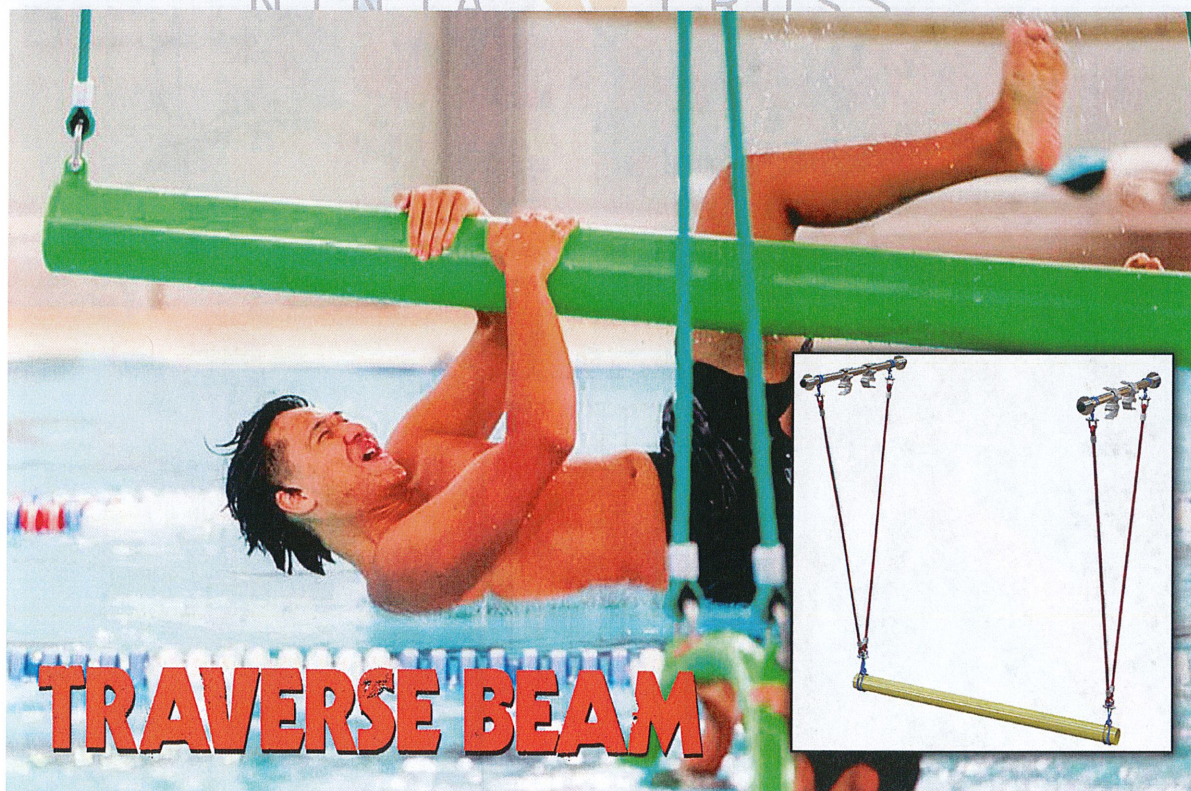














Northglenn - ADCO Pending Projects

<u>Project Name</u>	<u>Award Amount</u>	<u>Original Due Date</u>	<u>Status</u>
Sensory Playground	\$375,000	Spring 2020	under construction, target completion May 31st
Jaycee Ballfield	\$170,000	Spring 2022	under construction, anticipated completion May
Croke Reservoir	\$40,000	Fall 2022	65% design, anticipated completion Summer 2023
Wyco & Danahy Tennis Courts	\$300,000	Fall 2020	under construction, target completion May/June
Rotary Shelter	\$20,000	Fall 2023	Contract Signed
Kiwanis Pool Mechanical	\$1,000,000	Spring 2023	Under Design
EB Rains Jr Memorial Park Renovation	\$1,350,000	Fall 2023	Under Design
Odell Barry Park	\$1,500,000	Spring 2023	Under design and applying for additional funding

From: [Jesse Mestrovic](#)
To: [Rae-Anne Reichow](#)
Subject: Northglenn: ADCO Open Space Grant video, Spring 2023
Date: Friday, March 31, 2023 11:48:00 AM
Attachments: [image001.png](#)

Adams County Open Space Grant Application
Spring 2023:

Active Grant - Fox Run Playground Project, Active Grant - Ninja Cross Natatorium Project (video)
Mini Grant – Trail Maps Signage & Stewardship Project (no-video)

YouTube: <https://youtu.be/aDM8wpwWLpU>

Download at: https://www.dropbox.com/s/0xlllyhkcgb2xftp/2023spring_adco_grant.mp4?dl=0

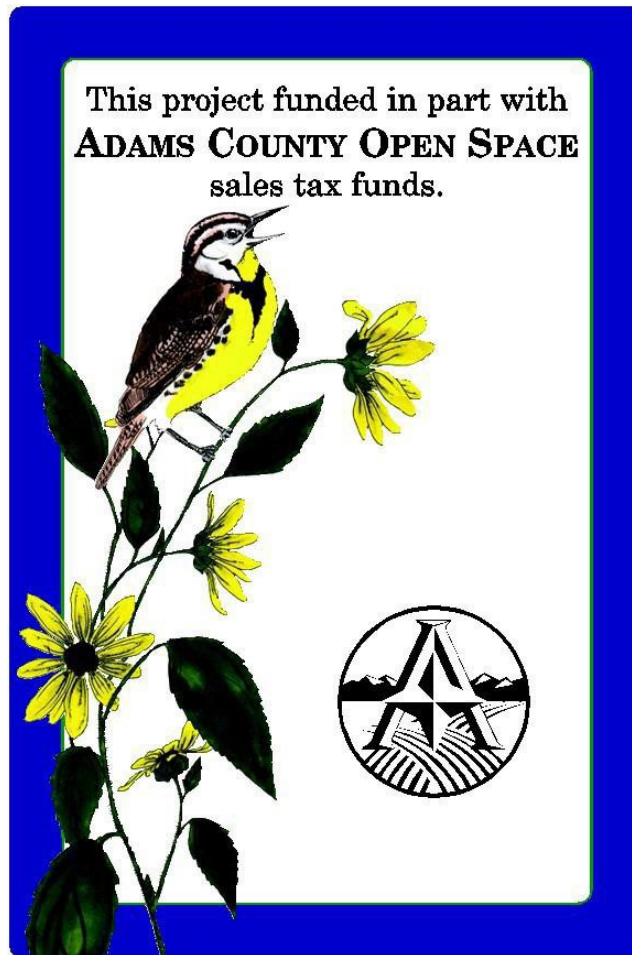
Please let me know if there are any difficulties when opening media.

Thanks,
Jesse

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*Adams County Open Space Program
Policies and Procedures*



Newly Revised and Adopted June 27, 2023

**(As Amended January 6, 2014, November 14, 2017, July 14, 2020, July 27, 2021,
November 29, 2022 and June 27, 2023)**

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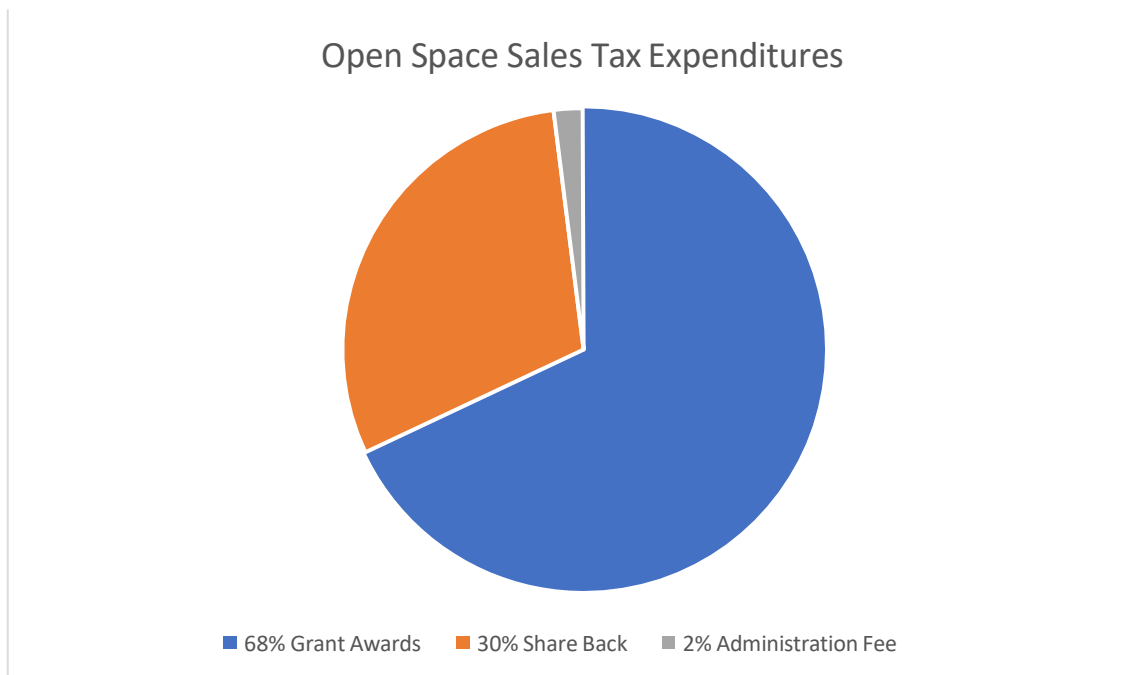
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Introduction

Adams County citizens passed an Open Space Tax on November 2, 1999, and reauthorized it on November 2, 2004, to be extended until December 31, 2026. The voter approved issue called for 68% of the proceeds from the tax to be distributed to eligible jurisdictions by a grant process. The Open Space “Tax Issue” also provides for 30% of the funds to be returned to the Cities and County based on a formula of where the tax is collected. Two percent may be used for administrative purposes. Adams County Open Space Sales Tax funds are subject to an annual independent audit.

At an election on November 3, 2020, Adams County citizens then approved permanently extending the existing county wide sales tax of one-fourth of one percent (one-fourth penny per dollar) for the continued purpose of preserving open space and creating and maintaining parks and recreation facilities.



This document is meant to provide a brief overview of each component of the Sales Tax program and provide specific guidance for use of 30% Share back funds and the administration of the 68% Grant Fund.

2% Administration Fund

The 2% Administration Fund is the first set of funds removed from the Sales Tax revenues. These monies are used annually to fund the salaries and benefits of Open Space staff who administer the program. In addition, these funds are used for the day-to-day administration of the entire Sales Tax revenue. Major costs from this fund include public relations costs (such as promotional materials, attending local community days, and publishing an annual report), and all costs associated with coordinating two grant

cycles per year. The budget for these funds is developed annually by Open Space staff and is approved by the Adams County Parks and Open Space Director, the Adams County

Finance Department staff, and ultimately the Adams County Board of County Commissioners (BoCC) as part of the overall County budget.

Annual Report

An annual report describing projects funded with the open space funds will be made available to the residents of Adams County annually. The County will compile information based upon reporting they receive from each jurisdiction describing how 30% Share back funds were used. The County will also compile a list of projects funded in the past year, including a brief description of each project and the amount of funding awarded.

Annual Audits

All expenditures of Open Space Sales Tax funds are subject to an annual audit. This includes projects awarded grant funds as well as funds disbursed from the 30% portion of the Sales Tax Fund.

30% Share back Program

Purpose

The Share back Program distributes a portion of Open Space Sales Tax revenues directly back to the taxing jurisdiction for use on either passive or active projects. The share back is distributed as described in Section 7(b)(iii) of Resolution 2020-480: “After payment of the administrative fee, thirty percent (30%) of the remaining Open Space Sales Tax collected shall be automatically returned to the cities, towns and unincorporated area of Adams County in the same proportion as is the ratio of Open Space Sales Tax collected within the city, town or unincorporated area to the total County sales tax collections, as computed from information provided by the Colorado Department of Revenue. This money may be used by the jurisdiction for either active or passive uses but shall not be used to augment existing parks and open space budgets”.

Distributions of these funds are made twice yearly to all qualified jurisdictions. Payments are distributed as electronic fund transfers or check to the qualified jurisdiction, or in the case of Adams County, as an internal transfer of funds.

Eligible Expenses

Share back funds received by the qualified jurisdiction may be used for passive or active uses. However, there are some limitations to use of the share back funds, including but not limited to:

- As stated in Resolution 2020-480 Section 7 (c) (iv), “no land or interests acquired with revenues of the Open Space Sales Tax may be sold, leased, traded, or otherwise conveyed, nor may an exclusive license or permit on such land or interests be given, without the approval of such action by the Board [of County Commissioners]”.

- Funds from the 30% distribution can be used to maintain active and passive projects previously funded through the Open Space Sales Tax but may not otherwise augment existing budgets.

Annual Reporting

In approximately January of each year, Open Space staff will distribute an annual reporting form to qualified jurisdictions. The purpose of this form is to detail how each qualified jurisdiction allocated the previous year's 30% distribution. Forms from all qualified jurisdictions must be returned to Adams County Open Space staff prior to any spring distributions being processed. The information acquired through this process will be included in the annual report.

68% Grant Fund

Purpose

The 68% Grant Fund is a competitive grant process where parks and open space projects compete for limited funds available through the Sales Tax program. Applications are reviewed by the Open Space Advisory Board (OSAB), comprised of seven (7) volunteer members appointed by the BoCC. The OSAB makes funding recommendations to the BoCC based on funds available and project merits. All final funding decisions are made by the BoCC.

Available Funding

The funding available in each grant cycle is comprised of the grant fund share of Open Space Sales Tax revenues for the last six months of the previous year (Spring grant cycle) or the first six months of the year (Fall grant cycle), all interest earnings on Open Space Sales Tax revenues, any unallocated monies remaining from previous revenues, and monies returned to the fund due to projects coming in under budget or projects that were unable to be completed.

Funding is limited for each grant cycle. The OSAB can elect to recommend a project be funded in full, part, or may choose not to recommend funding for the project. The BoCC will review the recommendations of the OSAB and award in full, modify the amount, or deny grant funds to specific projects.

Applicants for projects or phases of projects that were not awarded Open Space Sales Tax funds in the full amount requested in the initial grant proposal are encouraged to reapply for up to two additional grant cycles following the initial submittal, in the event the applicant deems the project worthwhile of additional funding.

Grant Cycle Timeline

Grant cycles occur twice each year in March and September. For a more detailed grant cycle schedule, visit www.adcogov.org/open-space-grant-information or contact Open Space Sales Tax Grant Program staff.

Applicant Eligibility

Applicants must not have any unresolved compliance issues. The applicant must be in compliance on projects previously funded with Adams County Open Space Sales Tax Funds, including funds received from the 30% Open Space Sales Tax distributions. Compliance includes but is not limited to completion of projects as funded and provision of information when requested or due.

Qualified Jurisdictions

The Qualified Jurisdictions are defined as the sales tax collecting entities in the County and special districts that solely provide parks or recreational facilities or programs currently include: City of Arvada, City of Aurora, Town of Bennett, Bennett Park and Recreation District, City of Brighton, City of Commerce City, City of Federal Heights, Hyland Hills Park and Recreation District, City of Northglenn, Strasburg Parks and Recreation District, City of Thornton, City of Westminster, and Adams County.

Qualified jurisdictions must have an adopted Parks and/or Open Space Plan. Metropolitan Districts that provide park and recreation services among other services shall not be considered park and recreation districts for the purposes of these policies and procedures.

Sponsored Organizations

Any organization, including, but not limited to Metropolitan Districts providing services in addition to parks and recreation, other governmental entities and non-profit organizations are eligible to apply, provided they are sponsored by a qualified jurisdiction. These organizations must receive sponsorship from one of the qualified jurisdictions, as evidenced by documentation from the sponsoring qualified jurisdiction indicating their sponsorship of and support for the project. These organizations should contact the most appropriate qualified jurisdiction well ahead of the grant application due date to allow for enough time to navigate that jurisdiction's process. If seeking sponsorship from Adams County, please contact Open Space staff at least 6 weeks ahead of the grant application due date for additional information. If a qualified jurisdiction agrees to sponsor an application, the sponsored application does not count against the qualified jurisdiction's allowed number of applications per grant cycle.

The role of the sponsoring qualified jurisdiction is flexible, but at minimum consists of providing approval for the requesting organization to apply for the program. A more significant relationship between sponsoring qualified jurisdiction and sponsored organization is encouraged, especially for organizations new to the Open Space program, but is not required. Any additional contact between the sponsoring qualified jurisdiction and sponsored organization is optional at the will of either party.

Eligible Projects

Staff will review the application and project for conformance with the voter-approved "Tax" and the Open Space Policy and Procedures.

Facilities, including but not limited to parks, sports fields, golf courses, and recreation centers, or land must be accessible to the public, inclusive of those with disabilities, except for land acquisitions and conservation easements for agricultural preservation and habitat preservation.

Eligible Project Types

The following is a list of eligible projects for the Adams County Open Space Sales Tax Grant Program. This list comes from Resolution 2020-480 7-(c). If a prospective project is not directly related to one of these items, please contact Open Space staff for further discussion. Adams County Open Space Sales Tax funds in the grant program can be used for:

Purchase, construction, maintenance of the following:

- Horse, bike, running trails
- Natural areas with limited development for fishing, hiking, walking, or biking
- Wildlife preserves
- Lakes for fishing with accessible walks, docks, picnic areas, and restrooms
- Conservation easements on agricultural land
- Environmental education programs
- Lands and waterways as community buffers
- River and stream corridor land
- Unimproved flood plains
- Wetlands
- Preservation of cemeteries
- Picnic facilities

Acquisition of:

- Fee title interest and less than fee title interest(s) in real property for open space, natural areas, wildlife habitat, agricultural and ranch lands, historical amenities, parks, and trails. Less than fee title interests include easements (including conservation and agricultural), leases, options, future interests, covenants, development rights, subsurface rights and contractual rights, either on an exclusive or nonexclusive basis.
- Water rights and water storage rights for use in connection with aforementioned purposes
- Rights-of-way and easements for trails and access to public lands and to build and improve such trails and accessways.
- Joint projects between counties and municipalities, recreation districts, or other governmental entities in the County.

To improve, protect, manage, patrol, and maintain:

- Open space
- Natural areas
- Wildlife habitats
- Agricultural and ranch lands
- Historical amenities

- Parks
- Trails

To pay for related acquisition, construction, equipment, operation, and maintenance costs

To implement and effectuate the purposes of the Open Space Program

Acquisition and maintenance of:

- Lands with significant natural resource, scenic, and wildlife habitat values
- Lands that are buffers maintaining community identity
- Lands that are to be used for trails and/or wildlife migration routes
- Lands that will be preserved for agricultural or ranch purposes
- Lands for outdoor recreation purposes limited to passive recreational use, including but not limited to hiking, hunting, fishing, photography, nature studies, and if specifically designated, bicycling or horseback riding
- Lands with other important values such as scenic and historic sites that contribute to the County's and County municipalities' natural and cultural heritage

Purchase, construction, equipping, and maintenance of:

- Sports fields
- Golf courses
- Recreation centers
- Lands for park purposes
- Park and recreational improvements and facilities

In addition to eligible project types, the following list indicates Eligible Project Expenses. This list is meant to clarify eligible expenses but is not a comprehensive list of eligible expenses. Please contact Open Space staff regarding expenses not otherwise included on this list. These items can appear in the project budget and be reimbursed for as a part of the project. They can be grant request, applicant / partner match, or in-kind contribution or any combination thereof. The following items are Eligible Project Expenses:

- Consultant costs for acquisition, planning, design, and/or construction of parks, trails, or open space (including natural areas, wildlife habitats, agricultural lands, ranch lands, and historical amenities)
- General volunteer time or Board member time (see Salary below)
- Organization fees including certification and accreditation fees (directly relating to project or program, or a requirement thereof)
- Training tuition for programs/certifications directly related to the project
- Staff time and expenses that are related to a specific project (see Salary below)
- Costs that directly relate to the planning activities (inventories, design, GIS/mapping, printing, etc.)
- Existing operations and maintenance
- Public input costs (meeting rooms, mailings or other advertising, facilitation, surveys and web-based outreach)

- Acquisition of conservation easement or land for open space, park, or trail purposes:
 - Purchase price
 - Water rights
 - Mineral rights
 - Associated closing costs
 - Appraisal
 - Survey
 - Environmental assessment and cleanup
 - Baseline report
 - Mineral remoteness report, etc.
- Conservation easement stewardship endowments for passive use land acquisitions (see Conservation easement stewardship endowment below)
- Park amenities, including but not limited to:
 - Athletic fields/courts
 - Track and field facilities (including projects involving artificial turf)
 - Playgrounds
 - Swings
 - Climbing structures
 - Skateparks/rinks
 - Swimming pools (indoor or outdoor)
 - Splashpads
 - Water slides
 - Water slides
- Trails, including:
 - Bridges
 - Underpasses
 - Overpasses
- Construction and/or redevelopment of golf courses
- Development and/or redevelopment of environmental education facilities, outdoor classrooms, and natural areas intended for environmental education purposes
- Programmatic funding for environmental education
- Disc golf courses
- Whitewater parks
- Fishing piers and boat docks
- Sculptures and artwork in a park or open space, including memorials
- Outdoor amenities located at fairgrounds
- Concession stands and storage buildings located in a park or open space and used in association with activities conducted at the park or open space
- Indoor facilities, including:
 - Recreation centers
 - Buildings at fairgrounds
 - Nature Centers
- Infrastructure, including:
 - Irrigation

- Drainage
- Parking lot
- Lighting
- Utilities, etc.
- Amenities, including:
 - Restrooms
 - Drinking fountains
 - Benches
 - Landscaping
 - Picnic tables
 - Grills
 - Pavilions
 - Amphitheaters or outdoor performing arts centers when located in a park or open space
 - Signage
 - Fencing
 - Lighting
 - Historical facilities when located in a park or open space, etc.
- Eligible work completed prior to application (see Prior Completed Work below)
 - Land acquisition and design work within three (3) years of application
 - All other eligible work within one (1) year of application.
- Expenses associated with on-the-ground project management
- Printing and development of parks, trails and open space related publications
- Promotional items (all to include Open Space logo, see Open Space Signage and Logo Use policy)
- Indirect costs (see Indirect Costs below)
- Non-fixed assets, including:
 - Lawnmowers
 - Snow blowers
 - Gloves
 - Shovels
 - Rakes
 - Weed eaters
 - Staff uniforms
 - Wildlife cameras, etc.
- Costs associated with volunteer programs, including:
 - Food and drink
 - Training
 - Clothing
 - Appreciation items
- Donations of the items above can be counted as in-kind match

The following are ineligible project expenses and may not appear in any form on the project budget:

- Fundraising costs
- Any meeting costs not associated with the project
- Grant writing

- Events, publications, advertising, and/or similar event items for fundraising
- Amusement parks
- Recreational program costs, including:
 - Staffing
 - T-shirts or uniforms
 - Trophies

Medals, etc.

Salary

Salary is an eligible project expense if it is project and/or program specific. The salary being funded must be time-limited and for specific project-related job duties, not general job duties of the position. At the time of project completion, documentation of hours spent working on the project must be provided either through timesheets or other tracking mechanism. Please speak with Open Space staff for specific questions related to salary and the documentation required.

Conservation easement stewardship endowment

A conservation easement stewardship endowment is meant to be the principle investment into a dedicated fund for use by the easement Grantee for annual stewardship and monitoring costs. The amount of the endowment allowance is determined by multiple factors that have been agreed upon by the qualifying jurisdictions. To reflect the perpetual nature of these obligations, the amount allowed as part of a grant request may fluctuate over time to reflect current costs in staffing, etc. and current interest rates. Please contact Open Space staff regarding current conservation easement stewardship endowment practices and allowance.

Indirect Costs

Up to 10% of a project's direct costs may be requested as part of the grant request. Additional indirect costs can be included as part of the applicant match. The Open Space program strongly encourages applicants to request reasonable amounts of funding for indirect costs to ensure that the application is competitive.

Indirect costs include costs which are frequently referred to as overhead expenses (e.g., rent and utilities) and general and administrative expenses (e.g., officers' salaries, accounting department costs and personnel department costs).

Prior Completed Work

Acquisition of property and design work previously completed and related to a specific project are eligible expenses, as long as the work is completed within three years of the application date. All other

expenses, as listed in the Eligible Project Expenses section, are eligible as long as the work is completed within one year of the application date. Individual expenses may be older than the deadline only if the final work is completed within the deadline timeframe. All previously incurred expenses will be expected to submit the same documentation at project closeout as work completed directly as a part of the grant project (including invoices and proof of payment).

Specific Requirements of Land Acquisitions

To meet the intent of Resolution 2020-480 7-(c), land purchased with Open Space sales tax dollars with passive funds will be encumbered to perpetually protect the passive uses of the property.

Primarily, this encumbrance will take the form of a conservation easement. In some instances, a conservation easement may not be the best tool for land preservation and a declaration of covenants, conditions and restrictions may be placed on the land in lieu of the conservation easement. These situations may include but are not limited to property where there is less than five acres of habitat or preservable land, sites where there are no easily identified conservation values, a redevelopment site or site where significant changes to the property are anticipated, or land purchased solely for use as a trail corridor. In all situations, it is at Open Space staff's sole discretion whether a conservation easement or declaration of covenants, conditions and restrictions will be used to protect the land's passive uses.

The negotiation, approval, and full execution of a conservation easement or a declaration of covenants, conditions and restrictions are required before such a project will be closed out. Additional information on project closeout can be found in subsequent sections. Land purchased using active funds will not be required to have an encumbrance on the property. If the acquiring organization desires to place a conservation easement on a portion of a property purchased with active funds, please contact Open Space staff for additional information.

Applying to the Program

Application Types

- The terms Passive and Active are only used for internal purposes.
- Mini Grant applications are for uses defined in either of the above sections but are geared towards smaller scale projects. A project is determined to be a Mini-Grant if the total amount of the grant request does not exceed \$25,000. Funding for Mini Grants is limited to a total of \$50,000 per year, per Applicant. The Mini Grant is also limited to one application per applicant, per grant cycle. Mini Grant funding is capped to 2 percent of the available funds per cycle. (For example, if \$12,000,000.00 is available for the cycle, Mini Grant awards would be capped at \$240,000.00. Mini Grants are subject to the same ranking process as full project applications).

Submission Requirements

Each qualified jurisdiction or sponsored organization applying to the Open Space Program may only submit up to three (3) grants per grant cycle, up to two (2) of which may be full project applications (i.e., not mini grants). For sponsored organizations, each project in a single grant cycle must be

sponsored by a different qualified jurisdiction. Each qualified jurisdiction may only sponsor one project per grant cycle from any given sponsored organization, but there is no limit on the total number of applications a qualified jurisdiction may sponsor in any grant cycle. Sponsored applications do not count against a qualified jurisdiction's allowed number of applications per grant cycle.

Applications must be submitted online during the spring and fall grant cycles. Applications are submitted online at www.adcogov.org/open-space-grant-information. No applications will be accepted after the deadline date, with the exception of additional documentation requested by the Parks, Open Space and Cultural Arts Staff, the OSAB, or the BoCC.

The primary contact person(s) identified in the Open Space Application will be used for all official correspondence for each submitted project, including all correspondence regarding project status reports and closeout information. Please contact Parks, Open Space and Cultural Arts staff as soon as it becomes necessary to change the primary contact person.

Matching Funds

In-kind sources of funds, such as donations of goods or services or volunteer hours are acceptable forms of match. All donations of goods or services must be documented in the application with a letter from the donor describing the donation and its estimated value. The use of volunteer hours is acceptable.

Applicants must estimate the number of volunteer hours anticipated for completion of the project and include in the project narrative a description of the work to be completed by those volunteers.

Volunteer time should be valued at the standard rate for the state of Colorado as found at http://www.independentsector.org/volunteer_time. Please see the Glossary of Terms for additional information about what constitutes in-kind contributions.

All projects must leverage the funds being requested of the Open Space Grant Program. Applicants must provide a minimum of 30% of the total project costs toward the project. Any additional funds brought toward the project will be considered favorably by the OSAB during their evaluation.

Application Components Specific to Real Estate Transactions

For real estate transactions, applicants should obtain a qualified buyer's appraisal, see Glossary of Terms, page 17. When a qualified appraisal is not available at the time of application, applicants should provide additional information with their application verifying the purchase price they are estimating. Additional information can include, but is not limited to, recent purchases by the organization of similar land, comparable listings or sales in the area, and other information used by the applicant to determine the cost included in the application. A qualified appraisal will be required prior to project closeout, or prior to closing if funds are to be wired at the time of closing. When the applicant is seeking to buy property for a price that exceeds the qualified appraisal value, the OSAB will make recommendations on a case-by-case basis to the BoCC for final approval. If no appraisal was available to the OSAB and more is paid for the property than the appraised value, unless specifically requested by the grantee from the BoCC, no reimbursement will be made for a purchase price exceeding the appraised value. If the grantee

wishes to be reimbursed for that additional amount, a request will be sent to the BoCC for approval prior to reimbursement.

Application Criteria and Scoring

OSAB will request presentations by applicants for all applications. Presentations for mini-grant applications are welcomed but not required. Presentations will not be scored and are for informational purposes only. The OSAB will review projects and make funding recommendations to the BoCC based on criteria and information provided by the applicant in the following categories:

- Grant Fund Use
- Project Funding
- Project Support
- Project Management and Applicant's Past Performance of Awarded Projects
- Project Location within Adams County

Other factors favorably considered by the OSAB when included in an applicant's answers to the existing questions on the grant application:

- Inclusivity of projects for people of all abilities
- Measured water efficiency
- Measured energy conservation
- Facility maintenance
- Use of recycled material
- Use of sustainable materials in construction, when possible
- Use of native/Colorado appropriate species

The OSAB utilizes standard score sheets while reviewing projects. Examples of the most recent score sheets can be requested from Open Space staff at any time. Each OSAB member ranks the projects based on their impressions of the project. Each project receives a unique ranking from each OSAB member. For example, if there are ten projects in a particular cycle, the OSAB members assign a one (1) to their highest priority project and a ten (10) to their least priority project. The rankings for each project are then totaled and projects are organized from highest ranking (lowest number of points) to lowest ranking (highest number of points). The projects are then discussed by the OSAB in rank order and funding recommendations are made. Mini Grant applications are scored separate from full applications using the same criteria.

Note: Current scoring practice is described. This process may be changed as the OSAB changes and as projects change. Any changes to OSAB scoring of projects will be shared with applicants prior to the grant cycle in which the changes will be instituted.

After Grant Award

If a press release is issued, include the following statement:

“Funds were awarded from proceeds of the Adams County Open Space Sales Tax, which was passed by Adams County voters in 1999, and reauthorized in November 2004 to be extended until December 31, 2026 and reauthorized for a permanent extension on November 3, 2020”.

Grant Agreement

The BoCC will publicly award the grants at a public hearing. At the public hearing, Open Space staff will distribute copies of the grant agreement to each successful applicant. Signed grant agreements are due back to Open Space staff within 45 days of the public hearing. Once they are received back, Open Space staff will have the agreements signed by the BoCC and will return one fully executed copy to the applicant in either electronic or paper form. The BoCC reserves the right to add specific conditions as part of the Grant Agreement and/or Conservation Easement. A revised budget sheet shall be requested if awarded funds differ from the original grant request.

Project Due Date

All projects must be completed within two years of the grant award date. All documentation necessary to close out the project must be submitted to Open Space staff or an extension must be requested by this date. If no documentation is received by Open Space staff by the project due date, this may result in non-compliance. Please see the Grant Non-compliance section below.

Project Extension Policy

Requests for extension must be received prior to the project due date, preferably one month prior to the project due date. A sample Extension Request form is available on the website at <https://www.adcogov.org/open-space-grant-information> under “Required Forms”. Forms may be updated at any time.

As such, Grantee should confirm with Open Space staff the correct form to submit for their request. Project extension requests may be approved for up to 12 months at a time by Open Space staff. Grantee should include in their request progress made to date on the project, barriers to completion of the project and plans to overcome said barriers, and a timeline for project completion. If, at Open Space staff’s discretion, no significant progress towards completion has been made, the extension request may be denied. Extension requests for projects not closed within 5 years of the award date will require approval from the Board of Commissioners.

If a request for an extension is denied, Grantee will be promptly notified by Open Space staff. Upon receiving this notification, the Grantee must notify Adams County Open Space in writing as to whether or not they will complete the project as originally funded. If the Grantee is unable to complete the project as originally funded, a termination of Grant Agreement will be executed by Adams County and the Grantee will be required to deauthorize awarded funds or return all previously awarded funds for that project along with accrued interest and applicable market value adjustment within 30 days of receiving the Termination of Grant Agreement. Failure to respond to such a notification will result in an

automatic de-authorization of the grant and may result in non-compliance. Please see Grant Non-compliance section below.

Project Modification Policy

If a change to an awarded project is anticipated, Grantee should contact Open Space staff to discuss the proposed change. At that time, Open Space staff will determine whether a formal project modification should be requested. Most change requests will likely fall into one of three categories: 1) minor material change, no request necessary; 2) more significant change to project described in the application, but no change to the budget, staff approval possible, and 3) significant change that impacts the intent of the project and/or the project budget, BoCC approval necessary. If there is any question of which category the request falls into, it will be elevated to the next level for approval.

If it is deemed necessary, the Grantee must submit a Modification Request form to Adams County Open Space staff. A sample Modification form is available on the website at <https://www.adcogov.org/open-space-grant-information> under "Required Forms". Forms may be updated at any time.

If necessary, this information will be forwarded to the BoCC along with a full staff report for the BoCC's consideration. If the modification request is rejected and the project cannot be completed as originally approved, the Grantee may request deauthorization of the grant award and submit a new application for the revised project for consideration in future grant cycles.

Failure to notify Adams County Open Space staff of changes to an awarded project may result in non-compliance. Please see Grant Non-compliance section below.

Grant Non-compliance

A non-compliance issue may arise due to a failure to adhere to the project due date policy, extension policy, modification policy, or at Open Space staff's discretion. At such time that Open Space staff feels a non-compliance issue has arisen, staff will forward the information and a full staff summary to the BoCC. The BoCC will review the issue and determine what if any remedy will be required. Potential consequences of non-compliance include 1) deauthorization of the current grant award, with a request to repay any funds plus interest already disbursed for the award, 2) suspension of the Grantee from participating in the Open Space Grant program as an applicant, partner, or sponsor, or 3) any other consequence deemed appropriate by the BoCC.

Open Space Signage and Logo Use

An Adams County Open Space Sign provided or approved by Open Space staff will be posted in a prominent place at the project site once the project is completed. This does not apply to projects that will not have public access (i.e., conservation easement projects or planning projects). Signs provided by the County must remain up at the project site through the reporting period (i.e., 10 years). For acquisitions funded through the Open Space program, signs must remain up on the property through the life of the sales tax. Open Space staff will periodically do audits of signs at project locations and will

offer replacement signs when needed. Grantee may also ask for replacement signs at any time when a sign becomes damaged or otherwise in poor condition. Following the expiration of the Open Space Sales Tax, signs shall remain in place until damaged or otherwise in poor condition at which time the sign may be removed and not replaced.

If the Grantee wishes not to place a separate Adams County Open Space sign, but rather to use the logo as a part of new signage to be produced for the project, a high-quality digital design file of the Adams County Open Space logo can be provided by Open Space staff. Use of the Adams County Open Space logo on other permanent signage must be approved by Open Space staff prior to final production of said signage. The program logo can also be provided for other uses via digital image files at the sole discretion of Open Space staff. Any additional usage of the program logo must be approved by Open Space staff.

School playgrounds funded by the Open Space Tax must post the hours that the play areas are open to the public. Example: Playground is closed while school is in session from 8 am to 2pm. Playground is open to the public from 3:30 p.m. time to 8:00 p.m.

Reimbursement and Closeout Process

Funds will be disbursed:

- Once the project has been both physically and contractually completed as funded, or at a specified periodic reimbursement date as described in the grant agreement (subject to documentation described below).
- The documentation requested in the reimbursement process has been received and verified by staff. Documentation should indicate that all work has been completed, invoiced, and paid on the project contract, including payment of retainage, as necessary.
- If the final product of a project is a document, including but not limited to a plan, design, or construction documents, those documents must be sent to Open Space staff for inclusion in the project file and for project closeout. In addition, if a document is being developed in association with a land purchase including but not limited to surveys, baseline assessments, or environmental analysis, those documents must be forwarded to Open Space staff for project closeout.

The amount of funds disbursed will correspond to the submitted project budget. The amount of disbursement will be adjusted as necessary to maintain the level of funding originally awarded and specified in the Grant Agreement. All reimbursements will be based on the award percentage of the total project costs, up to the full award amount. At no time will the amount of reimbursement, whether periodic or final, exceed the project expenditures when in-kind contributions are used as match.

Unused grant funds will be returned to the grant fund. For example, if a project is under budget the leverage amount will be based on the final cost of the awarded project and the remaining award amount will be returned to the grant fund for future reallocation. Under no circumstances will the amount of funds reimbursed by Adams County Open Space Sales Tax increase over the awarded amount represented in the Grant Agreement. An increased percentage of project costs will only be allowed if approved by the BoCC in a modification requesting such a change (see Project Modification Policy).

In the case of periodic reimbursements, all procedures for reimbursement remain the same, see All Other Projects Reimbursement Process section below. The reimbursement will be for the awarded percentage for the project for that time period. Open Space staff will keep records of all periodic reimbursements to ensure that the total never exceeds the maximum award stated in the grant agreement.

Failure to provide requested documents may result in non-compliance. Examples of all forms can be found at www.adcogov.org/open-space-grant-information under required forms.

Land Acquisition/Conservation Easement Reimbursement Process

The awarded funds can be disbursed to the Grantee after closing or directly to the title company at the time of closing. The Grantee will need to provide Adams County Open Space with copies of the following documents to receive the grant award:

- Copies of All Easements/Encumbrances
- Final Contract
- Full Qualified Appraisal
- Preliminary Buyers Settlement Agreement
- Title Commitment

It is the applicant's responsibility to ensure that Open Space staff is kept informed of any changes to the date, time or location of the closing. Adams County Open Space must have the wiring instructions at least five (5) business days ahead of the scheduled closing to forward to the Adams County Treasurer's Office to set up the wire transfer. All other documents should be to Open Space staff a minimum of two (2) business days before closing to have funds wired to closing. After closing, copies of the following documents must be forwarded to the Open Space Office prior to the project being closed out:

- Grant Closeout Request Form
- Recorded Deeds specific to this transaction
- Signed Settlement Statement
- Title Policy
- Fully executed Conservation Easement must be on file with Open Space staff (for passive acquisitions)
- Associated invoices and checks
- Other applicable items

All Other Projects Reimbursement Process

For all other projects, to close out a project the applicant must submit to the Open Space Office copies of the following documentation:

- Grant Closeout Request Form
- Completed Grant Closeout Worksheet
- Copies of ALL invoices listed on Grant Closeout Worksheet

- Copies of cancelled checks (front and back) for all costs indicated on Grant Closeout Worksheet OR
- Signature of authorized Financial Officer on Grant Closeout Worksheet certifying all payments have been made
- Documentation for all in-kind donations (e.g., letter from donor stating value, invoice from business indicating value)
- Examples of all forms can be found at www.adcogov.org/open-space-grant-information under “Required Forms”.

Reporting Following Closeout

As stated in Resolution 2020-480, “no land or interests acquired with revenues of the Open Space Sales Tax may be sold, leased, traded, or otherwise conveyed, nor may an exclusive license or permit on such land or interests be given, without the approval of such action by the Board [of County Commissioners]”.

At the 5- and 10-year anniversaries of project closeout, Open Space staff will send Grantee a reporting form for all projects closed out during that timeframe, not including planning projects or environmental education programs. This form will request basic information about all closed out projects specifically what, how and why anything has changed on the project. Grantee will include dated photos of the project for Open Space staff review. If in Open Space staff’s opinion, the intent of the original project has been changed, a full report will be forwarded to the BoCC. At that time, the BoCC will review the information and determine what, if any, action will be taken, including but not limited to the return of all grant funds plus interest.

Code of Ethics

The Code of Ethics applies to all employees and officials of Adams County, including the Open Space Advisory Board. The Code of Ethics can be found on the Adams County website: www.adcogov.org

Glossary of Terms

ACTIVE USE: Lands for park purposes and other recreational uses such as sports fields, golf courses and recreation centers. Park purposes shall be defined as the construction, equipping, acquisition and maintenance of park and recreational improvements and facilities for the use and benefit of the public. (Source: Resolution 2020-480, Section 7 (b)(iv)(2)(B), item iii)

PASSIVE USE: Passive uses shall include, but not be limited to the purchase, construction and maintenance of: horse, bike or running trails; natural areas with limited development for fishing, hiking, walking or biking; wildlife preserves; lakes for fishing with accessible walks, docks, picnic areas and restrooms; conservation easements on agricultural land; environmental education programs; lands and

waterways as community buffers; river and stream corridor land; unimproved flood plains; wetlands; preservation of cemeteries; and picnic facilities. (Source: Resolution 2020-480, Section 7 (b)(iv)(2)(A))

Deauthorization of Funds

In cases where funds are deauthorized (i.e., non-compliance, project completed under budget) remaining funds are returned to the grant fund for future allocation to projects. When funds have been paid, either for a completed project or for periodic reimbursements, and the BoCC requests those funds be returned to the grant fund, it is at the BoCC's discretion to also request payment of interest on those funds being returned.

In-kind Sources of Funds

In-kind sources of funds are donations of time, services, or goods. At no time is the applicant paying for this contribution to the project, whether directly from the project proceeds or indirectly from other funding. These sources must be documented through timesheets, invoices, or other means for project closeout purposes.

Qualified Appraisal

- Commissioned by the purchaser, another project partner that does not have an ownership interest in the property being acquired, or jointly by the seller and the purchaser;
- Prepared by an experienced independent appraiser and in accordance with the IRS definitions of a qualified appraisal and of highest and best use, as defined in Treas. Reg. 1.170A-13(c)(3); and
- Based upon the sales comparison method, which determines the value of the subject property by comparing sale prices of comparative properties. Adjustments are made to the sale price of each comparative property to reflect the differences between the comparison property and the subject property.
- Specific about the easement value of the property, and the value of the property before and after an easement is placed on it. Information about these values is necessary to determine ability to fund the project. (If funding is for a fee acquisition, only the full fee fair market value is needed; the before and after easement values are not required.)
- Effective within one year prior to closing, the grantee will be required to have an appraiser update the appraisal.

APPENDIX A

BOARD OF COUNTY COMMISSIONERS FOR
ADAMS COUNTY, STATE OF COLORADO

A RESOLUTION CALLING AN ELECTION ON NOVEMBER 3, 2020 TO AUTHORIZE THE PERMANENT EXTENSION OF AN EXISTING COUNTYWIDE SALES TAX OF ONE-FOURTH OF ONE PERCENT (ONE-FOURTH PENNY PER DOLLAR) FOR THE CONTINUED PURPOSE OF PRESERVING OPEN SPACE AND CREATING AND MAINTAINING PARKS AND RECREATION FACILITIES; SETTING THE BALLOT TITLE AND TEXT FOR THE ELECTION; AND PROVIDING THE EFFECTIVE DATE OF SUCH RESOLUTION

Resolution 2020-480

WHEREAS, the Board of County Commissioners (the "Board") of Adams County, Colorado (the "County"), has determined that it is in the public interest and a priority of the residents of Adams County to protect water quality, wildlife areas, and wetlands; preserve farmland; protect open space to limit sprawl; and to create, improve and maintain parks, trails, and recreational facilities in Adams County; and,

WHEREAS, the Board has determined that there is and will be a deficiency in available funds to protect water quality, wildlife areas, and wetlands; preserve farmland; protect open space to limit sprawl; and to create, improve, and maintain parks, trails, and recreational facilities in Adams County for the foreseeable future; and,

WHEREAS, the County is authorized by law to impose a sales tax on the sale of tangible personal property at retail and the furnishing of services, subject to the approval of the registered electors of the County; and,

WHEREAS, in 1999, the voters of Adams County approved a one-fifth of one percent (one-fifth penny per dollar) countywide sales tax to preserve open space in order to limit sprawl, to preserve farmland, to protect wildlife areas, wetlands, rivers and streams, and for creating, improving, and maintaining parks and recreational facilities through 2006; and,

WHEREAS, in 2004 the voters of Adams County voted to increase the tax to one-fourth of one percent (one-fourth penny per dollar) to preserve land that protects water quality; protect wildlife areas, wetlands, rivers, and streams; preserve farmland; protect open space to limit sprawl; and for creating, improving, and maintaining parks, trails, and recreation facilities; and to extend the tax through 2026; and,

WHEREAS, the Board has determined that, as a result of the increase in growth in the County, the need to preserve open space has become increasingly urgent; and,

WHEREAS, the Board has therefore concluded that it is in the best interest of the residents of, and quality of life in, Adams County to permanently extend the existing one-fourth of one percent countywide sales tax (the "Open Space Sales Tax"), the receipts from which shall be restricted in application to the Open Space Program, as enumerated herein and in Resolutions 99-1 and 2004-01; and,

WHEREAS, the Board has determined that a ballot issue regarding a permanent extension of the Open Space Sales Tax for the purposes enunciated herein and in Resolutions 99-1 and 2004-01 should be submitted to the eligible electors of the County at the November 3, 2020 general election; and,

WHEREAS, the Board has determined to set the ballot title and text for the ballot issue to be submitted at the election called by this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ADAMS, STATE OF COLORADO:

1. An election shall be held on Tuesday, November 3, 2020, at which there shall be submitted to the eligible electors of the County a ballot issue authorizing a permanent extension of the Open Space Sales Tax originally imposed pursuant to Resolution No. 99-

1, and increased and extended pursuant to Resolution No. 2004-01 (the “Open Space Sales Tax”), the title of which issue shall be in substantially the following form:

ISSUE 1A

WITH NO INCREASE IN ANY COUNTY TAX RATE, SHALL ADAMS COUNTY’S EXISTING OPEN SPACE SALES TAX OF ONE-FOURTH OF ONE PERCENT (ONE-FOURTH PENNY PER DOLLAR) BE PERMANENTLY EXTENDED WITH THE PROCEEDS TO CONTINUE TO BE USED SOLELY TO:

PRESERVE LAND THAT PROTECTS WATER QUALITY;

PROTECT WILDLIFE AREAS, WETLANDS, RIVERS, AND STREAMS;

PRESERVE FARMLAND;

PROTECT OPEN SPACE TO LIMIT SPRAWL; AND;

FOR CREATING, IMPROVING, AND MAINTAINING PARKS, TRAILS, AND RECREATION FACILITIES; AND

WITH ALL COUNTY EXPENDITURES TO BE ALLOCATED BETWEEN ACTIVE AND PASSIVE OPEN SPACE USES BASED ON THE RECOMMENDATIONS OF A CITIZEN ADVISORY COMMISSION AND SUBJECT TO AN ANNUAL AUDIT, WHICH TAX SHALL BE IMPOSED, COLLECTED, ADMINISTERED, AND ENFORCED AS PROVIDED IN RESOLUTION 2020-480 AND SHALL ALL REVENUES FROM SUCH TAX AND ANY EARNINGS THEREON, INCLUDING REVENUES SHARED WITH THE INCORPORATED CITIES AND TOWNS IN ADAMS COUNTY, FOR THE DURATION OF THE TAX, CONSTITUTE A VOTER-APPROVED REVENUE CHANGE FOR THE PURPOSES OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION AND ANY OTHER REVENUE LIMITS IMPOSED BY THE LAWS OF THE STATE OF COLORADO?

YES _____

NO _____

2. The election shall be conducted by the Adams County Clerk and Recorder (“Clerk and Recorder”) in accordance with the Uniform Election Code, C.R.S. § 1-1-101, *et seq.*, and other laws of the State of Colorado, including without limitation, the requirements of article X, section 20, of the Colorado Constitution (hereinafter “TABOR”).
3. All acts required or permitted by the Uniform Election Code relevant to conducting this election shall be performed by the Clerk and Recorder.
4. The Clerk and Recorder shall cause all notices of election to be provided in accordance the laws of the State of Colorado, including but not limited to, the Uniform Election Code and TABOR.
5. Pursuant to C.R.S. § 29-2-104 (5), the Clerk and Recorder shall publish the text of this Resolution four separate times, a week apart, in the official newspaper of the County and each city and incorporated town within the County.
6. If a majority of the votes cast on the ballot issue of permanently extending the imposition of the Open Space Sales Tax are in favor of such ballot issue, the Open Space Sales Tax shall be permanently extended and shall apply to all taxable transactions, unless exempt, occurring on or after January 1, 2021, and shall be collected and administered in accordance with County Resolutions 99-1, 2004-01, and this Resolution and the schedules set forth in the rules and regulations promulgated by the Colorado Department of Revenue.
 - (a) *Extension of the Imposition of the Sales Tax.* There is hereby permanently extended the imposition on all sales of tangible personal property at retail or the furnishing of services in the County, as provided in section 29-2-105, *et seq.*, C.R.S., as amended, a tax equal to one-fourth of one percent of the gross receipts (the “Open Space Sales Tax”).

(b) *Transactions Subject to the Sales Tax.* The transaction subject to the Open Space Sales Tax shall be as set forth below and as required by Colorado state law.

- (i) The tangible personal property and services taxable hereunder shall be the same as the tangible personal property and services taxable pursuant to section 39-26-104, C.R.S., except as provided herein, and shall be subject to the same exemptions as those specified in part 7 of article 26 of title 39, C.R.S., expressly including the exemption allowed by section 39-26-709 (1), C.R.S., for purchases of machinery or machine tools, the exemption for sales of electricity, coal, wood, gas, fuel oil, or coke specified in section 39-26-715 (1)(a)(II), C.R.S., the exemption for sales of food specified in section 39-26-707 (1)(e), C.R.S., the exemption for vending machine sales of food set forth in section 39-26-714 (2), C.R.S., the exemption for occasional sales by a charitable organization set forth in section 39-26-718 (1)(b), C.R.S., the exemption for sales and purchases of farm equipment and farm equipment under lease or contract specified in section 39-26-716 (1)(d), (2)(b) and (2)(c), C.R.S., and the exemption for sales of low-emitting motor vehicles, power sources, or parts used for converting such power sources as specified in section 39-26-719 (1), C.R.S. Also expressly exempted are pesticides that are registered by the commissioner of agriculture for use in the production of agricultural and livestock products pursuant to the provisions of the “Pesticide Act,” article 9 of title 35, C.R.S., and offered for sale by dealers licensed to sell such pesticides pursuant to section 35-9-115, C.R.S., all sales and purchases of parts used in the repair or maintenance of farm equipment, all shipping pallets or aids paid for by a farm operation, and aircraft designed or adapted to undertake agricultural applications, and all sales and purchases of dairy equipment. Also expressly exempted are the exemption for sales of machinery or machine tools specified in section 39-26-709 (1), C.R.S., used in the processing of recovered materials by a business listed in the inventory prepared by the department of public health and environment pursuant to section 30-20-122 (1)(a)(V), C.R.S.; the exemption for sales of wood from salvaged trees killed or infested in Colorado by mountain pine beetles or spruce beetles as specified in section 39-26-723, C.R.S.; the exemption for sales of components used in the production of energy, including but not limited to alternating current electricity, from a renewable energy source specified in section 39-26-724, C.R.S.; the exemption for sales that benefit a Colorado school specified in section 39-26-725, C.R.S.; the exemption for sales by an association or organization of parents and teachers of public school students that is a charitable organization as specified in section 39-26-718 (1)(c), C.R.S.; the exemption for sales of property for use in space flight specified in section 39-26-728, C.R.S.; and the exemption for manufactured homes set forth in section 39-26-721 (3).
- (ii) The Sales Tax shall not be imposed on the sale of construction and building materials, as the term is used in section 29-2-109, C.R.S., if the purchaser of such materials presents to the retailer a building permit or other acceptable documentation that a local use tax has been paid or is required to be paid on the value thereof.
- (iii) The Sales Tax shall not be imposed on the sale of personal property on which a specific ownership tax has been paid or is

payable if: (I) the purchaser is a nonresident of or has its principal place of business outside the County, and (II) such personal property is registered or required to be registered outside the limits of the County under the laws of the State of Colorado.

- (iv) The Sales Tax shall not be imposed on the sale of tangible personal property at retail or the furnishing of services if the transaction has been previously subjected to a sales or use tax lawfully imposed on the purchaser or user by another statutory or home rule county equal to or in excess of the amount imposed by Section 6 (a) hereof. A credit shall be granted against the Sales Tax payable with respect to such transaction equal in amount to the lawfully imposed sales or use tax previously paid by the purchaser or user to such other statutory or home rule county, provided that such credit shall not exceed the amount of the Sales Tax imposed by Section 6 (a) hereof.

(c) *Determination of Place at Which Sales are Consummated.* For the purpose of this Resolution, all retail sales are sourced as specified in section 39-26-104 (3), C.R.S. The amount subject to the Sales Tax shall not include the amount of any state sales and use tax imposed by article 26 of title 39, C.R.S.

(d) *Collection, Administration and Enforcement.* The collection, administration and enforcement of the Sales Tax shall be performed by the Executive Director of the Colorado Department of Revenue (the "Executive Director") in the same manner as the collection, administration and enforcement of the Colorado state sales tax. The provisions of article 26 of title 39, C.R.S. and all rules and regulations promulgated thereunder by the Executive Director shall govern the collection, administration, and enforcement of the Sales Tax.

(e) *Vendor Fee.* No vendor fee shall be permitted or withheld with respect to the collection and remittance of the Sales Tax.

7. Distribution of Sales Tax Revenue. The proceeds from the collection of the Open Space Sales Tax shall be administered and distributed in the following manner:

(a) *Open Space Advisory Board.* The Open Space Advisory Board shall continue to be appointed by the Board of County Commissioners.

- (i) The Open Space Advisory Board shall consist of seven members, four of whom shall be residents of unincorporated Adams County and three of whom shall be residents of cities or towns located in Adams County.
- (ii) Members shall serve four-year terms of office, except the initial term of two members from the unincorporated area of Adams County and two members from cities and towns were six years. Members may be re-appointed to successive terms.
- (iii) Members shall serve at the pleasure of the Board.
- (iv) The Board of County Commissioners shall develop a system to rotate the jurisdictions represented on the Open Space Advisory Board in a systematic fashion.
- (v) Members shall not be compensated for their services, but they may be reimbursed for reasonable expenses actually incurred in the performance of their duties in accordance with this Resolution and County policy.
- (vi) Members shall act in accordance with law, including Colorado conflict of interest law applicable to public bodies. No member

shall vote or participate in the application process regarding an acquisition or expenditure in which he or she has a financial or ownership interest, or where he or she has an ownership interest in adjacent property.

- (vii) The Open Space Advisory Board will meet quarterly, or as necessary to review proposed projects. All meetings shall be held in accordance with Colorado Open Meetings Law.
- (viii) The Open Space Advisory Board will make recommendations to the Board of County Commissioners regarding the distribution of proceeds from the collection of the Open Space Sales Tax, substantially in accordance with the guidelines set forth in this Resolution.

(b) Deposit and Expenditure of Revenue.

- (i) The County has established an Open Space Fund within which all revenues and expenditures from the Open Space Sales Tax are accounted for.
- (ii) Two percent (2%) of the Open Space Sales Tax collected shall continue to be used by the Open Space Advisory Board for administrative purposes, i.e. consultants, studies, site reviews, etc.
- (iii) After payment of the administrative fee, thirty percent (30%) of the remaining Open Space Sales Tax collected shall continue to be automatically returned to the cities, towns and unincorporated area of Adams County in the same proportion as is the ratio of Open Space Sales Tax collected within the city, town or unincorporated area to the total County sales tax collections, as computed from information provided by the Colorado Department of Revenue. This money may be used by the jurisdiction for either active or passive uses but shall not be used to augment existing parks and open space budgets.
- (iv) After payment of the administrative expenses and distribution of the thirty percent described above, the moneys remaining in the Open Space Fund shall be used as directed by the Board of County Commissioners, substantially in accordance with the following guidelines:
 - (1) Grant applications may be submitted to the Open Space Advisory Board by those jurisdictions having an approved open space and/or recreation plan.
 - (2) The Open Space Advisory Board shall review the application and make recommendations to the Board of County Commissioners regarding approval or denial of the application. Fund distributions may be attributable to both active and passive open space uses, defined as:
 - (A) Passive open space uses include the purchase, construction and maintenance of: horse, bike or running trails; natural areas with limited development for fishing, hiking, walking or biking; wildlife preserves; lakes for fishing with accessible walks, docks, picnic areas and restrooms; conservation easements on agricultural land; environmental education programs; lands and

waterways as community buffers; river and stream corridor land; unimproved flood plains; wetlands; preservation of cemeteries; and picnic facilities.

- (B) Active uses include the purchase, construction, equipping and maintenance of: sports fields, golf courses, and recreation centers.
- (v) Any funds received from the disposition of assets acquired or constructed with revenues of the Open Space Sales Tax shall be used in accordance with the above guidelines.

(c) *Authorized Projects and Uses of Funds.*

- (i) Revenues collected from the Open Space Sales Tax may be used in the following manner:
 - (A) To acquire fee title interest in real property for open space, natural areas, wildlife habitat, agricultural and ranch lands, historical amenities, parks and trails;
 - (B) To acquire less than fee interests in real property such as easements (including conservation and agricultural), leases, options, future interests, covenants, development rights, subsurface rights and contractual rights, either on an exclusive or nonexclusive basis, for open space, natural areas, wildlife habitat, agricultural and ranch lands, historical amenities, parks and trails purposes;
 - (C) To acquire water rights and water storage rights for use in connection with the aforementioned purposes;
 - (D) To acquire rights-of-way and easements for trails and access to public lands, and to build and improve such trails and accessways;
 - (E) To allow expenditure of funds for joint projects between counties and municipalities, recreation districts, or other governmental entities in the County;
 - (F) To improve and protect open space, natural areas, wildlife habitats, agricultural and ranch lands, historical amenities, parks and trails;
 - (G) To manage, patrol and maintain open space, natural areas, wildlife habitats, agricultural and ranch lands, historical amenities, parks and trails;
 - (H) To pay for related acquisition, construction, equipment, operation and maintenance costs;
 - (I) To implement and effectuate the purposes of the Open Space Program.
- (ii) Passive open space lands may be acquired and maintained and may include:
 - (A) Lands with significant natural resource, scenic and wildlife habitat values;
 - (B) Lands that are buffers maintaining community identity;

- (C) Lands that are to be used for trails and/or wildlife migration routes;
 - (D) Lands that will be preserved for agricultural or ranch purposes;
 - (E) Lands for outdoor recreation purposes limited to passive recreational use, including but not limited to hiking, hunting, fishing, photography, nature studies, and if specifically designated, bicycling or horseback riding;
 - (F) Lands with other important values such as scenic and historic sites that contribute to the County's and County municipalities' natural and cultural heritage.
- (iii) Active open space lands may include lands for park purposes and other recreational uses such as sports fields, golf courses and recreation centers. Park purposes shall be defined as the construction, equipping, acquisition and maintenance of park and recreational improvements and facilities for the use and benefit of the public.
 - (iv) No land or interests acquired with the revenues of the Open Space Sales Tax may be sold, leased, traded, or otherwise conveyed, nor may an exclusive license or permit on such land or interests be given, without the approval of such action by the Board.
8. If a majority of the votes cast on the ballot issue of permanently extending the Open Space Sales Tax are in favor of such issue, the Clerk and Recorder shall provide a notice of adoption of this Resolution, together with a certified copy of this Resolution, to the Executive Director of the Colorado Department of Revenue at least forty-five (45) days prior to January 1, 2021.
 9. For the purpose of C.R.S. § 1-11-203.5, this Resolution shall serve to set the ballot title for the ballot question set forth herein, and the ballot title for such ballot question shall be the text of the ballot question itself.
 10. The officers and employees of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.
 11. The rate of the Sales Tax and the deposit of revenues collected from the Open Space Sales Tax as set forth in this Resolution shall not be amended, altered, or otherwise changed unless first submitted to a vote of the registered electors of the County for their approval or rejection. Other provisions of this Resolution may be amended as necessary to effectuate the purposes of this Resolution by resolution adopted by the Board of County Commissioners in accordance with law.
 12. All actions not inconsistent with the provisions of this Resolution heretofore taken by the Board and the officers and employees of the County and directed toward holding the election for the purposes stated herein are hereby ratified, approved, and confirmed.
 13. All prior acts, orders or resolutions, or parts thereof, by the County inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.
 14. If any section, paragraph, clause, or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining sections, paragraphs, clauses, or provisions of this Resolution, it being the intention that the various parts hereof are severable.

- 15. The cost of the election shall be paid from the County's general fund.
- 16. This Resolution shall take effect immediately upon its passage.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Henry _____ Aye
 Tedesco _____ Aye
 Pinter _____ Aye
 O'Dorizio _____ Aye
 Hodge _____ Aye
 Commissioners

STATE OF COLORADO)
 County of Adams)

I, Josh Zygielbaum, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Adams County, now in my office.

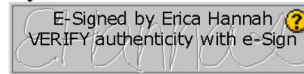
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Brighton, Colorado this 1st day of September A.D. 2020.

County Clerk and ex-officio Clerk of the Board of County Commissioners

Josh Zygielbaum:



By:



Deputy