



**NOTICE OF THE REGULAR MEETING OF THE GENERAL ASSEMBLY**

**TOWN OF OPHIR, CO 81426**

**REGULAR MEETING: TUESDAY 7:00 PM, DECEMBER 19, 2023**

OPHIR TOWN HALL 36 PORPHYRY ST.

[Join Zoom Meeting](#)

Meeting ID: 867 0143 8435 Passcode: 373146

+16699006833,,86701438435#,,,,\*373146# US (San Jose)

**AGENDA**

1. CALL TO ORDER
2. APPROVAL OF AGENDA
3. ADOPTION & SIGNATURE OF October 24, 2023 and November 14, 2023 Regular GA minutes
4. BUSINESS ITEMS
  - a. EcoAction/SMPA Annual Presentations (15 minutes each)
  - b. Broadband Loan Payoff- **Vote** on Resolution 2023-02 (10 minutes)
  - c. Budget- Second Reading- **Vote** on Resolution 2023-03 (10 minutes)
5. STAFF REPORTS
  - a. Town Manager
    - i. Lead and Copper Line Inventory Grant
    - ii. Looking for new Water Committee members (Ken, Dayna)
    - iii. Home Rule Charter Amendment Committee Creation
  - b. Other Staff
6. NEW BUSINESS
7. ADJOURN

## General Assembly Meeting Memorandum

To: Ophir General Assembly

From: John Wontrobski, Ophir Town Manager

Date: December 15, 2023 for December 19, 2023 GA meeting

4a. Annual presentations/updates from Eco Action Partners and San Miguel Power Association.

4b. This resolution #2023-02 would authorize Ophir to pay off the balance (~\$111,000) of the \$150,000 Alpine Bank loan taken out to fund the construction of the broadband system into Ophir. The loan is scheduled to “balloon” in 2025, and it is estimated paying the loan off early will save ~\$10,000/year in future interest payments in 2024 and 2025. The loan is funded by a mill levy, and when the loan is paid off the mill levy will not sunset, but the approximately \$10,500 that will continue to be raised annually by the mill levy will be automatically transferred to the Capital fund each year, as dictated by Ordinance 2017-4, which initially authorized the loan.

4c. Included in the packet is a final copy of the 2024 Town of Ophir Budget for discussion and approval via Resolution #2023-03.

Item #3

**MINUTES OF THE REGULAR MEETING OF THE GENERAL  
ASSEMBLY  
TOWN OF OPHIR, CO 81426  
TUESDAY NOVEMBER 14<sup>TH</sup>, 2023 7:00 PM  
REMOTE MEETING VIA ZOOM PLATFORM**

**CALL TO ORDER**

(TIME 7:24)

Voting Members: Leigh Sullivan, Allyn Hart, Janice Gerona, John Gerona, Fiona Drew, Kelton Wright, Eric Beerman, Sue Hehir, Mark Rosenthal, Travers Mitchell, Elias Bahou, Todd Rutledge, Lisa Rutledge, Raven Cashen, Sonja Allen, Tyler Simmons, Kylie Mosher, Dan Hehir, Mark Ridders, Corinne Platt, Alison Palmer, Amy Ward, Rhonda Claridge, Andy Ward, Joe Shults, Judah Kuper, Jacey DePriest, Miles Heiner, Ben Foster, Kim Wheels, Dave Chew, Chris Drew, Catherine Gockley, Dayna Baer, Peter Harrelson, Shoshanna Pollack, Lucas Leighton, Holly McCarthy, Bob Kingsley, Allison Kingsley, Heather Rosen, Teri Steinberg, Mark Campbell, Scarlet Bahou,

Non Voting Members:

**ADOPTION & SIGNATURE OF SEPTEMBER 19<sup>TH</sup>,  
2023 MEETING MINUTES**

Teri Steinberg objects, would like to correct minutes – motion needs to be included

Judah Kuper motions to approve and adopt, Jacey Depriest seconds

John Wontrobski proposes we will add motion from September in the minutes

Andy Ward begins to re-read written motion – interrupted by Teri who would like to read the motion verbatim as stated in the September meeting.

Teri reads motion verbatim from September meeting

John proposes to put verbatim reading of motion and written motion in September minutes

All in Favor (Yay): Unanimous

### **APPROVAL OF AGENDA**

Andy Ward motions to approve and adopt October 24th agenda

Teri objects

Discussion ensues

Jacey Seconds

All in Favor (Yay): Judah Kuper, Mason Osgood, Andy Ward, Ben Foster, Joe Shults, Janice Gerona, John Gerona, Kelton Wright, Alison Palmer, Dave Chew, Travers Mitchell, Cara Binkley, Sarah Callicott

Not in Favor ( Nay): Peter Harrelson, Jesse Rose, Larry Rosen, Ryan Ehlers, Natalie Fijalkowski, Doris Glynn, Rhonda Claridge, Abigail Herman, Gerry Oyama, Allyn Hart, Teri Steinberg, Mark Campbell, Chris Drew, Fiona Drew, Phil Hayden, Leigh Sullivan, Todd Rutledge, Lisa Rutledge, Logan Rutledge, Joni Tinker, Randy Barnes, Bob Kingsley, Marc Rosenthal, Shoshanna Rosenthal, Sue Hehir, Andy Martin, John Humphries, Leslie Long, Heather Rosen, Holly McCarthy, Lucas Leighton, Parke Ehlers, Dayna Baer, Catherine Gockley

Abstain: Tyler Schultz, Russ Skousen, Wendy Israel, Eric Beerman, Bill Allen, Chris Dickson

Motion Fails 34-15

Teri Steinberg motions to amend 5bii to only discussion and no vote, Mark Campbell seconds

Andy calls for a voice vote to approve modified Agenda  
Passes Unanimously

## BUSINESS ITEMS

5a - Ken Page presents key points from preliminary water report

5b - Andy Ward gives presentation outlining his position re: solar microgrid and highlights past contentious Ophir projects. Jacey Depriest gives presentation outlining OEC position, possible alternative solar sites, and overview of town-owned land. Ryan Ehlers gives presentation representing homeowner concerns regarding solar microgrid project. Teri Steinberg gives presentation outlining several concerns regarding solar microgrid. Mark Campbell presents additional concerns regarding health and safety. Robust discussion follows covering many points pro and con. Tim Erdman gives a small talk regarding his Last Dollar microgrid project.

5c Mason gives short update on GMUG Master Plan.

Mason motions to approve comments on GMUG Master Plan. Jacey  
Seconds

Andy calls for voice vote: passes unanimously

## 5. STAFF REPORTS

Town Manager John Wontrobski gives short update on road maintenance and an update on paving, which has been pushed to spring 2024

## 6. NEW BUSINESS

None

## 7. ADJOURN

Andy Ward motions to adjourn @ 10:18

*Minutes prepared by Ben Foster, Town Clerk*

*Audio recordings of all General Assembly Meetings are available to the public. Please contact the Town Clerk if you would like a copy of this month's audio of the meeting minutes.*

**MINUTES OF THE REGULAR MEETING OF THE GENERAL  
ASSEMBLY**

**TOWN OF OPHIR, CO 81426**

**TUESDAY NOVEMBER 14<sup>TH</sup>, 2023 7:00 PM**

**REMOTE MEETING VIA ZOOM PLATFORM**

**CALL TO ORDER**

(TIME 7:24)

Voting Members: Leigh Sullivan, Allyn Hart, Janice Gerona, John Gerona, Fiona Drew, Kelton Wright, Eric Beerman, Sue Hehir, Mark Rosenthal, Travers Mitchell, Elias Bahou, Todd Rutledge, Lisa Rutledge, Raven Cashen, Sonja Allen, Tyler Simmons, Kylie Mosher, Dan Hehir, Mark Ridders, Corinne Platt, Alison Palmer, Amy Ward, Rhonda Claridge, Andy Ward, Joe Shults, Judah Kuper, Jacey DuPriest, Miles Heiner, Ben Foster, Kim Wheels, Dave Chew, Chris Drew, Catherine Gockley, Dayna Baer, Peter Harrelson, Shoshanna Pollack, Lucas Leighton, Holly McCarthy, Bob Kingsley, Allison Kingsley, Heather Rosen, Teri Steinberg, Mark Campbell, Scarlet Bahou, Nan Darkis, Daniel Forgrave, Jerry Oyama, Parke Ehlers, Jesse Rose, Natalie Fijalkowski, Cara Binkley, Phil Hayden, Joni Barnes, Randy Barnes, Larry Rosen, Ryan Ehlers

Non Voting Members: John Griser, Nicole Bowling, Michael Bowling, Brad Zaporski, John Wontrobski, Terry Schyler, Ken Page, Cindy Wyszynski

**APPROVAL OF AGENDA**

Andy Ward motions to approve, Jacey DuPriest seconds

Voice vote: Unanimous

## BUSINESS ITEMS

Microgrid Access Agreement presentations and GA comments, questions and discussion.

Brad Zaporski, SMPA CEO gives a short presentation outlining what SMPA is, how it generally operates and what its goals are.

Jacey DuPriest, OEC Chair gives a quick presentation regarding brown site locations around the town of Ophir that she's been looking into for potential solar microgrid locations.

John Griser gives a presentation on potential feasibility study including site selection, funding and scope of work. He also broke down how microgrids work with the greater electrical grid.

Kim Wheels presents on climate action. She overviews climate change patterns and threats, as well as energy use and supply. She highlights some of Ophir's Master Plan sustainability and preservation goals.

The GA members ask questions and make comments. Robust discussion ensues for roughly an hour.

Andy motions to approve a vote on Resolution 2023-01, Judah seconds.  
(A RESOLUTION OF THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR TO AUTHORIZE A SOLAR FACILITIES FEASIBILITY STUDY SITE ACCESS AGREEMENT FOR SOLAR FACILITIES ON TOWN PROPERTY)

A GA member asks if the vote can be private and everyone agrees.

The vote is tallied 28 yes, 26 no, 2 abstain. Because there must be a majority of yes's in order to pass the motion fails.

**WORK SESSION:** First Draft of 2024 Ophir Budget is reviewed and discussed by the GA.



## STAFF REPORTS

Town Manager John Wontrobski: is talking to DOLA about setting up a capital budget. San Miguel Board of County Commissioners wrote an open letter regarding tax increases, asking taxing districts to restrict increases to 19%. Town staff agrees we should take the full increase and put it towards capital projects. CDPHE conducted a sanitary survey on our water system, we did fairly poorly based on record keeping and maintenance. Water quality is very good, but we had two Tier 2 violations: our water tank interiors were not inspected on time - they were done late and the inspection was fine, and there were lacking records taken over the last 5-10 years. Our water plant membranes were recently replaced after failing prematurely at a cost of \$18,000. Due to irregular maintenance on the compressor system we have to switch to electric valves at a cost of \$25,000 or so. There are ongoing maintenance issues that John is trying to get on top of. Thanks to Ken Page for getting SMPA to move the transformer that was damaged in one of the avalanches last year.

Jacey Dupriest OEC Chair: New Dominion mine cleanup has been deferred to next year. The beaver activity is saturating the tailings pile and will complicate the cleanup, and they are recommending trapping and moving the beavers.

## NEW BUSINESS

Joe Shultz gives an update/background on the new East End Master Plan. There is some concern that this new plan could put high density housing in currently low density zones. The GA discussed writing a letter to the San Miguel County Commissioners but no consensus was reached.

## 7. ADJOURN

Andy Ward motions to adjourn @ 10:23

*Minutes prepared by Ben Foster, Town Clerk*

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**TOWN OF OPHIR  
RESOLUTION 2023-2**

**A RESOLUTION AUTHORIZING PAYMENT IN FULL OF THE BROADBAND LOAN  
ADMINISTERED BY ALPINE BANK.**

**WHEREAS**, the General Assembly of the Town of Ophir authorized a loan for broadband development with Resolution 2017-2; and

**WHEREAS**, monies in the General Fund are sufficient to pay the balance of the loan; and

**WHEREAS**, the estimated payoff of the loan through December 5, 2023, is approximately \$111,000.00; and

**WHEREAS**, the General Assembly authorized an annual transfer of \$10,500.00 from the General Fund to the Broadband Fund through Ordinance 2017-4 to cover the loan payments,

**NOW, THEREFORE BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO:**

**Section 1. The Town is authorized to pay the entire balance of the Alpine Bank Broadband loan by December 31, 2023, from the General Fund.**

**Section 2. The Town is authorized to transfer annually \$10,500.00 from the General Fund to the Capital Fund, per Ordinance 2017-4.**

**ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, on this 19<sup>th</sup> day of December, 2023.**

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**By: Andrew Ward, Mayor**

**Attest: Cynthia Wyszynski, Treasurer**

**[Town Seal]**

**TOWN OF OPHIR, COLORADO**  
**ORDINANCE No. 2017-4**

**AUTHORIZING INCURRING DEBT IN THE FORM OF A LOAN FROM  
ALPINE BANK FOR BROADBAND SYSTEM PURPOSES AND AMENDING  
THE 2017 BUDGET IN CONNECTION THEREWITH AND WITH RESPECT TO  
UNANTICIPATED REVENUES**

WHEREAS, the Town of Ophir has received a grant from the Colorado Department of Local Affairs (DOLA) for construction of a municipal broadband system in the amount of \$159,102.00, and has received or is expected to receive at least a total of \$20,000.00 in grants for similar purposes from San Miguel County and the Telluride R-1 School District; and

WHEREAS, the Town of Ophir must provide a local match for the DOLA grant and has negotiated with Alpine Bank for a line-of-credit loan in the maximum amount of \$150,000.00, for a term of ten years. The loan will be an advancing note for 3 months after origination of the loan, providing for the loan proceeds to be advanced as needed and saving the Town of Ophir on interest costs. At the end of 3 months the existing principal balance of the loan will be placed on a 15 year amortization schedule with a balloon payment due in 10 years after loan origination. The interest rate will be 3.875% fixed for 5 years, adjusting annually thereafter to a rate of JP Morgan Chase Prime minus .125%. The Loan Origination Fee will be \$1,125.00. Interest only payments will be due during the 3 month advancing term of the loan. Monthly payments of principal and interest will be due starting in month 4 based on the 15 year amortization schedule. The Town of Ophir will provide collateral in the form a UCC security filing on Town of Ophir bank accounts. This will provide Alpine Bank with a lien on current deposit accounts and accounts receivable. The foregoing is referred to herein below as the Loan"; and

WHEREAS, a ballot measure passed at a special election of the Town of Ophir on January 16, 2001, effectively "de-Brucing"<sup>1</sup> the Town of Ophir. The measure asked:

"Shall the Town of Ophir, without any increase in the property tax mill levy, be authorized to increase its revenue and expenditure limitations established under Article X, Section 20 of the Colorado Constitution during 2001 and subsequent years to receive and expend state and federal grants and all donations and to receive and expend all property tax revenues generated by the existing mill levy, all real estate transfer tax revenues including existing revenues, and all other revenues without any limitation established by Article X, Section 20, of the Colorado Constitution, effective January 1, 2001?"; and

WHEREAS, on November 3, 2015 the Ophir electorate approved the following ballot measure "A":

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SHALL THE TOWN OF OPHIR TAXES BE INCREASED \$45,000 ANNUALLY, COMMENCING IN 2016, OR BY SUCH GREATER OR LESSER ANNUAL AMOUNT AS MAY BE DERIVED FROM AN AD VALOREM MILL LEVY NOT IN EXCESS OF 15.5 MILLS ANNUALLY (PROVIDED THAT SUCH MAXIMUM MILL LEVY SHALL BE ADJUSTED UP OR DOWN TO ACCOUNT FOR CHANGES IN LAW OR THE METHOD BY WHICH ASSESSED VALUATION IS CALCULATED OCCURRING AFTER 2016, SO THAT TO THE EXTENT POSSIBLE, THE ACTUAL TAX REVENUES GENERATED BY THE MILL LEVY, AS ADJUSTED, ARE NEITHER DIMINISHED NOR ENHANCED AS A RESULT OF SUCH CHANGES), THE REVENUES THEREFROM TO BE USED FOR THE PURPOSE OF FUNDING THE OPHIR MUNICIPAL BROADBAND FUND TO THE MINIMUM AMOUNT OF \$10,500 PER YEAR UNTIL THE PURPOSES OF SUCH FUND ARE ACHIEVED, WITH ALL REMAINING REVENUES FROM THE TAX INCREASE AND ALL REVENUES REMAINING IN THE BROADBAND FUND AFTER THE PURPOSES OF THE FUND HAVE BEEN ACHIEVED, BEING ALLOCATED TO THE OPHIR GENERAL FUND, CAPITAL FUND OR RESERVES AS DETERMINED BY THE OPHIR GENERAL ASSEMBLY EACH YEAR AND FOR PAYING THE TOWN'S OPERATIONS, MAINTENANCE, AND OTHER EXPENSES, AND IN CONNECTION THEREWITH SHALL BALLOT ISSUE "A" ADOPTED ON NOVEMBER 1, 2011 THAT RESTRICTED THE GENERAL FUND MILL LEVY BASED ON THE PREVIOUS YEAR'S REAL ESTATE TRANSFER TAX REVENUE BE REPEALED; AND SHALL THE PROCEEDS OF SUCH TAXES AND INVESTMENT INCOME THEREON BE COLLECTED AND SPENT BY THE TOWN AS A VOTER-APPROVED REVENUE CHANGE IN 2016 AND IN EACH YEAR THEREAFTER, WITHOUT REGARD TO ANY SPENDING, REVENUE-RAISING, OR OTHER LIMITATION CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR SECTION 29-1-301, COLORADO REVISED STATUTES, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MAY BE COLLECTED AND SPENT BY THE TOWN?;

and

WHEREAS, on November 3, 2015 the Ophir electorate approved the following ballot measure 2C:

SHALL THE TOWN OF OPHIR'S DEBT BE INCREASED \$150,000, WITH A TOTAL REPAYMENT COST NOT TO EXCEED \$228,000; SUCH DEBT TO CONSIST OF GENERAL OBLIGATION BONDS OR OTHER OBLIGATIONS ISSUED OR INCURRED TO PAY THE COSTS TO CARRY OUT THE PURPOSES FOR WHICH THE TOWN'S MUNICIPAL BROADBAND FUND WAS ESTABLISHED AS SET FORTH IN TOWN OF OPHIR RESOLUTION 2015-1, SUCH DEBT TO BE PAID FROM ANY LEGALLY AVAILABLE MONEYS OF THE TOWN, OR THE PROCEEDS OF AD VALOREM PROPERTY TAXES IMPOSED ON ALL TAXABLE PROPERTY OF THE TOWN, WITHOUT LIMITATION OF RATE OR WITH SUCH LIMITATION AND ON SUCH TERMS AND CONDITIONS, INCLUDING PROVISIONS FOR REDEMPTION PRIOR TO MATURITY WITH OR WITHOUT PAYMENT OF PREMIUM AS MAY BE DETERMINED BY THE OPHIR GENERAL ASSEMBLY AND SHALL THE PROCEEDS OF THE DEBT, TAXES, AND REVENUE USED TO PAY SUCH DEBT, AND INVESTMENT INCOME THERON, BE COLLECTED AND SPENT BY THE TOWN AS A VOTER-APPROVED REVENUE CHANGE, WITHOUT REGARD TO ANY SPENDING, REVENUE-RAISING, OR OTHER LIMITATIONS CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE



COLORADO CONSTITUTION, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MAY BE COLLECTED AND SPENT BY THE TOWN?;  
and

WHEREAS, the Ophir Municipal Broadband Fund was authorized by Ordinance 2015-1;  
and

WHEREAS, the Ophir General Assembly has considered the terms and conditions of the Loan in connection with Alpine bank Loan #2645871501 and the General Assembly finds and declares that the it is in the interest of the Town to approve and agree to the Loan; and

WHEREAS, the Ophir Municipal Broadband System Total Project Cost will be expected to be \$ 318,205, including a 4.45% contingency; and

WHEREAS, the Town of Ophir has received excess revenues and anticipates receiving additional unappropriated excess revenues in 2017 in the approximate total amount of \$30,170.00; and

WHEREAS, the 2017 Ophir Budget includes a General Fund line item entitled Broadband Incentive Program in the amount of \$10,500.00; and

WHEREAS, the 2017 Budget does not currently contain a Special Revenue Fund or a line item appropriation for Municipal Broadband Fund, nor a Reserve line item in the General Fund; and

WHEREAS, the Ophir General Assembly desires to authorize incurring debt as described above, and to amend the Ophir 2017 budget to recognize the grant revenues and un-anticipated revenues and Loan revenues and to appropriate funds for expenditure in connection with creation and construction and management of the Ophir Municipal Broadband System.

NOW, THEREFORE, THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR  
HEREBY ORDAINS:

SECTION 1. Debt Authorized.

The General Assembly hereby approves and agrees to the Loan transaction upon Loan terms and conditions as proposed by Alpine Bank. The Town covenants and agrees to perform all acts within its power which are or may be necessary to insure that the interest portion of the Loan will at all times remain exempt from federal income taxation under the laws and regulations of the United States of America as presently enacted and construed or as hereafter amended. The Town Mayor or Town Manager and Town Clerk are authorized and directed to enter into and execute a Loan transaction with Alpine Bank for the amount and subject to the Loan terms and conditions as set forth in the second Recital above. The Loan documents that the Mayor or Town Manager and Town Clerk are authorized to execute and deliver the following Loan documents: government certificate; security agreement; promissory note; disbursement request and authorization;



errors and omissions agreement; and are authorized to execute and deliver all documents necessary to consummate the Loan transaction. The General Assembly certifies that it has not issued or effected the issuance of, and reasonably anticipates that it shall not issue or effect the issuance of more than thirty million dollars (\$30,000,000.00) of tax-exempt obligations during the 2017 calendar year, and hereby designates the Loan as a "qualified tax exempt obligation" as defined by Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Town will cause IRS form 8030-G to be prepared and filed with the Internal Revenue Service.

SECTION 2. 2017 Budget Amendment.

- A. The 2017 Ophir Budget General Fund is hereby amended to establish a Special Fund designated as the Ophir Municipal Broadband Fund. Said Fund includes a New Revenue line item for a \$159,102 DOLA grant, \$150,000 Alpine Bank Loan, \$10,000 County grant, \$10,000 R-1 School District Fund grant, and transfer of \$10,500 from the General Fund Mill Levy Revenue in the total amount of \$339,602.

and new expenditure line item appropriations as follows:

Ophir Municipal Broadband System Construction:	\$273,900.00;
Municipal Broadband legal and consultant services:	\$30,000.00;
Contingency:	\$14,305.00
Alpine Bank Loan Fees and Interest	\$3,550.30
TOTAL:	\$321,755.30

- B. The Broadband Incentive Program line item is deleted and the Broadband Incentive Program \$10,500.00 appropriation line item is transferred to the Municipal Broadband Fund. The General Fund budget revenues and expenditures are reduced by \$10,500.00, respectively.
- C. There is hereby established in the General Fund a RESERVE line item and 2017 Reserves are established at \$87,969.47. The Mayor is authorized to direct the Treasurer to transfer in 2017 a maximum of \$10,500.00 from General Fund Mill Levy Revenue to the Ophir Municipal Broadband Fund without further action of the General Assembly.

SECTION 3. PUBLICATION.

After final adoption, notice of passage shall be published in the manner prescribed by the Town Charter.

SECTION 4. SEVERABILITY.

If any one or more sections or parts of this Ordinance is adjudged unenforceable or invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, the intention being that the various provisions herein are severable.



SECTION 5: EFFECTIVE DATE:

This Ordinance shall take effect upon publication of notice of passage.

Introduced, Read and Approved on First Reading by the General Assembly on the 20th day of June, 2017.

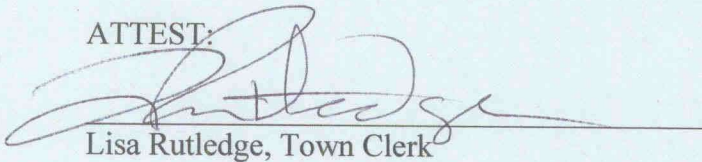
Approved and Adopted as Amended on Second and Final Reading by the General Assembly of the Town of Ophir on the 18th day of July, 2017.

(SEAL)

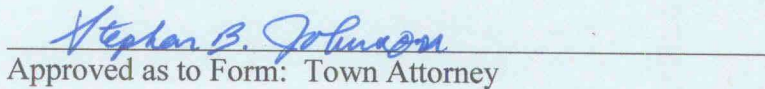


Paul Emrick, Mayor Pro tem

ATTEST:



Lisa Rutledge, Town Clerk



Approved as to Form: Town Attorney





**TOWN OF OPHIR  
RESOLUTION 2023-3**

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND, AND ADOPTING A BUDGET FOR THE TOWN OF OPHIR, COLORADO, FOR THE CALENDAR YEAR BEGINNING THE FIRST DAY OF JANUARY 2024 AND ENDING ON THE LAST DAY OF DECEMBER 2024.

**WHEREAS**, the General Assembly of the Town of Ophir elected Treasurer Cynthia Wyszynski, has prepared and submitted a proposed budget for the 2024 calendar year to the Ophir General Assembly; and

**WHEREAS**, Cynthia Wyszynski, elected Treasurer for the Town of Ophir has submitted a proposed budget to the General Assembly for its consideration; and

**WHEREAS**, upon due and proper notice, published and posted in accordance with the law, said proposed budget was open for inspection by the public at a public hearing held December 19, 2023 and interested taxpayers were given the opportunity to object to said proposed budget; and

**WHEREAS**, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

**NOW, THEREFORE BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO:**

**Section 1. The 2023 Estimated Expenditures for each fund are as follows:**

<b>GENERAL FUND</b>	\$ 243,606
<b>SPECIAL REVENUE FUNDS</b>	\$ 19,000
<b>CAPITAL PROJECT FUND</b>	\$ 30,000
<b>BROADBAND FUND</b>	\$ 2,150
<b>ENTERPRISE FUND</b>	\$ 111,917

**Section 2. The 2023 Estimated Revenues for each fund are as follows:**

<b>GENERAL FUND</b>	
Beginning Fund Balance (estimated)	\$ 325,000
General Property Tax Levy	\$ 199,766
Other Sources	\$ 91,175

Less amount to Enterprise Fund (Mill Levy)	( 20,271)
Less amount to Open Space Fund	( 2,000)
Less amount to Capital Projects	( 30,500)
Less amount to General Fund Reserves	( 15,000)
Less amount to Broadband (Mill Levy)	( 0)
<b>Total General Fund Revenues</b>	<b>\$ 548,170</b>

**SPECIAL REVENUE FUNDS:**

**OPEN SPACE FUND**

Beginning Fund Balance (estimated)	\$ 75,000
Grants	0
Other Sources	\$ 2,000
<b>Total Open Space Revenues</b>	<b>\$ 77,000</b>

**CONSERVATION TRUST FUND**

Beginning Fund Balance (estimated)	\$ 12,000
CTF payments	\$ 2,000
<b>Total Conservation Trust Revenues</b>	<b>\$ 14,000</b>

**CAPITAL PROJECTS FUND**

Beginning Fund Balance (estimated)	\$ 250,000
Grants	0
Other Sources	\$ 30,500
<b>Total Capital Projects Fund Revenues</b>	<b>\$ 285,000</b>

**ENTERPRISE FUND**

Beginning Fund Balance (estimated)	\$ 85,000
Water user fees	\$ 60,060
Mill Levy	\$ 20,271
Trash user fees	\$ 13,680
Water Tap Fees	\$ 14,040
Late Fees	\$ 250
Grants	\$ 6,000
<b>Total Enterprise Fund Revenues</b>	<b>\$ 199,301</b>

**BROADBAND FUND**

Beginning Fund Balance (estimated)	\$ 17,000
Mill Levy	\$ 0
Other Sources	\$ 0
<b>Total Broadband Fund Revenues</b>	<b>\$ 17,000</b>

**SPECIAL IMPROVEMENT DISTRICT FUND**

Beginning Fund Balance (estimated)	\$ 20,444
Total Revenues	0
<b>Total S.I.D. Revenues</b>	<b>\$ 20,444</b>

**Section 3.**

That the budget as submitted, amended, and herein above summarized by each fund, hereby is approved and adopted as the Budget of the Town of Ophir for the year 2024. A copy of each budget is attached hereto. Adoption of this Resolution shall constitute an appropriation of all amounts identified as expenditures in the Budget.

**Section 4.**

The 2024 mill levy for the Town of Ophir, Colorado is hereby established as 27.665 (24.765 General Fund, 2.9 Enterprise Fund) mills. The Town of Ophir hereby certifies said mill levy to the San Miguel County Treasurer. The Town Clerk is directed to transmit a copy of this Resolution to the San Miguel County Treasurer.

**ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, on this 19<sup>th</sup> day of December, 2023.**

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**By: Andrew Ward, Mayor**

**Attest: Cynthia Wyszynski, Treasurer**

**[Town Seal]**