

A Resolution Amending Montezuma County Resolution No. 22-2023, which Formed, Created, and Established a Local Improvement District for the Chip Sealing of County Road 26.1 Loop Serving The Mesa Sky Estates Subdivision

WHEREAS, Montezuma County Resolution No. 22-2023 was signed and adopted on October 2, 2023; and

WHEREAS, Montezuma County Resolution No. 22-2023 formed, created, and established a Local Improvement District pursuant to C.R.S. § 30-20-603(3)(a) for the chip sealing of Montezuma County Road 26.1 Loop Serving the Mesa Sky Estates Subdivision; and

WHEREAS, Montezuma County Resolution No. 22-2023 failed to rely on the final Petition that was submitted by landowners requesting the creation of the Local Improvement District described above; and

WHEREAS, the Final Petition (attached as Exhibit 1) requested that the chip and seal improvements of County Road 26.1 Loop were not to exceed a total price of \$150,000; and

WHEREAS, the final costs of the chip and seal improvements of County Road 26.1 Loop totaled \$144,000.00. *See Invoice* attached as Exhibit 2; and

WHEREAS, pursuant to C.R.S. 30-20-603(5), a preliminary order was made by the Montezuma County Board of County Commissioners indicating that the \$144,000.00 would be assessed over a seven (7) year period through a special assessment to all lot owners in the Sky Mesa Subdivision; and

WHEREAS, it was contemplated by the Montezuma County Board of County Commissioners that lot owners in the Sky Mesa Subdivision would be assessed a reasonable interest rate on the total costs of the improvements;

NOW THEREFORE BE IT RESOLVED by the Montezuma County Board of County Commissioners as follows:

1. That the Montezuma County Mesa Sky Estates Local Improvement District, which was created by Montezuma County Resolution No. 22-2023, which is incorporated into this Resolution by reference, be amended as follows:
2. That the costs of the chip sealing of County Road 26.1 Loop totaling \$144,000.00 be assessed over a seven-year period through a special assessment assessed to all lot owners in the subdivision;
3. That an annual interest rate of four (4) percent on the amount owned assessed to all lot owners in the subdivision;

Adopted this 21st day of November, 2023.

BOARD OF COUNTY COMMISSIONERS
MONTEZUMA COUNTY, COLORADO

Kim Percele

County Clerk and Recorder
Montezuma County, Colorado



James Candelaria

James Candelaria, Commissioner

Gerald Koppenhafer

Gerald Koppenhafer, Commissioner

Kent Lindsay

Kent Lindsay, Commissioner

4/6/2021

PETITION

Pursuant to the provisions of Colorado Revised Statutes 30-20-603 (3)(a), the undersigned lot owners of the Mesa Sky Estates Subdivision (Subdivision) located in Montezuma County, Colorado, Petition the Montezuma County Board of Commissioners as follows:

1. To form a local improvement district for the improving of Montezuma County Road 26.1 Loop serving the Subdivision (improvements). Said improvement would be applying a recycled asphalt with tack oil to cover all the existing 26.1 Loop. The improvements shall be done according to Montezuma County and State of Colorado road regulations and specifications in an economically efficient manner in a price not to exceed \$150,0000.00 as outlined in the proposal attached to this petition. This amount is based on the estimate attached hereto.
2. The full initial cost of the improvements shall be paid for by Montezuma County to be paid back over a ten-year period through a special assessment that would be assessed to all lot owners in the Subdivision, unless the Board determines a lesser amount is appropriate.
3. The undersigned lot owners represent more than one-half of the owners of Subdivision lot owners to be assessed for the improvements.

LOT	Name:	Signature:
1		
2	John Reimer	<i>[Signature]</i>
3	DEWAYNE FINOLEY & MARY ANN FINOLEY	<i>[Signature]</i>
4	GARY L. CARRISON	<i>[Signature]</i>
5	John P. ...	<i>[Signature]</i>
6		
7	NICHOLAS McDONALD	<i>[Signature]</i>
8	MARK D. TUCKER	<i>[Signature]</i>
9	KESTI HILL	<i>[Signature]</i>
10	JASON HILL	<i>[Signature]</i>
11		
12	PATRICK GOTHARD	<i>[Signature]</i>
13	Diana ...	<i>[Signature]</i>
14	MICHAEL HALL	<i>[Signature]</i>

[Handwritten mark]



D & L Construction

PO Box 991
Cortez, CO 81321
United States

INVOICE

Invoice Number: 897
Invoice Date: Dec 3, 2021
Page: 1
Duplicate

Voice: 970-565-2087
Fax: 970-565-7281

Bill To:
Montezuma County
109 West Main
Cortez, CO 81321

Ship to:
Montezuma County
109 West Main
Cortez, CO 81321

Customer ID	Customer PO	Payment Terms	
Montezuma County		Net Due	
Sales Rep ID	Shipping Method	Ship Date	Due Date
			12/3/21

Quantity	Item	Description	Unit Price	Amount
1.00		Furnish & Install approx 1600 tons of recycled asphalt w/ tack oil	144,000.00	144,000.00

Subtotal	144,000.00
Sales Tax	
Total Invoice Amount	144,000.00
Payment/Credit Applied	
TOTAL	144,000.00

Check/Credit Memo No:

