NOTICE OF MEETING OF THE BOARD OF DIRECTORS OF THE CHERRY HILLS NORTH METROPOLITAN DISTRICT

March 6, 2015

Please take notice the meeting of the Board of Directors of the Cherry Hills North Metropolitan District will be held at Duffey's Patio Café, located at 4994 E Hampden Avenue, Denver, Colorado on Thursday, March 19, 2015 at 7:30 a.m. Business to be conducted at the meeting will include:

		Page
1.	Public Comment	
2.	Approval of the Minutes of the meeting held on January 8, 2015	1
3.	Approval of the Compilation Report dated February 28, 2015	3
4.	Payment of Expenditures March 12, 2015	7
5.	Approval of Audit Exemption	8
6.	Special District Prop/Liab Pool Sign Coverage	
7.	Engineer's Report	14
8.	Colorado 811 Membership	15
9.	Old Business	
10.	New Business	
11.	. Adjournment	

Next tentatively scheduled meetings:

May 14, 2015 June 11, 2015 July 9, 2015

RECORD OF PROCEEDINGS

THE BOARD OF DIRECTORS

CHERRY HILLS NORTH METROPOLITAN DISTRICT

A special meeting of the Board of Directors of Cherry Hills North Metropolitan District was held at Duffey's Bakery Patio Cafe, 4994 E. Hampden Avenue, Denver, Colorado 80110 at the hour of 7:30 a.m. on the 8th day of January 2015.

Present were:

Dan Conway, Vice President Marcus McAskin, Secretary Keith Bierman, Director Darcy Beard, CPA

Director Conway noted that a quorum of the Board was present and therefore called the meeting of the Board of Directors of the Cherry Hills North Metropolitan District to order.

APPROVAL OF MINUTES

The minutes of the meeting held Thursday, November 13, 2014 were reviewed. Upon motion duly made, second and vote the minutes were approved.

FINANCIAL REPORT

Ms. Beard distributed the compilation report for the ten months ending December 31, 2014. After review, a motion was made by Director McAskin to accept the compilation reports. The motion was seconded by Director Bierman and upon vote, unanimously passed.

CASH DISBURSEMENTS

Ms. Beard presented the Schedule of Cash Disbursements totaling \$11,877.35. After review, Director McAskin made a motion to approve the cash disbursements. The motion was seconded by Director Bierman and upon vote unanimously approved.

MEETING MATTERS

Ms. Beard presented a proposed schedule of meeting dates for 2015. After discussion a motion was made by Director Conway to set the regular meeting on the 2nd Thursday of each month. The motion was seconded by Director McAskin and upon vote, unanimously approved.

Director Conway made a motion to establish the meeting place for 2015 at:

Duffey's Bakery Patio Cafe, 4994 E. Hampden Avenue, Denver, Colorado 80110. The motion was seconded by Director McAskin and upon vote, unanimously approved.

Director Conway made a motion to establish the District posting locations as follows:

- 5130 Nassau Circle West, Cherry Hills Village, CO 80113
- 5232 Nassau Circle East, Cherry Hills Village, CO 80113
- 4051 South Holly Street, Cherry Hills Village, CO 80111

- Arapahoe County Clerk & Recorder Office
- Cherry Hills North Metro District Website, www.chvnorthmetro.us

The motion was seconded by Director McAskin and upon vote, unanimously approved.

AUDIT EXEMPTION PROPOSAL

Ms. Beard presented a proposal from L. Paul Goedecke P.C. to prepare the 2014 Audit Exemption for a fee of \$500. After review, Director Bierman made a motion to approve the Audit Exemption proposal. The motion was seconded by Director McAskin and upon vote, unanimously approved.

ENTRANCE SIGNS

Director McAskin suggested the Board work with the HOA to discuss responsibility of the entrance signs. Director Conway made a motion authorizing Director McAskin to work with the HOA to appoint a committee comprised of District Board members and HOA officers to make recommendations to the board on the signs and associated responsibilities. The Board directed Ms. Beard to contact the Special District Property and Liability Pool to inquire as to the annual increase in premium if the signs were added to the District's policy.

FEBRUARY MEETING

The Board cancelled the regularly scheduled meeting in February. The next meeting will be held on March 12, 2015.

ADJOURNMENT

There being no further business to come before the Board, and upon motion duly made, second and unanimously carried, the meeting was adjourned at 8:15 a.m.

MINUTES APPROVED:	
Harold Roberts	
Daniel Conway	
Geoff Landry	
Marcus McAskin	
Keith Bierman	

DARCY BEARD CERTIFIED PUBLIC ACCOUNTANT 20363 E. TOP-T RANCH PLACE PARKER, COLORADO 80134 Office 303-841-3474 Fax 303-805-9188

Accountant's Compilation Report

Board of Directors Cherry Hills North Metropolitan District

I have compiled the accompanying Treasurer's Report of Cherry Hills North Metropolitan District and the related Statement of Net Assets and Statement of Revenues and Expenditures for the two months ending February 28, 2015. I have not audited or reviewed the accompanying financial statements and, accordingly, do not express an opinion or any form of assurance about whether the financial statements are in accordance with accounting principles generally accepted in the United States of America.

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America and for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the financial statements.

My responsibility is to conduct the compilation in accordance with the Statements for Accounting and Review Services issued by the American Institute for Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information in the form of financial statements without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial statements.

Management has elected to omit substantially all the disclosures and the statement of cash flows required by accounting principles generally accepted in the United States of America. If the omitted disclosures were included in the financial statements, they might influence the user's conclusions about the company's assets, liabilities, equity, revenue and expenses. Accordingly, the financial statements are not designed for those who are not informed about such matters.

I am not independent with respect to Cherry Hills North Metropolitan District.

Darcy Beard Certified Public Accountant March 17, 2015

03.2015

CHERRY HILLS NORTH METROPOLITAN DISTRICT TREASURER'S REPORT

January 1, 2015 through February 28, 2015

REVENUES	ACTUAL <u>2015</u>	В	UDGET <u>2015</u>		BUDGET EMAINING
Property Taxes Ownership Taxes	\$ 1,456.83 535.29	\$	81,835 3,000	\$	80,378.17 2,464.71
Investment Income	10.05		400		389.95
TOTAL REVENUES	\$ 2,002.17	\$	85,235	\$	83,232.83
EXPENDITURES					
Audit Expense	\$ 500.00	\$	650	\$	150.00
Accounting/Management Expense	1,456.00		10,300		8,844.00
County Fees	21.85		1,227		1,205.15
Dues	315.90		324		8.10
Election Expense	-		-		-
Insurance & Directors Bonds	1,559.89		1,799		239.11
Legal Fees	-		2,500		2,500.00
Engineering Expense	2,880.00		10,000		7,120.00
Miscellaneous	99.82		500		400.18
Utilities	247.09		2,520		2,272.91
Jet Flush, Video, Root Sawing	5,471.40		6,582		1,110.60
Repairs & Maintenance	· -		5,000		5,000.00
Sewer Service Charge	5,515.00		22,060		16,545.00
Website Expenses	•		•		•
Capital Improvements	-		25,000		25,000.00
Outfall Line Expense	 252.72		3,500	_	3,247.28
TOTAL EXPENDITURES	\$ 18,319.67	\$	91,962	\$	73,642.33

CHERRY HILLS NORTH METROPOLITAN DISTRICT STATEMENT OF NET ASSETS FEBRUARY 28, 2015

ASSETS

First Bank Checking First Bank Savings ColoTrust Outfall Line Reserve Accrued Interest Receivable Property Tax Receivable Prepaid Insurance Cash with County Treasurer TOTAL ASSETS	\$ 7,343.30 227,469.11 53,643.69 975.00 80,378.17 - \$ 369,809.27
LIABILITIES & NET ASSETS	
Accounts Payable Deferred Property Tax Total Current Liabilites	\$ 9,351.21 80,378.17 \$ 89,729.38
NET ASSETS Net Assets - Unrestricted Change in Net Assets Total Net Assets	296,397.39 (16,317.50) 280,079.89
TOTAL LIABILITIES & NET ASSETS	\$ 369,809.27

CHERRY HILLS NORTH METROPOLITAN DISTRICT STATEMENT OF REVENUES & EXPENDITURES FOR THE TWO MONTHS ENDING FEBRUARY 28, 2015

REVENUES

Property Taxes Ownership Taxes Investment Income TOTAL REVENUES	\$ \$	1,456.83 535.29 10.05 2,002.17
<u>EXPENDITURES</u>		
Audit Expense Accounting/ManagementExpense Business Meetings County Fees Dues Insurance & Directors Bonds	\$	500.00 1,456.00 - 21.85 315.90 1,559.89
Legal Fees Election Expense Engineering Miscellaneous Utilities		2,880.00 99.82 247.09 5,471.40
Jet Flush Repairs & Maintenance Sewer Service Charge Website Expenses Capital Improvements Outfall Committee		5,515.00
TOTAL EXPENDITURES Change in Net Assets		18,319.67 (16,317.50)
Net Assets - Beginning of Year	<u>\$ 2</u>	<u>96,397.39</u>
Net Assets - End of Month	\$ 2	80,079.89

CHERRY HILLS NORTH METROPOLITAN DISTRICT CASH DISBURSEMENTS MARCH 19, 2015

<u>PAYEE</u>	DESCRIPTION	CHECK NUMBER	_A	MOUNT
Dale's Environmental Services	Jet Flush/Video	2399	\$	5,471.40
Darcy Beard CPA	Acctg/Mgmt	2400		1,144.00
·	Office Supplies			39.31
Hillcrest Water & Sanitation	Sewer Treatment	2401		5,515.00
Hillcrest Water & Sanitation	Outfall Line Maint	2402		252.72
L.Paul Goedecke	Audit Exemption	2403		500.00
Purrington Civil LLC	Engineering	2404		2,880.00
Xcel Energy	Utilities	2405		370.75
TOTAL CASH DISBURSEMENTS			\$	16,173.18

APPLICATION FOR EXEMPTION FROM AUDIT - SHORT FORM - FOR GOVERNMENTS WITH REVENUES AND EXPENDITURES OF \$100,000 OR LESS

	A Marian Dictrict	For the Year
Name of Government:	Cherry Hills North Metropolitan District	Ended December 31, 2014
Address:	C/O L. Paul Goedecke P.C.	
Address.	950 Wadsworth Bivd. suite 204	or fiscal year ended:
l	Lakewood Colorado 80214	
Contact Person:	Paul Goedecke	
Telephone:	303-232-2866	
Email:	lpgcpa@qwestoffice.net	
Fax:		

Return to:

Office of the State Auditor

Local Government Audit Division 1525 Sherman St., 7th Floor Denver, CO 80203

Denver, CO 80203 Fax: 303-866-4062 Email: OSA.LG@state.co.us

Call (303) 869-3000 if you need help completing this form.

PLEASE READ THE ABOVE INSTRUCTIONS BEFORE SUBMITTING

Section 29-1-604, C.R.S., outlines the provisions for an exemption from audit. Generally, any local government for which neither revenues nor expenditures exceed \$500,000 in any year may qualify for an exemption. If either revenues or expenditures are \$100,000 or greater, but not more than \$500,000, you may NOT use this form. Please use the LONG FORM of this application. If both revenues and expenditures are less than \$100,000 individually, use this short form application for exemption from audit.

Please review ALL instructions prior to the completion of this form.

Instructions:

03.2015

- Prepare this form completely and accurately. Please note that there are 11 parts to this form, and all questions
 must be answered for the application to be considered complete.
- 2. File this form with the Office of the State Auditor within 3 months after the end of the year.

 For years ended December 31, the form must be received by the Office of the State Auditor by March 31.
- 3. The form must be completed by a person skilled in governmental accounting.
- 4. The application must be personally reviewed and approved by a majority of the governing body as evidenced by one of the following methods:
 - a. Resolution of the governing body application may be emailed, faxed, or mailed.
 - b. Original signatures application must be mailed. Email or fax will NOT be accepted.
- 5. The <u>preparer must sign</u> the application that is submitted in order for it to be accepted.
- 6. Additional information may be attached to the exemption at the preparer's discretion.

CERTIFICATION OF PREPARER

I certify that I am skilled in governmental accounting and that the Information in the application is complete and accurate, to the best of my knowledge.

Name: Louis Paul Goedecke

Title: CPA

Firm Name (if applicable): L. Paul Goedecke P.C.

Address: 950 Wadsworth Blvd. Suite 204, Lakewood Colorado 80214

Telephone Number: 303-232-2866

Date Prepared: 2/13/2015

Preparer Signature (Required): The application will be rejected if not signed by the preparer.

L. Paul Soedecke P.C.

Please indicate whether the following financial information is	Governmental	Proprietary
recorded using Governmental or Proprietary fund types		x

	. Description	(Omit cents)
Line#		\$ 42,296
2-1	Taxes: Property	\$ 2,756
2-2	Specific ownership	\$ -
2-3	Sales and use	\$
2-4	Other (specify):	\$.
2-5	Licenses and permits	\$ -
2-6	Intergovernmental: Grants	\$
2-7	Conservation Trust Funds (Lottery)	\$ -
2-8	Highway Users Tax Funds (HUTF)	\$ -
2-9	Other (specify):	\$ -
2-10	Charges for services	\$ -
2-11	Fines and forfeits	\$
2-12	Special assessments	\$ 244
2-13	Investment income	<u></u>
2-14	Charges for utility services	3
2-15	Debt proceeds (should agree with line 4-3, column 2)	9
2-16	Lease proceeds	9
2-17	Developer Advances received (should agree with line 4-3)	Ψ
2-18	Proceeds from sale of capital assets	\$ -
2-19	Fire and police pension	\$ -
2-20	Donations	\$
2-21	Other (specify):	\$ -
2-22		\$
2-23		\$
2-24	(add lines 2-1 through 2-23) TOTAL REVENUE all sources	\$ 45,296

	PART 3 - EXPENDITURES	
L	TEXPENDITURES: All expenditures for all funds must be reflected in this section, including the	e purchase of capital assets and principal and interest
	payments on long-term debt. Financial information will not include fund equity information.	
Line#	Description	(Omit cents)
3-1	Administrative	FALSE
3-2	Salaries	\$ 8,879
3-3	Payroll taxes	\$
3-4	Contract services	
3-5	Employee benefits	\$ <u> </u>
3-6	Insurance	\$ 1,713
3-7	Accounting and legal fees	\$ 11,307
3-8	Repair and maintenance	\$ 6,198
3-9	Supplies	\$
3-10	Utilities and telephone	\$ 2,218
3-11	Fire/Police	
3-12	Streets and highways	\$
3-13	Public health	\$
3-14	Culture and recreation	
3-15	Utility operations	\$ 21,911
3-16	Capital outlay (should agree with Part 6)	\$ -
3-17	Debt service principal (should agree with Part 4)	\$ -
3-18	Debt service interest	-
3-19	Repayment of Developer Advances (should agree with line 4-3)	\$ -
3-20	Contribution to pension plan (should agree to line 7-2)	- \$
3-21	Contribution to Fire & Police Pension Assoc. (should agree to line 7-2)	\$ -
3-22	Other (specify): Engineering	\$ 10,032
3-23	County Treasurers fee	\$ 636
3-24	Miscellaneous	
3-25	(add lines 3-1 through 3-24) TOTAL EXPENDITURES all categori	ies \$

Note: If Total Revenue (Line 2-24) or Total Expenditures (Line 3-25) are greater than \$100,000. STOR: You may not use this form. Please use the "Application for Exemption from Audit - Long Form".

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	nswer the following question by marking in the approp	riate hoy		1	Yes	1.7.4	No
5-8 Are the entity	entity's deposits in an eligible (Public Deposit Protection Act) public d	epository	(Section 11-10.5-	X		
		.,			1		
Please use 1	eq. C.R.S.)? If no, please explain:						
5-9		·					

	Please answer the following questions by marking in the approp	riate t	oxes.	1 120			Yes	,	No
	Please answer the following questions by marking in the approp	J. Idea L					х		
6-1	Does the entity have capital assets?	ordono	a with Section	n 20_1	-506	1		<u> </u>	×
yes:	Has the entity performed an annual inventory of capital assets in accordance with Section 29-1-506,								
5	a a a a if					5000	T-12-0	No.	
	all assets have been are fully depreciated and no additional assets of	jouro.				10			
	Complete the following table: Balance -			70. 77. U.S. S. W. S.		ear-End			
	Complete the following toblo.	begir	nning of the	Ac	Iditions	D	eletions	1	Balance
			year						Jaianoc
	L	\$	-	\$	-	\$	-	\$	-
	Land	\$	-	\$		\$	-	\$	
	Buildings Machinery and equipment	\$	-	\$	-	\$	-	\$	
	Furniture and fixtures	\$		\$	-	\$	-	\$	
	Construction In Progress (CIP)	S	-	\$	-	\$	-	\$	-
	Construction in Progress (on)	s	144,318	\$	-	\$	-	\$	144,31
	Other (explain): Property and equipment	S	(144,318)	9		\$		\$	(144,31
	Accumulated Depreciation	-	(144,510)			s		S	
	Total	\$		\$	AND STATE OF THE	3			SANDAR.
	Please use this space to provide any explanations or comments	·			The state of the s	To the same	Water State of the	1	
6-2									
	PART 7 - PENSION I	NFOR	MATION						
					17 - 10 4	1 2	Yes	127	No
	Please answer the following questions by marking in the appro	priate	boxes.		21. 1 19.4	. 191	Yes	- ".	
7-1	Does the entity have an "old hire" firemen's pension plan?					-		-	X
7-2	Does the entity have a volunteer firemen's pension plan?					Districted	- V	2000000	X
yes:							20 6E. 1		
	Indicate the contributions from:				200				
	Tax (property, SO, sales, etc.):			\$	-	P (1)			al violates
	State contribution amount:			\$	-				
	Other (gifts, donations, etc.):			\$		100			
	Total:			\$	-	Great St			
	What is the monthly benefit haid for 20 years of service per retir	ee as o	of Jan 1?	\$	-	(20)			
	Please use this space to provide any explanations or comment	s:							
7-3									
1-5									
	PART 8 - BUDGET II						Yes		No
	Please answer the following questions by marking in the approach Did the entity file a budget with the Department of Local Affairs for the	he cur	ent veer? If	no ple	256	+	X	+	
8-1	Did the entity file a budget with the Department of Local Affairs for t	ic cuil	City Corr II	io, pie		9.3		- I	
								7/15	
	and the second control of the second control	ein:				6562/89	X	1	Sample of the same
8-2	Did the entity pass an appropriations resolution? In no, please explain:					1000		1000	74
						19.5			
							在一家 和		
	Disease indicate the amount appropriated for each fund for the year								F which the
	Please indicate the amount appropriated for each fund for the year: Fund Name Budgeted Expenditures					7250		A-24	
f yes:					3				
f yes:	Enterprise fund				,	0000	The state of the s		
f yes:	Enterprise fund						an William De Officient south Larger	Water and State of the	Charles and the control of the contr
f yes:						1924	The state of	29 630	
f yes:	Enterprise fund Please use this space to provide any explanations or comment	s:				1000	17. 19 20 21		

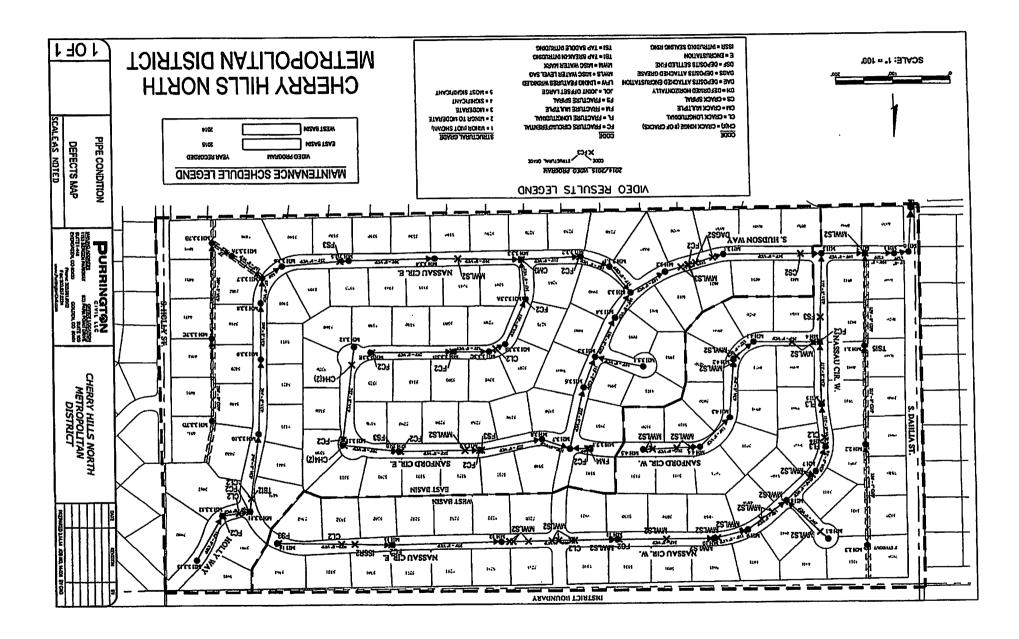
ī	PART 9 - TAX PAYER'S BILL OF RIGHTS (TABOR)		
	Please answer the following question by marking in the appropriate box	Yes	No.
9-1	Is the entity in compliance with all the provisions of TABOR [State Constitution, Article X, Section 20(5)]?	x	
	Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government from the 3 percent emergency reserve requirement. All governments should determine if they meet this requirement of TABOR.		
9-2	Please use this space to provide any explanations or comments:		

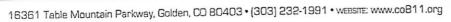
10-3 Is the entity a metropolitan district? 10-4 Please indicate what services the entity provides: maintenance services 10-5 Does the entity have an agreement with another government to provide services? If ves: List the name of the other governmental entity and the services provided: 10-6 Has the district filed a <i>Title 32</i> , <i>Article 1 Special District Notice of Inactive Status</i> during the year [Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.]	x x ar? (3),	No x
10-1 Is this application for a newly formed governmental entity? If yes: Date of formation: 10-2 Has the entity changed its name in the past or current year? If Yes: Please list the NEW name & PRIOR name: 10-3 Is the entity a metropolitan district? 10-4 Please indicate what services the entity provides: maintenance services 10-5 Does the entity have an agreement with another government to provide services? If yes: List the name of the other governmental entity and the services provided: 10-6 Has the district filed a Title 32, Article 1 Special District Notice of Inactive Status during the year [Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.)	x x ar?	X
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Please list the NEW name & PRIOR name: 10-3 Is the entity a metropolitan district? 10-4 Please indicate what services the entity provides: maintenance services 10-5 Does the entity have an agreement with another government to provide services? If ves: List the name of the other governmental entity and the services provided: 10-6 Has the district filed a <i>Title 32</i> , <i>Article 1 Special District Notice of Inactive Status</i> during the year [Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.]	x x ar?	
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[Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.]	ar? (3),	
[Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.]	ar? (3),	
[Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (C.R.S.]	(3),	
C.R.S.]		1
		×
If yes: Date Filed:		
10-7 Please use this space to provide any explanations or comments:		

Below is the certification and approval of the governing board. By signing the board member is certifying they are a duly elected or appointed officer of the local government.

Governing board members may be verified. Also by signing, the board member certifies that this Application for Exemption from Audit has been prepared consistent with Section 29-1-604, C.R.S., which states that a governmental agency with revenue and expenditures of \$100,000 or less must have an application prepared by a person skilled in governmental accounting; completed to the best of their knowledge and is accounted and true. Use additional pages if needed.

	Print the names of all current	A MAJORITY of the governing board members must complete and sign in the column
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	attest I am a duly elected or appointed
	Print Board Members Name	board member and I have reviewed and approve the application for exemption
Board	Harold Roberts	from audit.
Member	Haroid Nobel	Signed Date:
1		
		term Expires: 5/20/16
	Print Board Members Name	, attest I am a duly elected or appointed
		board member and I have reviewed and approve the application for exemption
Board	Daniel Conway	from audit.
Member	Sumo ,	SignedMy
2		
		term Expires: 5/30/6 , attest I am a duly elected or appointed
	Print Board Members Name	, attest I am a duly elected of appointed
	Has Cliandry	board member and I have reviewed and approve the application for exemption
Board	Probability (from audit.
Member 3		Signed Date:
3		term Expires: 5/2018
		, attest I am a duly elected or appointed
	Print Board Members Name	attest I am a duly elected of appointed
	MarcusMcAskin	board member and I have reviewed and approve the application for exemption
Board Member	«Danidobapas»	from audit.
4		Signed Date:
4		term Expires: 5/20/8
		i , attest I am a duly elected or appointed
	Print Board Members Name	board member and I have reviewed and approve the application for exemption
Board	Keith Biermon	
Member		from audit.
5		Signed Date:
		term Expires: 5/2018
	N	, attest I am a duly elected or appointed
	Print Board Members Name	board member and I have reviewed and approve the application for exemption
Board		from audit.
Member		Signed Date:
6		My
1		term Expires:
<u></u>	Print Board Members Name	, attest I am a duly elected or appointed
1	time source management	board member and I have reviewed and approve the application for exemption
Board		from audit.
Member	·	Signed Date:
7		My
		term Expires:
L		







DATE:

January 12, 2015

TO:

Cherry Hills North Water & Sanitation

FROM:

Sandy Samuelson, CO811 Member Liaison

During 2014, your organization requested information for membership at Colorado 811. The State of Colorado mandates that "Every owner or operator of an underground facility in this state shall join the notification association" Colorado 811. This portion is located in 9-1.5-101. The definition of an owner or operator is: "Operator" or "owner" means any person, including public utilities, municipal corporations, political subdivisions, or other persons having the right to bury underground facilities in or near a public road, street, alley, right-of-way, or utility easement. This portion is located in 9-1.5-104.5; (1)(a). A copy of the law, in its' entirety, is accessible at www.co811.org. Please select "Resources" for a full copy of Title 9 Safety- Industrial and Commercial Article 1.5 Excavation Requirements. The law consists of information contained in State Statute 9-1.5-101-107.

This letter serves as a reminder that you may, based on the description above, still need to become a member at Colorado 811. In the law, it refers to penalties that can be assessed by the aggrieved party to an underground facility owner for not being a member, or if damaged, that is not a member. The penalty structure is as follows:

- Non membership/participation can be penalized with a civil penalty of \$200.00.
- •If the underground facility of the non-member is damaged the facility owner can be penalized \$5,000.00 for the first offense.
- •Should the non-member sustain an additional damage within a 12-month period penalties can be imposed of up to \$25,000.00.
- •If more than 3 separate occasions of damage occur within a 12-month period the penalties can go up to \$75,000.00.

A membership at Colorado 811 fulfills the above-mentioned statute, but also provides a more secure system for damage prevention, allowing excavators in the State to know what is below prior to excavation. For the safety of your underground facility and the safety of those that may excavate in the vicinity of the underground facility, a membership needs to be completed. If an additional member application is needed, please contact Colorado 811 for further information.

We look forward to serving you.

Somuelsen

Sandy Samifelson CO811 Member Liaison

303-205-6305, office

303-513-7616, cell

samuelson@co811.org