

Final Report to City Council
Utility Line Undergrounding Study Committee
May 1, 2015



Committee Members:
Mayor Pro Tem Alex Brown, Councilor Earl Hoellen,
Andy Love, John Love, Dan Lynch, Susan Maguire, Paul Stewart,
Russell Stewart, Jim Tarpey, Gene Watkins and David Wyman

1. Assignment

Mission

In January 2014, the City Council formed the Utility Line Undergrounding Study Committee to explore the feasibility of burying overhead utility lines throughout the Village. One of the goals of the City's Master Plan is to "promote the overall semi-rural character of Cherry Hills Village through design and maintenance of streetscapes, public lands and public facilities" (Exhibit A). The Master Plan directive to further this goal is to "evaluate possible methods and financial resources for the burial of above-ground utility lines on public and private lands".

Another goal of the Master Plan is to "improve efficiencies in utilities and infrastructure within the Village while balancing the aesthetics of the Village." The Master Plan directive to accomplish this goal is to "formalize a policy for burying above-ground utilities and evaluate possible funding mechanisms available". City Council adopted Resolution 2, Series 2014, establishing the Committee and charging it with considering several matters, including:

- a) The estimated cost of undergrounding organized by categories, such as state highways, arterial roads, neighborhood streets and easements;
- b) Policy recommendations for cost sharing between the Village and property owners;
- c) A priority ranking for the sequence of undergrounding utility lines;
- d) Suggested changes to the Municipal Code or Village policies to support the effort;
- e) A plan to finance the project recommending financial resources and new revenue sources; and
- f) All other matters the Committee deems relevant to the issue and requiring City Council's consideration (Exhibit B).

Timeline

The Committee began to meet on a bimonthly basis in February 2014 to fully address all assigned topics. Several representatives from utility service providers, local municipalities, telecommunications companies and other organizations met with the Committee throughout the past year and discussed various issues, including: use of funds, cost estimates, construction timelines, coordination with utilities, supplementary projects and public-private partnerships. The Committee presented an interim report to City Council in November 2014 and drafted the final report in May 2015.

2. Responsibility

Franchise Agreements

The City has several franchise agreements with service providers that determine which organization is responsible for the cost of undergrounding (Exhibit C). The current franchise agreement with Xcel states that the company is responsible for the cost of relocation if it is necessary for the completion of a public project (i.e. street widening). Otherwise, the City is responsible for all associated undergrounding costs. There is no franchise agreement with

CenturyLink as telecommunications companies do not require additional authorization or franchise by any municipality per the 1996 Telecommunications Act. This may change in the future if CenturyLink elects to offer cable service to residents.

The franchise agreement with Comcast states that the company is to place all facilities underground in which electric, telephone and other above-ground utilities are buried at no expense to the City. Crown Castle also has facilities located throughout the Village and is required to have a right-of-way use agreement. The agreement states that Crown Castle is responsible for the relocation of equipment at its sole expense whenever the City determines that relocation is necessary to protect or preserve the public health or safety.

Municipal Code

In January 2015, City Council approved Ordinance 1, Series 2015, establishing Municipal Code Section 16-16-200, which requires new or existing service lines to be placed underground when associated with the new construction or major addition of all single family residences and institutional structures (Exhibit D). The Committee recommended approval of the amendment as it aims to help incrementally bury existing overhead lines and prevent new facilities from being installed aboveground at the cost of the developer.

City Council also approved Ordinance 2, Series 2015, amending Section 17-5-50, which requires the relocation of existing overhead utilities during a subdivision unless it has been demonstrated that relocation is not possible due to physical constraints or that the cost of undergrounding outweighs the public benefit and is not necessary to meet the goals and strategies of the Master Plan. The Committee recommended approval of the amendment as it aims to help incrementally bury existing overhead lines and prevent new facilities from being installed aboveground at the cost of the subdivider.

Undergrounding Policy

In April 2015, City Council approved Resolution 18, Series 2015, adopting a utility undergrounding policy (Exhibit F). The policy replaced the existing 1994 cost-sharing program for undergrounding projects and established guidelines for the following: City funding of projects located within the public right-of-way; funding for the burial of private service lines in conjunction with a City-initiated project; and assistance in the formation of Special Improvement or Local Improvement Districts for citizen-initiated projects.

3. Infrastructure

Overhead Utilities

The Village currently has over 180,000 linear feet of overhead lines along state highways, arterial roads, residential streets and on private property (Exhibit G). Of that total, over 50,000 feet of overhead lines are located along state highways and arterial roads (Clarkson, Colorado, Hampden, Happy Canyon, Mansfield, Quincy and University). Xcel accounts for approximately

35,000 feet of these lines while CenturyLink accounts for approximately 15,000 feet. Of this total, almost all of CenturyLink's lines overlap with Xcel's.

Ancillary Equipment

In addition to overhead lines, it was determined that certain ancillary equipment could be impacted by undergrounding. A number of properties have private service lines that are directly connected to primary utility poles that would be removed if facilities were buried. Additionally, a number of secondary poles would have to be reconfigured if primary poles were removed. Exhibit H is a diagram that illustrates these types of structures. The City Engineer has estimated that there are approximately 68 private service lines and 86 secondary poles that would be affected by undergrounding along state highways and arterial roads.

Street Priority Order

The Committee identified the removal of overhead facilities along arterial roads and state highways as a priority due to the broad community benefit that would be provided. The elimination of potential safety hazards along these main transportation arteries and improved visual appearance of significant view corridors offers a common benefit to all residents. Additionally, it was determined that certain public funds cannot be used for facilities that are located on private property.

The Committee determined a priority order for the arterial roads and state highways by analyzing the existing facilities along each roadway, impacts on view corridors and related ancillary costs. The Committee also took into account the community's feedback. The priority order and associated infrastructure for each arterial road and state highway is included in the table below.

Street Priority Order	Xcel Linear Feet	CenturyLink w/ Xcel Linear Feet	CenturyLink w/o Xcel Linear Feet	Service Lines	Secondary Poles	Total Linear Feet per Street	Total Cumulative Linear Feet
Quincy	16,650	8,558	0	12	56	25,208	25,208
Colorado	4,425	3,850	600	2	8	8,275	33,483
Mansfield	2,000	2,000	0	0	12	4,000	37,483
University	4,675	1,867	800	6	3	6,542	44,025
Happy Canyon/ Clarkson	5,100	0	0	40	5	5,100	49,125
Hampden	4,175	0	0	8	2	4,175	53,300
Total Linear Feet per Component	37,025	16,275	1,400	68	86	53,300	53,300

4. Cost Estimate

Expenses

In 2014, the Committee received a preliminary estimate from Xcel that the approximate cost for undergrounding was \$150 per linear foot of overhead line. City Council approved a request for Xcel to prepare an engineering design for a section of Quincy between Holly and Happy Canyon to confirm this estimate. This 2,750 linear foot section was suggested for the design as

both Xcel and CenturyLink overhead lines are present. In March 2015, Xcel reported that the estimated cost to complete this work is \$850,000, which results in an approximate estimate of \$300 per foot. The City asked for a breakdown of costs but was told that such information would not be provided.

The City also requested an estimate from CenturyLink for the same section of Quincy. CenturyLink reported that the cost to bury facilities in this area is approximately \$80,000, which results in an approximate estimate of \$30 per foot. The City was told that the cost is considerably less due to the fact that Xcel would also be performing work in this area and additional expenses would likely be covered in Xcel's \$300 per foot estimate. CenturyLink confirmed that the City should use an estimate of \$150 per foot for work that is not performed in conjunction with Xcel.

Other expenses that comprise the City's estimate include: engineering design costs (15% of the total project cost); private service line costs (\$2,500 per line); and secondary pole costs (\$5,000 per pole). Based on the Quincy design, the total cost for burying overhead lines along arterial roads and state highways is approximately \$14 million. It should be noted that the cost to bury utility lines throughout the City will vary according to location and the existing equipment installed at each site. Therefore, it is difficult to establish a cost estimate that will apply to all facilities in the City. The table below illustrates the cost estimate based on the Quincy design.

Arterial Roads & State Highways	Xcel (\$300 per Linear Foot)	CenturyLink w/ Xcel (\$30 per Linear Foot)	CenturyLink w/o Xcel (\$150 per Linear Foot)	Engineering Design (15%)	Service Lines (\$2,500 per Line)	Secondary Poles (\$5,000 per Pole)	Total Cost per Street	Total Cumulative Cost
Quincy	\$4,995,000	\$256,740	\$0	\$787,761	\$30,000	\$280,000	\$6,349,501	\$6,349,501
Colorado	\$1,327,500	\$115,500	\$90,000	\$229,950	\$5,000	\$40,000	\$1,807,950	\$8,157,451
Mansfield	\$600,000	\$60,000	\$0	\$99,000	\$0	\$60,000	\$819,000	\$8,976,451
University	\$1,402,500	\$56,010	\$120,000	\$236,777	\$15,000	\$15,000	\$1,845,287	\$10,821,738
Happy Canyon/ Clarkson	\$1,530,000	\$0	\$0	\$229,500	\$100,000	\$25,000	\$1,884,500	\$12,706,238
Hampden	\$1,252,500	\$0	\$0	\$187,875	\$20,000	\$10,000	\$1,470,375	\$14,176,613
Total Cost per Component	\$11,107,500	\$488,250	\$210,000	\$1,770,863	\$170,000	\$430,000	\$14,176,613	\$14,176,613

Contractor Assessment

In conversations with industry professionals, it was suggested that certain expenses could be reduced if the City bid the construction out to its own contractors rather than agreeing to the total project cost as proposed. Xcel has stated that it cannot allow the City to do this as there are safety guidelines that must be adhered to. The City acquired an analysis of the Quincy design from a consultant who has extensive experience with Xcel (Exhibit I).

The consultant agreed that the total project cost provided by Xcel appears to be consistent with Xcel's pricing methodology, which includes a substantial mark-up of direct costs. The consultant also noted that in her experience Xcel has not permitted customers in Colorado to bid construction out to other contractors. The Committee recommends that the City continue to

pursue a more cost-effective arrangement with Xcel as undergrounding is to be completed with public funds.

5. Financial Scenarios

Xcel 1% Fund

The City's franchise agreement with Xcel includes a provision for an underground fund in which Xcel is required to budget and allocate an annual amount equal to 1% of the preceding year's electric gross revenues for the purpose of burying overhead utility lines as requested by the City (Exhibit J). The fund can only be used for facilities that are located in the public right-of-way per the franchise agreement.

The 1% fund has been historically used in conjunction with the City's capital improvement program. In 2012, \$180,000 was used to bury 800 feet of overhead lines located adjacent to the new Joint Public Safety Facility. The cost to bury facilities was approximately \$225 per linear foot. The current balance of the 1% fund with a 3-year borrow forward projection is approximately \$1,000,000. The City typically accumulates around \$100,000 per year in the fund.

Property Tax Increase

The Committee analyzed a scenario involving a temporary 2 to 3-mill property tax increase in order to fund undergrounding along arterial roads and state highways. The revenue from the tax increase would be used to bury the lines listed in the street priority order (Exhibit K). Based on the analysis, the tax increase would last between 10 to 15 years. A 3-mill tax increase would result in a property owner paying an additional \$240 per year for a \$1 million home.

While the tax would be collected for 10 to 15 years, construction could be completed in a shorter timeframe if utility service providers agreed to meet the City's desired construction schedule. The City has limited control over scheduling but would aim to have construction completed within a few years. In order to complete the work in the shortest timeframe possible and limit disruption to residents, the City could issue a bond in the amount of \$10 million. The debt service of the bond would be paid through revenue from the 1% fund and tax increase.

The Committee also discussed a reduced tax increase of 1 to 2 mills in which the revenue collected would be placed in a City fund for a pay-as-you-go program for undergrounding. The funding that would be generated from such a tax increase would not be able to support the burial of facilities in an accelerated timeframe but could be directed towards arterial roads and state highways and projects that residents have demonstrated support for and/or are willing to provide a cash match.

South Suburban Tax

The City currently collects 2.7 mills from residents to fund annual payments to the South Suburban Parks and Recreation District. This obligation ends in 2019. The Committee discussed the possibility that some or all of a proposed tax increase could be offset upon completion of

payments to South Suburban. If this option is pursued, additional research into funding for the City's parks and trail improvements and the Exclusion Agreement with South Suburban is needed to see if these funds can be used for undergrounding.

Xcel Customer Fee

The City could also attempt to amend the franchise agreement with Xcel to include an additional monthly fee that would be imposed by Xcel on individual customers within the Village for the purpose of undergrounding at a faster rate than the 1% fund allows. The Committee estimates that an additional monthly fee between 6% and 11% would generate revenue equivalent to the project cost. Xcel has agreed to such arrangements in the past but has reservations about doing so again in the future as it is reluctant to be part of a revenue-raising process that does not directly relate to gas and electric service provision.

Building Material Use Tax

Lastly, the Committee explored a scenario in which the City's building permit fee structure could be revised to include a new building material use tax and eliminate the current service expansion fee. A building material use tax would apply to anyone performing construction work in the City that requires a building permit. While the value of building materials can vary, it is often about 50% to 60% of a project's total value. Other municipalities in the Denver Metro area have similar building or construction material use taxes that range from 2% to 4% on 50% to 60% of project valuation.

While the City does not currently collect a tax on building materials, residents may be charged a local sales tax. That revenue is directed to the municipality in which the materials are purchased. If the building material use tax is approved, materials for the project would be exempt from such a sales tax. Staff found that the adoption of a building material use tax of 3% on 50% to 60% of project valuation and elimination of the service expansion fee could result in additional general fund revenue of up to \$1,000,000 per year (Exhibit L). It should be noted that a change in staff time could be required to administer the remittance process for the building material use tax.

6. Technology Improvements

Fiber Infrastructure

The Committee received feedback from other communities that there is an opportunity to install additional infrastructure for improved telecommunications at a marginal cost increase while burying utilities along arterial roads and state highways. The chart below illustrates the costs associated with installing a fiber optic infrastructure. If performed in conjunction with undergrounding, the fiber boring cost could be reduced further.

Street Priority Order	Total Cumulative Cost for Undergrounding	Fiber Conduit (\$3 per Linear Foot)	Fiber Boring (\$20 per Linear Foot)	Total Fiber Cost per Street	Total Cumulative Cost w/ Undergrounding/ Fiber
Quincy	\$6,349,501	\$55,386	\$369,240	\$424,626	\$7,198,753
Colorado	\$8,157,451	\$15,900	\$106,000	\$121,900	\$8,703,977
Mansfield	\$8,976,451	\$7,551	\$50,340	\$57,891	\$9,580,868
University	\$10,821,738	\$31,500	\$210,000	\$241,500	\$11,667,655
Happy Canyon/ Clarkson	\$12,706,238	\$51,900	\$346,000	\$397,900	\$13,950,055
Hampden	\$14,176,613	\$40,500	\$270,000	\$310,500	\$15,730,930
Total Cost per Component	\$14,176,613	\$202,737	\$1,351,580	\$1,554,317	\$15,730,930

Broadband, also known as high-speed internet, allows users to access the internet and internet-related services at considerably higher speeds than those available through “dial-up” services. These higher speeds are achieved through the use of transmission digital technology and a wide band of frequencies to transmit information. Access to broadband varies on the technology and platform used to provide service. The Committee explored the installation of a fiber backbone along the arterial roads and state highways.

There are several different roles that the City could assume if it were to install such an infrastructure. These include: a catalyst that encourages private sector action as a result of customer demand and awareness of services; an enabler that uses government resources to help private sector entities provide additional and improved internet service; an infrastructure provider that installs base infrastructure to serve only government and school sites; or a retail service provider that installs infrastructure to directly provide competitive services.

Ballot Measure 2F

In 2005 the Colorado Senate passed SB 05-152, which restricted the rights of municipalities to provide telecommunications services to communities, either independently or in partnership with the private sector, without voter approval. In order to give the City the option of installing fiber while undergrounding, City Council approved a ballot initiative that would reinstate the City’s right to use a fiber infrastructure and provide high-speed internet either directly or indirectly with public or private sector partners (Exhibit M). In November 2014, residents approved Ballot Measure 2F by an 80% majority.

Request for Information

In order to determine if there is interest in a public-private partnership to extend fiber from the backbone to residential properties, the Committee issued a Request for Information for Improved Broadband Communications (RFI) (Exhibit N). The RFI asked respondents to describe their business activities and services; proposed business models, suggested roles for funding; construction and ownership of a network; a list of similar projects; and potential issues that should be addressed. The Committee received a total of 12 responses to the RFI (Exhibit O). The services offered by the responding companies include: design, construction, management and leasing activities for a fiber infrastructure.

7. Public Input

Community Survey

In March 2015, the Committee mailed over 2,000 postcards to all residential properties in the Village with a link to an online community survey. The survey asked residents to prioritize goals from the Master Plan; provide input regarding the reasons they do or do not support undergrounding; and state if they would be willing to pay for a tax increase. There were a total of 193 responses. Exhibit P is a summary of the community's feedback and the results of the survey are included as Exhibit Q. Respondents indicated that utility undergrounding is the City's most needed project and that it is primarily supported due to the elimination of tree trimming in the public right-of-way.

Open House

An open house was scheduled in May 2015 in order to provide information about the project and establish an opportunity for residents to offer additional input. Residents were asked to identify the arterial roads and state highways that they felt should be prioritized; identify the maximum tax amount that they would be willing to pay; state what type of role the City should play in regards to broadband; and answer whether they would be willing to pay for a tax increase for broadband if undergrounding was not included in the scope of work. A summary of the discussion at the open house is included as Exhibit R. Other public comments received after the community survey or open house are included as Exhibit S.

8. Alternatives

The Committee identified five alternatives for consideration in which the City can proceed with undergrounding and/or broadband:

- a) 2 to 3-Mill Tax Increase for Undergrounding Arterial Roads and State Highways with Broadband – This alternative was most closely analyzed by the Committee and involves a temporary tax increase and borrowing in order to accelerate construction. Voters would be asked to approve a temporary 2 to 3-mill tax increase that would expire after 15 years and a \$10 million bond that would be paid back over the same time period. The street priority order would be used to determine the sequence in which the facilities along arterial roads and state highways are buried. The City would complete as much of the priority order as tax revenue and construction costs allow for. The current cost estimate suggests that the majority of the streets listed in the priority order could be buried through this alternative. Draft ballot language for this alternative is provided as Exhibit T.
- b) 1 to 2-Mill Tax Increase for Undergrounding and Broadband Fund – This alternative involves a temporary tax increase for a pay-as-you-go program for undergrounding and broadband. Voters would be asked to approve a temporary 1 to 2-mill tax increase that would expire after a set number of years. The Committee has not determined how long this tax would remain in effect. Undergrounding and the installation of

broadband would be completed as tax revenue is collected. The revenue from the tax would be placed into a City fund and use would be guided by a prioritization schedule established by the City.

- c) 1 to 2-Mill Tax Increase for Broadband Fund – This alternative involves a temporary tax increase for a pay-as-you-go program for broadband only. Voters would be asked to approve a temporary 1 to 2-mill tax increase that would expire after a set number of years. The Committee has not determined how long this tax would remain in effect. The sunset timeframe for the tax increase would likely be shorter than for undergrounding as the total project cost is significantly lower. A broadband feasibility study is needed in order to proceed with this alternative as additional information is required to determine how such a network would function. The installation of broadband would be completed as tax revenue is collected. The revenue from the tax would be placed into a City fund and use would be guided by a prioritization schedule established by the City.
- d) 2% to 3% Building Material Use Tax for City Projects – This alternative involves amending the City's current building permit fee structure to include a building material use tax that would be used as a revenue source to fund undergrounding, broadband, open space and other capital projects. Voters would be asked to approve a 2% to 3% tax on the value of building materials for a construction project requiring a building permit. The current service expansion fee would be eliminated in lieu of the building material use tax. One-third of the revenue would go to the General Fund and the remaining two-thirds would be directed to the Capital Fund and designated initially for undergrounding utilities, broadband expansion and open space acquisition, and thereafter guided by a capital prioritization schedule established by the City.
- e) 1% Fund for Undergrounding – The City can continue utilizing the 1% fund for undergrounding and maintain the status quo. Voters would not be asked to approve an additional revenue stream to fund the acceleration of construction or installation of broadband. Once undergrounding is complete along the arterial roads and state highways, funding could be directed to facilities that are located on public property in residential neighborhoods. Use of the 1% fund would be guided by a prioritization schedule established by the City.

9. Final Recommendation

The Committee recommends that City Council proceed as follows:

- a) The City should seek voter approval for a building material use tax of 3% that would be applied to 50% of the project valuation of any building permit. The revenue from this tax would be used for undergrounding, broadband, open space and other capital projects. This would make the City's tax treatment consistent with the taxes imposed by other communities like Greenwood Village and redirect tax revenue to the City that is now being paid by residents to other municipalities. A building materials use tax also

most fairly places the tax burden on properties that have most likely not previously paid to place utility lines underground. The Committee recommends that public education regarding the components of a building material use tax occur as soon as possible so that the issue can be placed on the November 2015 ballot. The Committee recommends that the City consider using the revenue stream to facilitate a borrowing (i.e. \$3 million or \$4 million) to accelerate the construction schedule and take advantage of historically low interest rates. All new construction of underground utilities should also require the placement of conduit that can be used for fiber.

- b) The City should continue to pursue an expansion of broadband whether or not a building materials use tax is imposed. Design of a fiber backbone and formation of a public-private partnership to extend fiber from the backbone to residential properties should be explored by City Council as technology has significantly improved in recent years. The Committee has identified an opportunity to expand upon the current infrastructure and provide a benefit to residents through improved telecommunications.
- c) The City should use the 1% fund and initiate construction of underground utilities in accordance with the recently completed Quincy design. The current balance of the 1% fund would cover the cost of design and construction for this section.
- d) While the City cannot use public funds for projects that are located outside of the public right-of-way, the City should provide support and assistance in other ways. The City should continue, through its Utility Undergrounding Policy, to encourage the formation of Special Improvement Districts and Local Improvement Districts for residents interested in burying utility lines on private property. The costs associated with these districts must be paid for by the homeowners, but the City could assist in the coordination and collection of taxes once a district is legally formed. If a portion of a project is located within the public right-of-way, City Council may choose to use the 1% fund.

Attachments:

Exhibit A: Cherry Hills Village Master Plan
Exhibit B: Resolution 2, Series 2014
Exhibit C: Franchise Agreements Summary
Exhibit D: Ordinance 1, Series 2015
Exhibit E: Ordinance 2, Series 2015
Exhibit F: Resolution 18, Series 2015
Exhibit G: Overhead Utility Lines Map
Exhibit H: Arterial Facility Diagram
Exhibit I: Consultant Analysis
Exhibit J: Xcel Franchise Agreement
Exhibit K: Cash Flow Chart
Exhibit L: Building Material Use Tax Comparison
Exhibit M: Resolution 13, Series 2014
Exhibit N: Broadband RFI

Exhibit O: RFI Responses Summary
Exhibit P: Undergrounding Survey Summary
Exhibit Q: Undergrounding Survey Results
Exhibit R: Open House Discussion
Exhibit S: Other Public Comments
Exhibit T: Property Tax Draft Ballot Language

VILLAGE CHARACTER GOALS/STRATEGIES

Cherry Hills Village seeks to maintain a historically semi-rural, pastoral and open character. Village Character is about more than simply land use and density. Rather, it embodies the design and relationship of buildings to the public and private spaces.

The goals and strategies set forth below are based on the following guiding principles:

1. The predominant future Land Use element for the Village will remain single-family residential.
2. The enhancement and improvement of public, common and private areas of the Village, including streets, streetscapes, trails and open spaces, should emphasize a semi-rural, pastoral and open character.
3. Regulations on development should respect private property rights of all property owners.
4. Basic standards regulating the scale of buildings and compatibility of uses can reinforce the desired Village character.

STREETS & STREETSCAPES

Streets and streetscapes refer to the road, landscape, utility and pedestrian facilities provided along the roadway and the design of lot frontages immediately adjacent to the roadway. These areas occupy a significant portion of the total land area of the Village; therefore the design and character of these areas are critical to shaping the design and character of the Village.

Goal: Promote the overall semi-rural character of Cherry Hills Village through design and maintenance of streetscapes, public lands and public facilities.

Strategies:

1. Encourage the use of street lights and other outdoor lighting that is designed to preserve a "dark sky" while providing adequate safety.
2. Investigate standards that will accommodate all users, such as motorists, equestrians, pedestrians, bicyclists, and at the same time maintain the semi-rural character of the Village.
3. Consider pedestrian improvements for school-safe zones at street crossings and along major roads adjacent to schools.
4. Explore opportunities to improve the streetscape design on state highways within the Village and to improve gateways into the Village in a manner consistent with the semi-rural character of the Village.
5. Explore public and private street standards to minimize street widths in residential areas as much as possible to protect important natural features and enhance the rural look of the streets.
6. Separate equestrian, pedestrian and bicycle facilities from vehicular traffic when feasible. When equestrian, pedestrian and bicycle facilities are provided within a roadway, such facilities should be designed to emphasize the safety of pedestrians and bicyclists.
7. Evaluate possible methods and financial resources for the burial of above-ground utility lines on public and private lands.

PROPERTY DEVELOPMENT

Property development beyond the streetscape and lot frontages has an influence on Village Character. The level of impact is determined by the most common elements of development regulations, including land uses, lot sizes and standards, building bulk standards, and site and landscape design standards.

Along with these improved efficiencies in utilities and infrastructure, it is important to discuss the ongoing maintenance of Village streets. As discussed in the Village Character chapter, streets, along with parks are the primary public spaces in the Village. While improvements to the transportation network are encouraged, it is important to note that the level of service in Cherry Hills Village differs from many neighboring communities. Goals and Strategies listed in the Village Character chapter are intended to provide guidance for investment in public utilities and infrastructure along these public transportation routes while preserving the semi-rural character of the Village.

Goal: Improve efficiencies in utilities and infrastructure within the Village while balancing the aesthetics of the Village.

Strategies:

1. Expedite efforts to consolidate sanitary sewer and water districts in order to enhance the quality and efficiency of the overall sanitary sewer and water service systems within the Village.
2. Educate the community on the benefits of consolidating sanitary sewer and water districts.
3. Explore possible funding mechanisms for the consolidation and improvement of both the sanitary sewer system and the water service system.
4. Support the policies of the Tri-County Health Department and the State of Colorado regarding septic tank permitting, which do not allow new septic systems or replacement of existing septic systems when sanitary sewer service is available.
5. Pursue opportunities for greater communication with and input to the Denver Water Board.
6. Explore and pursue opportunities to improve wireless communications coverage while considering potential impacts on property owners, views and community character.
7. Formalize a policy for burying above-ground utilities and evaluate possible funding mechanisms available.
8. Continue maintenance of the transportation network within the Village while considering street and streetscape improvements listed in the Village Character chapter.

RESOLUTION NO. 2
SERIES 2014

INTRODUCED BY: SCOTT ROSWELL
SECONDED BY: KATY BROWN

**A
RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
CONCERNING THE ESTABLISHMENT OF
THE UTILITY LINE UNDERGROUNDING STUDY COMMITTEE**

WHEREAS, the complete undergrounding of overhead utility lines within the City of Cherry Hills Village ("Village") has been a long-standing goal in the Village; and

WHEREAS, the Village's Master Plan identifies this task as a priority for the City Council to pursue by developing a plan to accomplish this objective; and

WHEREAS, residents of the Village have asked about policies regarding sharing of expenses of undergrounding utility lines; and

WHEREAS, undergrounding utility lines contributes to public safety by eliminating traffic hazards and by removing a significant cause of storm-related power outages; and

WHEREAS, undergrounding utility lines eliminates the need for removal or aggressive trimming of the Village's tree canopy located in or near rights-of-way and enhances the visual appearance of the community; and

WHEREAS, funds available from Xcel Energy and Village resources for the cost of undergrounding utility lines are well below the total cost; and

WHEREAS, in order to consider and adopt an undergrounding plan, the Council would benefit from a review and report on this issue by a citizen's committee of experts and interested residents; and

WHEREAS, a report from the citizen's committee should be presented to the Council in time for Council's consideration of a possible ballot measure in the November 4, 2014 election.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE:

Section 1. The Council hereby establishes a committee, designated as the Utility Line Undergrounding Study Committee ("the Committee"), to review the undergrounding of overhead utility lines in the Village.

Section 2. The Committee shall consist of up to six (6) residents. In appointing members the two members of Council appointed to the Committee will consider competence in finance, law, engineering and other areas of related expertise. In addition to the up to six (6) members appointed by the Council, there shall be two (2) members of the City Council assigned as non-voting advisors to the Committee.

Section 3. The Committee shall consider and report to the Council on:

1. The estimated cost of undergrounding utility lines organized by categories such as state highways, Village arterial roads, neighborhood streets and easements.
2. Policy recommendations for cost sharing between the Village and benefitted property owners.
3. A priority ranking for the sequence of undergrounding utility lines.
4. Suggested changes to the Municipal Code or Village policies to

- support the effort to underground utility lines.
5. A plan to finance the project in summary form recommending specific financial resources including new revenue sources.
 6. All other matters the Committee deems relevant to the issue and requiring the Council's consideration.

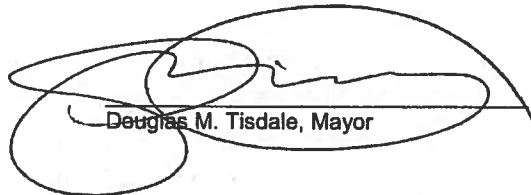
Section 4. The City Manager shall assign appropriate staff to support the Committee's work.

Section 5. The Council hereby instructs the Committee to present a final report by June 1, 2014 with interim reports as decided by the Committee.

Section 6. This Resolution shall be effective immediately.

Introduced, passed and adopted at the
regular meeting of City Council this 7th day
of January, 2014, by a vote of 6 Yes and 0 No.

(SEAL)


Douglas M. Tisdale, Mayor

ATTEST:

APPROVED AS TO FORM


Laura Smith, City Clerk


Linda C. Michow, City Attorney

**Utility Franchise Agreements
City of Cherry Hills Village**

Utility	Status	Undergrounding Language
Public Service Company of Colorado (Xcel)	Agreement dated 11/1/2007 and set to expire on 10/31/2027	Section 6.8 (Relocation Obligation) - The Company shall at its sole cost and expense temporarily or permanently remove, relocate or alter the position of any Company Facility in City Street whenever such removal, relocation, change or alteration is necessary for the completion of any Public Project. Section 6.8(F) - Obligation applies only to Company Facilities located in City Streets; does not apply to Company Facilities located on property owned by the Company in fee or to Company Facilities located in privately-owned easements or Public Utility Easements. Section 6.8(G) - Above-ground Facilities place above-ground unless the Company is paid for the incremental cost of undergrounding (the City may request that incremental costs be paid out of the Underground Fund. Article 10 (Underground Fund) - The Fund may be used to defray costs of undergrounding, as set forth in the Agreement. Section 10.2(D) - The City may require any above-ground Company Facilities be moved underground at the City's expense. Section 10.5 - The Company shall cooperate with other utilities or companies that have their facilities above-ground to attempt to have all facilities undergrounded as part of the same project. The Company is not required to pay for the cost of undergrounding facilities of other companies.
Centurylink	N/A	There is likely no current/updated agreement due to C.R.S. 38-5.5-101 et seq (1996 Telecommunications Act) which states that telecommunications companies operating under the FCC or PUC authority "require no additional authorization or franchise by any municipality". Centurylink is authorized to occupy and utilize public right-of-way (subject to being required to obtain the City's consent for any new facilities within the right-of-way and reasonable license/permit fees). The City is party to a 1972 agreement with Mountain States Telephone & Telegraph. There is no current agreement with either Qwest or Centurylink. The 1972 agreement contains no provisions applicable to undergrounding.
Mountain States Video Communications Inc (Comcast)	Agreement dated 2/23/2002 and set to expire on 2/22/2019	Section 10.14 - "where electric, telephone and other above-ground utilities are...subsequently placed underground, all Cable System lines shall also be placed underground...at no expense to the City". See also Section 10.24 (Movement of Cable System Facilities for City Purposes).
Crown Castle (New Path Networks)	Right-of-Way Use Agreement per facility	Section 3.3 - NPN equipment shall be located at the base of the pole or located below ground level. Authorizes co-location of equipment with other public utility infrastructure (street lights, utility poles, etc.) with agreement by owner of pole(s). Section 5.2 - NPN shall relocate equipment at NPN's sole cost and expense whenever the City reasonable determines that relocation is required for the reasons articulated in Section 5.2, including "to protect or preserve the public health or safety". There may be some engineering/technical concerns regarding the functionality of wireless equipment placed underground.

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CenturyLink	N/A	There is likely no current/updated agreement due to C.R.S. 38-5.5-101 et seq (1996 Telecommunications Act) which states that telecommunications companies operating under the FCC or PUC authority "require no additional authorization or franchise by any municipality". CenturyLink is authorized to occupy and utilize public right-of-way (subject to being required to obtain the City's consent for any new facilities within the right-of-way and reasonable license/permit fees). The City is party to a 1972 agreement with Mountain States Telephone & Telegraph. There is no current agreement with either Qwest or CenturyLink. The 1972 agreement contains no provisions applicable to undergrounding.
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ORDINANCE NO. 1
Series 2015

November 18, 2014: Introduced as Council Bill 12, Series 2014 by Councilor Russell Stewart, seconded by Councilor Mark Griffin and considered in full text on first reading. Passed by a vote of 5 yes and 0 no.

January 6, 2015: Considered in full text on second reading. Passed by a vote of 6 yes and 0 no.

**A BILL FOR AN ORDINANCE
 OF THE CITY OF CHERRY HILLS VILLAGE
 AMENDING ARTICLE XVI OF CHAPTER 16 OF THE CHERRY HILLS VILLAGE MUNICIPAL
 CODE CONCERNING SUPPLEMENTARY DISTRICT REGULATIONS, BY THE ADDITION
 OF REGULATIONS REQUIRING CERTAIN UTILITIES TO BE PLACED UNDERGROUND
 WHEN ASSOCIATED WITH THE NEW CONSTRUCTION OR MAJOR ADDITION OF ALL
 SINGLE FAMILY RESIDENCES, INSTITUTIONAL STRUCTURES, OR SIMILAR LAND USES**

WHEREAS, the City of Cherry Hills Village ("City") is a home rule municipal corporation organized in accordance with Article XX of the Colorado Constitution; and

WHEREAS, pursuant to its home rule authority and Article 23, Title 31 of the Colorado Revised Statutes, the City has authority to regulate the development of land within the City for the purposes of promoting the public health, safety, convenience, and the general welfare of the community; and

WHEREAS, the City has adopted zoning regulations codified in Chapter 16 of the Municipal Code that, in relevant part, establish requirements for the new construction or major addition of all single family residences, nonprofit institutions, private clubs, public recreational facilities and nonprofit recreational facilities; and

WHEREAS, the City has determined that it is necessary to require utilities to be located underground to further certain goals and policies articulated in the Master Plan, including but not limited to protecting and improving the aesthetics of the City.

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. Article XVI of the Cherry Hills Village Municipal Code, entitled "Supplementary District Regulations," is hereby amended to include the following section:

Sec. 16-16-200. Utilities.

The purpose and intent of this Section is to protect and improve the aesthetics of the City by requiring that new or existing service lines associated with public utilities (telephone, electric service, cable television, gas lines and other similar utilities) be placed underground in conjunction with the construction of all new single family residences, nonprofit institutions, private clubs, public recreational facilities and nonprofit recreational facilities. The burial of new or existing service lines shall also be required when a property owner proposes to undertake a major addition to an existing single family residence, nonprofit institution, private club, public recreational facility or nonprofit recreational facility. For purposes of this section, a major addition shall be defined as the addition or replacement of fifty percent (50%) or more of existing square footage of all structures existing on the lot of record. The obligation to place service lines underground shall not extend to existing overhead transmission or distribution lines that provide service to other properties. Facilities appurtenant to underground facilities or other required equipment may be placed aboveground if the City determines it is necessary.

Section 2. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase, or portion would be declared invalid.

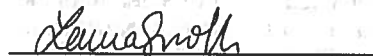
Section 3. Effective Date. This Ordinance shall become effective ten (10) days after publication on second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

Adopted as Ordinance No. 1, Series 2015, by the City Council of the City of Cherry Hills Village, Colorado this 6th day of January, 2015.

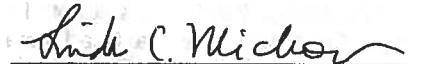
(SEAL)


Laura Christman, Mayor

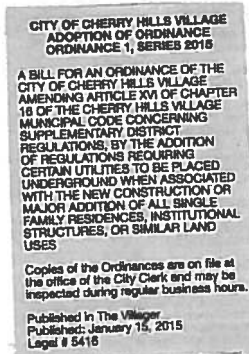
ATTEST:


Laura Smith, City Clerk

APPROVED AS TO FORM:


Linda C. Michow, City Attorney

Published in *The Villager*
Published: 1-15-15
Legal #: 5416



ORDINANCE NO. 2
Series 2015

November 18, 2014: Introduced as Council Bill 13, Series 2014 by Councilor Alex Brown, seconded by Councilor Katy Brown and considered in full text on first reading. Passed by a vote of 5 yes and 0 no.

January 6, 2015: Considered in full text on second reading. Passed by a vote of 6 yes and 0 no.

**A BILL FOR AN ORDINANCE
 OF THE CITY OF CHERRY HILLS VILLAGE
 REPEALING AND RE-ENACTING SECTION 17-5-50 OF CHAPTER 17 OF THE CHERRY
 HILLS VILLAGE MUNICIPAL CODE, CONCERNING DESIGN PRINCIPLES FOR UTILITIES**

WHEREAS, the City of Cherry Hills Village ("City") is a home rule municipal corporation organized in accordance with Article XX of the Colorado Constitution; and

WHEREAS, pursuant to its home rule authority and Article 23, Title 31 of the Colorado Revised Statutes, the City has authority to regulate the development of land within the City for the purposes of promoting the public health, safety, convenience, and the general welfare of the community; and

WHEREAS, the City has adopted subdivision regulations codified in Chapter 17 of the Municipal Code; and

WHEREAS, the City has determined that it is necessary to require utilities to be located underground in conjunction with the subdivision of land to further the goals of the Master Plan and improve the aesthetics of the City.

NOW, THEREFORE, THE CITY COUNCIL FOR THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. Section 17-5-50 of the Cherry Hills Village Municipal Code, entitled "Utilities," is hereby repealed and re-enacted to read as follows:

Sec. 17-5-50. Utilities.

New utilities (telephone, electric service, cable television, gas lines and other utilities) that will serve the subdivision shall be installed underground and shall be in place prior to street surfacing. Facilities appurtenant to underground facilities or other required equipment may be placed aboveground if the City determines it is necessary.

Existing overhead utilities that are located on the subdivided property or in the public right-of-way immediately adjacent to the property between the street edge and the property shall be relocated underground. The obligation of the subdivider to install all new and existing utilities underground, as required by this Section 17-5-50, shall be set forth in the subdivision improvements agreement required by Section 17-4-10. Existing overhead utilities may remain aboveground if the City Council determines that either of the following criteria is met:

- a. The subdivider provides written documentation acceptable to the City Council from a utility provider demonstrating that relocation of specifically identified existing overhead utilities is not possible due to physical constraints on or near the property.
- b. The cost of undergrounding outweighs the public benefit and relocation of existing overhead utilities is not necessary to meet the goals and strategies of the Master Plan.

Section 2. Severability. If any provision of this ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase, or portion would be declared invalid.

Section 3. Effective Date. This Ordinance shall become effective ten (10) days after publication on second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

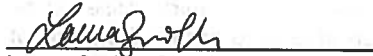
Adopted as Ordinance No. 2, Series 2015, by the City Council of the City of Cherry Hills Village, Colorado this 6th day of January, 2015.

(SEAL)


Laura Christman, Mayor

ATTEST:

APPROVED AS TO FORM:


Laura Smith, City Clerk


Linda C. Michow, City Attorney

Published in *The Villager*
Published: 1-15-15
Legal #: 5417

CITY OF CHERRY HILLS VILLAGE
ADOPTION OF ORDINANCE
ORDINANCE 2, SERIES 2015

A BILL FOR AN ORDINANCE OF THE
CITY OF CHERRY HILLS VILLAGE
REPEALING AND RE-ENACTING
SECTION 17-5-50 OF CHAPTER 17
OF THE CHERRY HILLS VILLAGE
MUNICIPAL CODE, CONCERNING
DESIGN PRINCIPLES FOR UTILITIES

Copies of the Ordinances are on file at
the office of the City Clerk and may be
inspected during regular business hours.

Published in *The Villager*
Published: January 15, 2015
Legal # 5417

RESOLUTION NO.18
SERIES OF 2015

INTRODUCED BY: KLASINA VANDERWERF
SECONDED BY: ALEX BROWN

**A RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
ADOPTING THE CITY'S UTILITY UNDERGROUNDING POLICY**

WHEREAS, the City Council of the City of Cherry Hills Village is authorized under its home rule charter and pursuant to its general municipal powers to adopt policies and procedures in furtherance of its municipal functions and authority; and

WHEREAS, in conjunction with City staff, the City's Utility Line Undergrounding Study Committee has recommended guidelines for undergrounding of utility lines in the City; and

WHEREAS, the City Council desires to adopt the attached Utility Undergrounding Policy as set forth in Exhibit A.

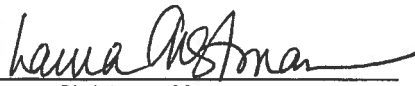
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE:

Section 1. The City Council hereby adopts the City's Utility Undergrounding Policy as more fully set forth in Exhibit A, attached hereto and incorporated herein.

Section 2. This Resolution shall be effective immediately upon adoption, and City Staff is directed to take steps necessary to document the foregoing policy's adoption in a policy log maintained in the office of the City Clerk.

Introduced, passed and adopted at the
regular meeting of City Council this 21st day
of April, 2015, by a vote of 6 yes and 0 no.

(SEAL)


Laura Christman, Mayor

ATTEST:

Approved as to form:


Laura Smith, City Clerk


Linda C. Michow, City Attorney

**EXHIBIT A
UTILITY UNDERGROUNDING POLICY**

Utility Undergrounding Policy

The City Council of Cherry Hills Village finds that the undergrounding of utilities on certain streets within the City has many public benefits and enhances the quality of life within the Village through a renewed sense of openness and connection with the natural environment. The Cherry Hills Village Master Plan states that overhead facilities often result in power outages and disruptions and disturbance of scenic views. Undergrounding improves the efficiency of the utilities system and aesthetics of the community.

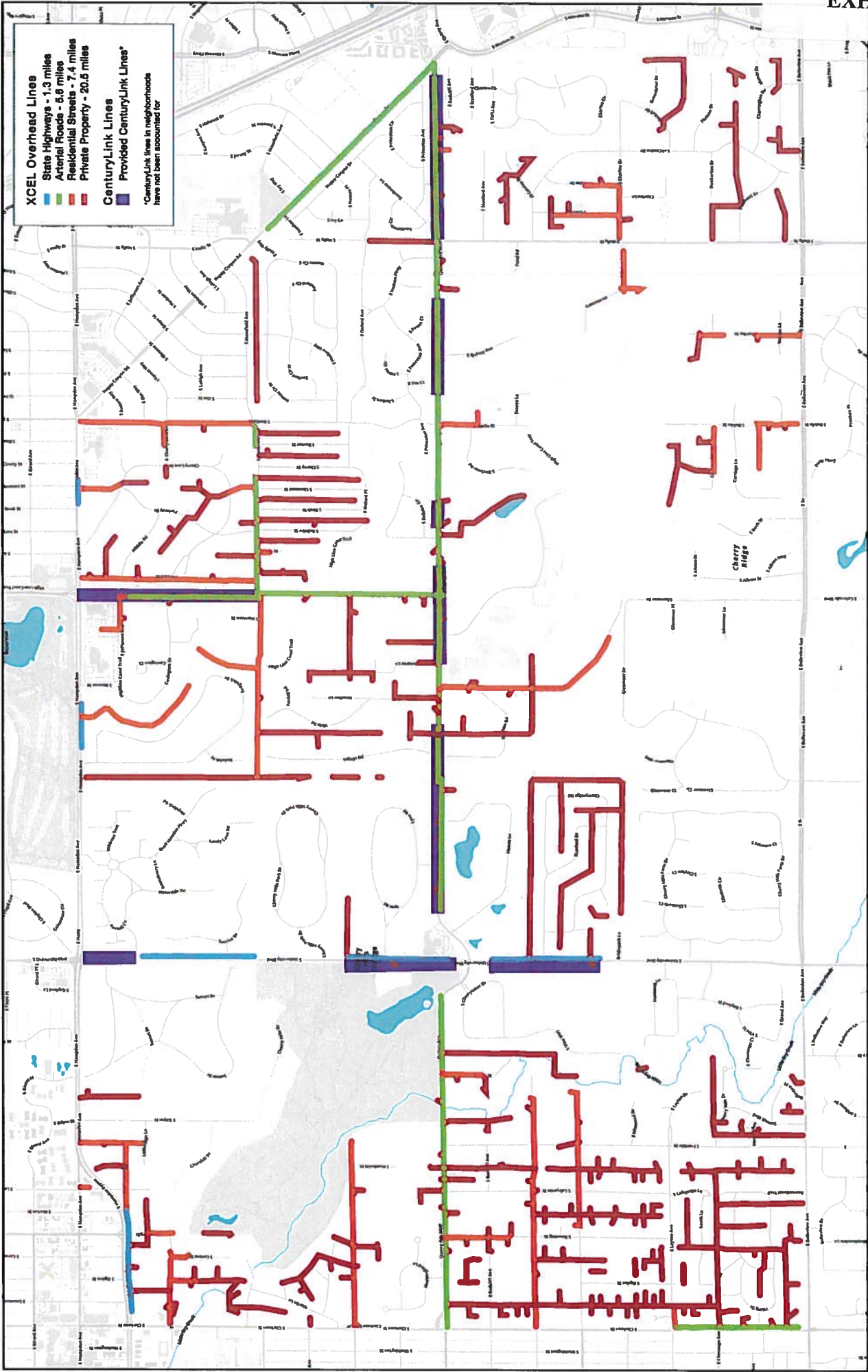
The City Council of Cherry Hills Village adopts the following guidelines for the undergrounding of utility lines within Cherry Hills Village;

1. The City will fully fund all costs associated with utility undergrounding within the public right-of-way for all projects that are initiated by the City.
2. When a City-initiated project results in utilities within the public right-of-way being buried for broad public benefit, the cost or partial cost to underground private service lines may be paid for with public funds under the following circumstances:
 - The project has been initiated by the City;
 - The project is for the enhancement or betterment of the scenic and rural character;
 - Private aboveground service lines inhibit the ability of the City to remove all poles in the project area; and
 - Physical conditions on the private property allow utilities to be buried without significant change to any physical structures or topography.

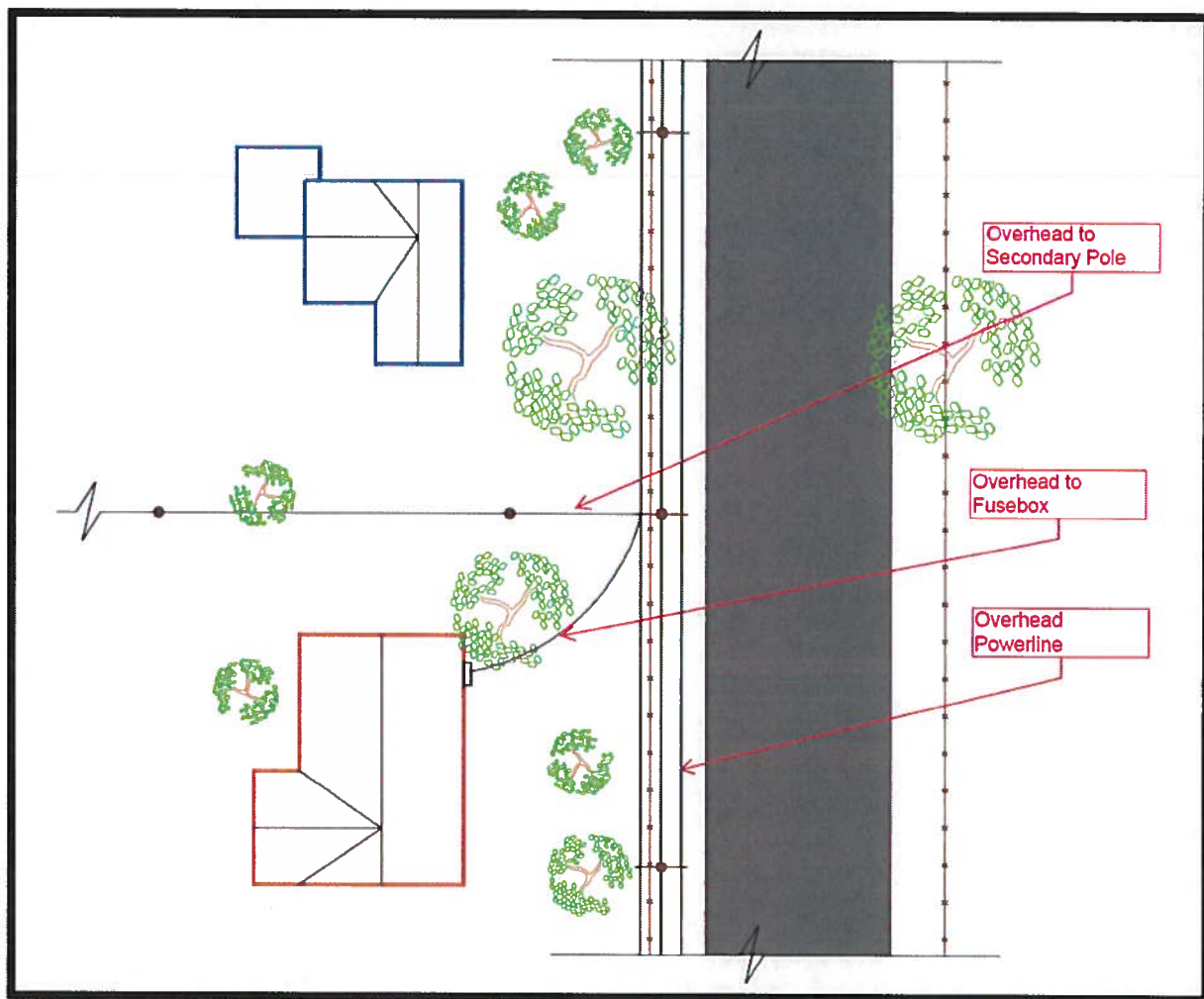
The City will enter into discussions with affected property owners regarding the option to underground certain secondary poles and service lines on private property that enhance the overall result of the utility line removal project as determined by City Council.

If a resident does not agree to have his or her utilities buried, any necessary poles will be located in a manner that is the least obtrusive to the view corridor being enhanced by the project. In cases where there are easements on private property that are for the express use of any public utility, the poles and/or related infrastructure will be placed within these easements on the property.

3. Power lines that are located in an easement outside of the public right-of-way will not be buried using public funds for citizen-initiated projects. The City will provide assistance under the following circumstances:
 - The City will support the formation of Special Improvement Districts (SID's) or Local Improvement Districts (LID's) in a limited capacity;
 - All costs associated with the formation of these districts must be paid for by the participants;
 - The City will assist in the coordination and collection of taxes once a district is legally formed;
 - If a portion of a citizen-initiated project does fall within the public right-of-way, City Council may choose to participate through the use of a portion of Xcel 1% funds that are allocated for this purpose; and
 - The City may pay up to 50% for a maximum of \$500 of the cost per household to bury private utilities with prior approval by City Council.



ARTERIAL FACILITY DIAGRAM



Raspanti Consulting Services LLC

May 16, 2015

City of Cherry Hills Village
Attn: Jay Goldie
2450 E Quincy Ave
Cherry Hills Village, CO 80113

Project: E Quincy Electric Conversion
Xcel Service Request #1131641

Dear Jay,

At your request, I have reviewed the Xcel electric design for converting the overhead to an underground electric system. In my opinion the cost came in just below the average per foot gauge that I use in determining whether a system is within range using similar projects that I have recently been involved. Considering the magnitude of this conversion and all the necessary components to this design, it is my analysis that the design is efficient and the charges noted are reasonable. Xcel plans to bore the electric feeder line in the ROW and will have to be directed by the city as to where the new location will be. There are strict clearance requirement from any force mains, public water lines and high pressure gas lines that need to be considered.

Xcel is setting three Switch Cabinets for this conversion. Care should be taken as to the location of these large pieces of equipment. They require 10' of clearance on the door sides, front and rear, and 5' of clearance on the non-door sides. It is my recommendation that the city hold a pre-construction meeting with the Xcel crews and designer in order to make sure these are placed in areas that meet the city street scape expectations.

I do not see any secondary riser poles included in the estimate, so I am assuming the home owners are converting their electric panels to underground loops and having Xcel install new laterals? This cost is not included and would involve applications for each home. Each homeowner would need an electrician to rewire their panel to accommodate the new laterals. Should a homeowner want keep the overhead loop, Xcel could install a secondary riser pole next to the new Pedestals. That would be an add-on to the cost of this design.

Lastly, the communications are located on these poles and will need to bury their lines as well. I estimate the cost for Century Link would be about \$95,000. At our meeting it was noted that Comcast would drop their lines at their expense. I do not know if there are any private fiber lines associated with the pole line.

This information is based on my past and present experience as a dry utility consultant having worked with Xcel, Century Link and Comcast for the past 19 years. I have coordinated overhead conversions in Denver, the Highlands and various cities along the front range so I am confident in my findings. Please contact me at 720-982-3000 should you have any questions.

Sincerely,

Joanna Raspanti
Dry Utility Consultant

3780 S Dayton St #203
Aurora CO 80014
720-982-3000

JOANNA RASPANTI

Dry Utilities Coordinator

EXPERIENCE

Ms. Raspanti has over 19 years of experience in dry utility analysis, which includes the installation and distribution of gas, electric, phone, CATV, and fiber optic utilities. Her expertise is diverse, ranging from commercial/industrial, including renewable energy plants; master planning communities; residential mixed-use; and site-specific projects targeted for isolated subdivisions, including high-rise projects, assisting in demolitions, mitigation of hazardous materials, and relocates.

Ms. Raspanti served as an engineering representative for Public Service Company of Colorado, designing electric and gas distribution. Ms. Raspanti also developed Raspanti Consulting Services, LLC, for the purpose of serving new developments by providing analysis of utility designs, interpretations of utility policies, and ensuring that the developer receives the best value engineered designs from the utilities resulting in significant savings to developers.

CLASSES AND TRAINING

Electric and Gas Distribution Engineering
GIS and DFIS Computer Drafting
Small World Computer Drafting
Being Effective in a Changing Market
Constructive Risk Taking
Teambuilding – Effective Communication and Listening

PROJECTS

Ninth & Colorado Re-development – Dry utility coordinator responsible for all dry utility issues related to demolition of buildings, remodel of existing buildings and design of new mixed-use urban development. Coordinated overall master plan, including capacity issues for the project being developed by Shea Properties.

Ridgegate Master Planned Community / Skyridge Medical Center – Dry utility coordination efforts were undertaken on behalf of both the master developer, Ridgegate Investments, Inc. and district. Those efforts included coordination of all dry utility backbone and streetlight planning, including the fiber optic structure unique to this community. The challenge of the hospital site was to bring in a redundant power source for the hospital (ATO).

Copperleaf Master Planned Community – As dry utility consultant for SQRD, Inc., the master developer of this mixed-use community, provided coordination for backbone infrastructure planning and implementation.

Highlands Ranch, Backcountry – Dry utility coordination efforts for this high-end community necessitated careful planning with utility providers and coordination with engineers, architects and landscape planners. The outcome was well-planned infrastructure capable of supporting this Shea Homes development.

Speer Lofts and Acoma Street High-Rise – The redevelopment of this urban site by Hanover Company presented unique challenges, one of which was identifying space for equipment. Working closely with Xcel Energy a plan was developed to place transformers inside an above ground vault.

Wind Crest Retirement Community – Coordinated the installation of primary power, natural gas and fiber optic to this unique Colorado self-sustaining community developed by Erickson Retirement Communities.

Company's use of Company Facilities. Any such City use must comply with the National Electric Safety Code and all other applicable laws, rules and regulations.

- §9.2 Third Party Use Of Company Facilities. If requested in writing by the City, the Company may allow other companies who hold franchises, or otherwise have obtained consent from the City to use the Streets, to utilize Company Facilities for the placement of their facilities upon approval by the Company and agreement upon reasonable terms and conditions including payment of fees established by the Company. No such use shall be permitted if it would constitute a safety hazard or would interfere with the Company's use of Company Facilities. The Company shall not be required to permit the use of Company Facilities for the provision of utility service by the City or by third parties.
- §9.3 City Use Of Company Transmission Rights-Of-Way. The Company shall, upon written request, grant to the City use of transmission rights-of-way which it now, or in the future, owns in fee within the City for parks and open space; provided, however, that the Company shall not be required to make such an offer in any circumstance where such offer would constitute a safety hazard or would interfere with the Company's use of the transmission right-of-way.
- §9.4 Emergencies. Upon written request, the Company shall assist the City in developing an emergency management plan. In the case of any emergency or disaster, the Company shall, upon verbal request of the City, make available Company Facilities for emergency use during the emergency or the disaster period. Such use of Company Facilities shall be of a limited duration and will only be allowed if the use does not interfere with the Company's own use of Company Facilities.

ARTICLE 10 UNDERGROUNDING OF OVERHEAD FACILITIES

- §10.1 Underground Electrical Lines In New Areas. The Company shall, upon payment to the Company of the charges provided in its tariffs or their equivalent, place all newly constructed electrical distribution lines in newly developed areas underground in accordance with applicable laws, regulations and orders.
- §10.2 Underground Conversion At Expense Of Company.
- A. Underground Fund. The Company shall budget and allocate an annual amount, equivalent to one percent (1%) of the preceding year's Electric Gross Revenues (the "Fund"), for the purpose of undergrounding existing overhead distribution facilities in the City, as may be requested by the City, provided that the undergrounding shall extend for a minimum distance of one (1) block or 750 feet, whichever is less, or as may be mutually agreed by the parties. Except as provided in §6.8.F, no relocation expenses which the Company would be required to expend pursuant to Article 6 of this franchise shall be charged to this allocation.
- B. Unexpended Portion And Advances. Any unexpended portion of the Fund shall be carried over to succeeding years and, in addition, upon request by the City designee, the Company agrees to expend amounts anticipated to be available under the preceding

paragraph for up to three (3) years in advance. Any amounts so expended shall be credited against amounts to be expended in succeeding years. Any funds accumulated under any prior franchise shall be carried over to this Fund balance. The City shall have no vested interest in the Fund and any monies in the Fund not expended at the expiration or termination of this Agreement shall remain the property of the Company.

C. Systemwide Undergrounding. If, during the term of this franchise, the Company should receive authority from the PUC to undertake a systemwide program or programs of undergrounding its electric distribution facilities, the Company will budget and allocate to the program of undergrounding in the City such amount as may be determined and approved by the PUC, but in no case shall such amount be less than the one percent (1%) of annual Electric Gross Revenues provided above.

D. City Requirement To Underground. In addition to the provisions of this Article, the City may require any above ground Company Facilities to be moved underground at the City's expense.

§10.3 Undergrounding Performance. Upon receipt of a written request from the City, the Company shall, to the extent of monies available in the Fund and as otherwise provided herein, underground Company Facilities in accordance with the procedures set forth in this Section.

A. Performance. The Company shall complete each undergrounding project requested by the City within a reasonable time, not to exceed one hundred eighty (180) days from the later of the date upon which the City designee makes a written request and the date the City provides to the Company all Supporting Documentation. The Company shall be entitled to an extension of time to complete each undergrounding project where the Company's performance was delayed due to a cause that could not be reasonably anticipated by the Company or is beyond its reasonable control, after exercise of best efforts to perform, including but not limited to, fire, strike, war, riots, acts of governmental authority, acts of God, forces of nature, judicial action, unavailability or shortages of materials or equipment and failures or delays in delivery of materials. Upon request of the Company, the City may also grant the Company reasonable extensions of time for good cause shown and the City shall not unreasonably withhold any such extension.

B. City Revision of Supporting Documentation. Any revision by the City of Supporting Documentation provided to the Company that causes the Company to substantially redesign and/or change its plans regarding an undergrounding project shall be deemed good cause for a reasonable extension of time to complete the undergrounding project under the franchise.

C. Completion/Restoration. Each such undergrounding project shall be deemed complete only when the Company actually undergrounds the designated Company Facilities, restores the undergrounding site in accordance with Section 6.7 of this franchise or as otherwise agreed with the City designee and removes from the site or

properly abandons on site any unused facilities, equipment, material and other impediments.

D. Estimates. Promptly upon receipt of an undergrounding request from the City and the Supporting Documentation necessary for the Company to design the undergrounding project, the Company shall prepare a detailed, good faith cost estimate of the anticipated actual cost of the requested project for the City to review and, if acceptable, issue a project authorization. The Company will not proceed with any requested project until the City has provided a written acceptance of the Company estimate.

E. Report Of Actual Costs. Upon completion of each undergrounding project, the Company shall submit to the City a detailed report of the Company's actual cost to complete the project and the Company shall reconcile this total actual cost with the accepted cost estimate.

F. Audit Of Underground Projects. The City may require that the Company undertake an independent audit of any undergrounding project for five hundred thousand dollars (\$500,000.00) or greater. The cost of any such independent audit shall reduce the amount of the Fund. The Company shall cooperate fully with any audit and the independent auditor shall prepare and provide to the City and the Company a final audit report showing the actual costs associated with completion of the project. If a project audit is required by the City, only those actual project costs confirmed and verified by the independent auditor as incurred by the Company to complete the particular City undergrounding project shall reduce the Fund.

§10.4 Audit Of Underground Fund. Upon written request of the City, but no more frequently than once every three (3) years, the Company shall audit the Fund for the City. Such audits shall be limited to the previous three (3) calendar years. The Company shall provide the audit report to the City and shall reconcile the Fund consistent with the findings contained in the audit report.

§10.5 Cooperation With Other Utilities. When undertaking an undergrounding project the City and the Company shall coordinate with other utilities or companies that have their facilities above ground to attempt to have all facilities undergrounded as part of the same project. When other utilities or companies are placing their facilities underground, the City shall provide the Company written notice of the specific undergrounding project. The Company shall cooperate with these utilities and companies and undertake to underground Company facilities as part of the same project where financially, technically and operationally feasible. The Company shall not be required to pay for the cost of undergrounding the facilities of other companies or the City.

§10.6 Planning And Coordination Of Undergrounding Projects. The City and the Company shall mutually plan in advance the scheduling of undergrounding projects to be undertaken according to this Article as a part of the review and planning for other City and Company construction projects. In addition, the City and the Company agree to meet, as required, to review the progress of then-current undergrounding projects and to review planned future undergrounding projects. The purpose of such meetings shall be to

further cooperation between the City and the Company to achieve the orderly undergrounding of Company Facilities. At such meetings, the parties shall review:

A. Undergrounding, including conversions, Public Projects and replacements which have been accomplished or are underway, together with the Company's plans for additional undergrounding; and

B. Public Projects anticipated by the City.

ARTICLE 11 PURCHASE OR CONDEMNATION

§11.1 Municipal Right To Purchase Or Condemn.

A. Right And Privilege Of City. The right and privilege of the City to construct, purchase or condemn any Company Facilities located within the territorial boundaries of the City, and the Company's rights in connection therewith, as set forth in applicable provisions of the constitution and statutes of the State of Colorado relating to the acquisition of public utilities, are expressly recognized. The City shall have the right, within the time frames and using the procedures set forth in such provisions, to purchase Company Facilities, land, rights-of-way and easements now owned or to be owned by the Company located within the territorial boundaries of the City. In the event of any such purchase, no value shall be ascribed or given to the rights granted under this franchise in the valuation of the property thus taken.

B. Notice Of Intent To Purchase or Condemn. The City shall provide the Company no less than one (1) year's prior written notice of its intent to purchase or condemn Company Facilities. Nothing in this section shall be deemed or construed to constitute a consent by the Company to the City's purchase or condemnation of Company Facilities.

ARTICLE 12 TRANSFER OF FRANCHISE

§12.1 Consent Of City Required. The Company shall not transfer or assign any rights under this franchise to an unaffiliated third party, except by merger with such third party, or, except when the transfer is made in response to legislation or regulatory requirements, unless the City approves such transfer or assignment in writing. Approval of the transfer or assignment shall not be unreasonably withheld.

§12.2 Transfer Fee. In order that the City may share in the value this franchise adds to the Company's operations, any transfer or assignment of rights granted under this franchise requiring City approval, as set forth herein, shall be subject to the condition that the Company shall promptly pay to the City a transfer fee in an amount equal to the proportion of the City's then-population provided Utility Service by the Company to the then-population of the City and County of Denver provided Utility Service by the Company multiplied by one million dollars (\$1,000,000.00). Except as otherwise required by law, such transfer fee shall not be recovered from a surcharge placed only on the rates of Residents.

CASH FLOW OPTIMIZATION CHART

	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031
Tax Revenue (2 mills - 10% increase in 2016 and 2% increase every other year)	580,580	638,638	651,411	651,411	664,439	664,439	677,728	677,728	691,282	691,282	705,108	705,108	719,210	719,210	733,594	733,594
Tax Revenue (2.5 mills - 10% increase in 2016 & 2% increase every other year)	725,725	798,298	814,264	814,264	830,549	830,549	847,160	847,160	864,103	864,103	881,385	881,385	899,022	899,022	917,002	917,002
Tax Revenue (3 mills - 10% increase in 2016 & 2% increase every other year)	870,870	957,957	977,116	977,116	996,659	996,659	1,016,592	1,016,592	1,036,924	1,036,924	1,057,662	1,057,662	1,078,815	1,078,815	1,100,391	1,100,391
Debt Service (Municipal bond per Stifel)	0	819,094	818,584	821,213	821,990	821,100	818,800	820,363	820,643	819,595	822,175	818,545	818,805	817,418	819,695	820,440
Net Tax Revenue (2 mills)	580,580	(180,456)	(167,173)	(169,802)	(157,551)	(156,661)	(141,072)	(142,635)	(129,361)	(128,313)	(117,067)	(113,437)	(99,595)	(98,208)	(86,101)	(86,846)
Net Tax Revenue (2.5 mills)	725,725	(20,796)	(4,320)	(6,949)	8,559	9,449	28,360	26,797	43,460	44,508	59,210	62,840	80,217	81,604	97,307	96,562
Net Tax Revenue (3 mills)	870,870	138,863	158,532	155,903	174,669	175,559	197,792	196,229	216,281	217,329	235,487	239,117	260,010	261,397	280,696	279,951
1% Fund	800,000	0	0	0	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
Bond Proceeds	0	10,000,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Other																
Net for Construction (2 mills)	1,380,580	9,429,262	5,772,072	2,112,253	(1,435,314)	(4,981,992)	(5,023,064)	(5,065,699)	(5,095,060)	(5,123,372)	(5,140,439)	(5,153,876)	(5,153,471)	(5,151,679)	(5,137,780)	(5,124,625)
Net for Construction (2.5 mills)	1,525,725	9,734,066	6,239,729	2,742,763	(638,695)	(4,019,262)	(3,890,903)	(3,764,106)	(3,620,646)	(3,476,137)	(3,316,927)	(3,154,087)	(2,973,870)	(2,792,267)	(2,594,959)	(2,398,397)
Net for Construction (3 mills)	1,670,870	10,038,871	6,707,387	3,373,273	157,925	(3,056,533)	(2,758,741)	(2,462,512)	(2,146,231)	(1,828,903)	(1,493,415)	(1,154,298)	(794,288)	(432,891)	(52,195)	327,757
Xcel Construction (\$300 per linear foot)	0	2,776,875	2,776,875	2,776,875	2,776,875	0	0	0	0	0	0	0	0	0	0	0
Xcel Design (15% of project cost)	1,666,125				0	0	0	0	0	0	0	0	0	0	0	0
CenturyLink Construction (\$30 or \$150 per linear foot)	0	174,563	174,563	174,563	174,563	0	0	0	0	0	0	0	0	0	0	0
CenturyLink Design (15% of project cost)	104,738	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Service Line Costs (\$2,500 per service line)		42,500	42,500	42,500	42,500	0										
Secondary Pole Costs (\$5,000 per secondary pole)		107,500	107,500	107,500	107,500	0										
Fiber Costs (\$23 per linear foot)		388,579	388,579	388,579	388,579	388,579										
Total Construction	1,770,863	3,490,017	3,490,017	3,490,017	3,490,017	0	0	0	0	0	0	0	0	0	0	0
Net Construction Fund	(390,282)	5,939,245	2,282,055	(1,377,764)	(4,925,331)	(4,981,992)	(5,023,064)	(5,065,699)	(5,095,060)	(5,123,372)	(5,140,439)	(5,153,876)	(5,153,471)	(5,151,679)	(5,137,780)	(5,124,625)
Net Construction Fund	(245,137)	6,244,050	2,749,713	(747,254)	(4,128,711)	(4,019,262)	(3,890,903)	(3,764,106)	(3,620,646)	(3,476,137)	(3,316,927)	(3,154,087)	(2,973,870)	(2,792,267)	(2,594,959)	(2,398,397)
Net Construction Fund	(99,992)	5,548,854	3,217,370	(116,744)	(3,332,092)	(3,056,533)	(2,758,741)	(2,462,512)	(2,146,231)	(1,828,903)	(1,493,415)	(1,154,298)	(794,288)	(432,891)	(52,195)	327,757

Building Material Use Tax Scenario Comparison

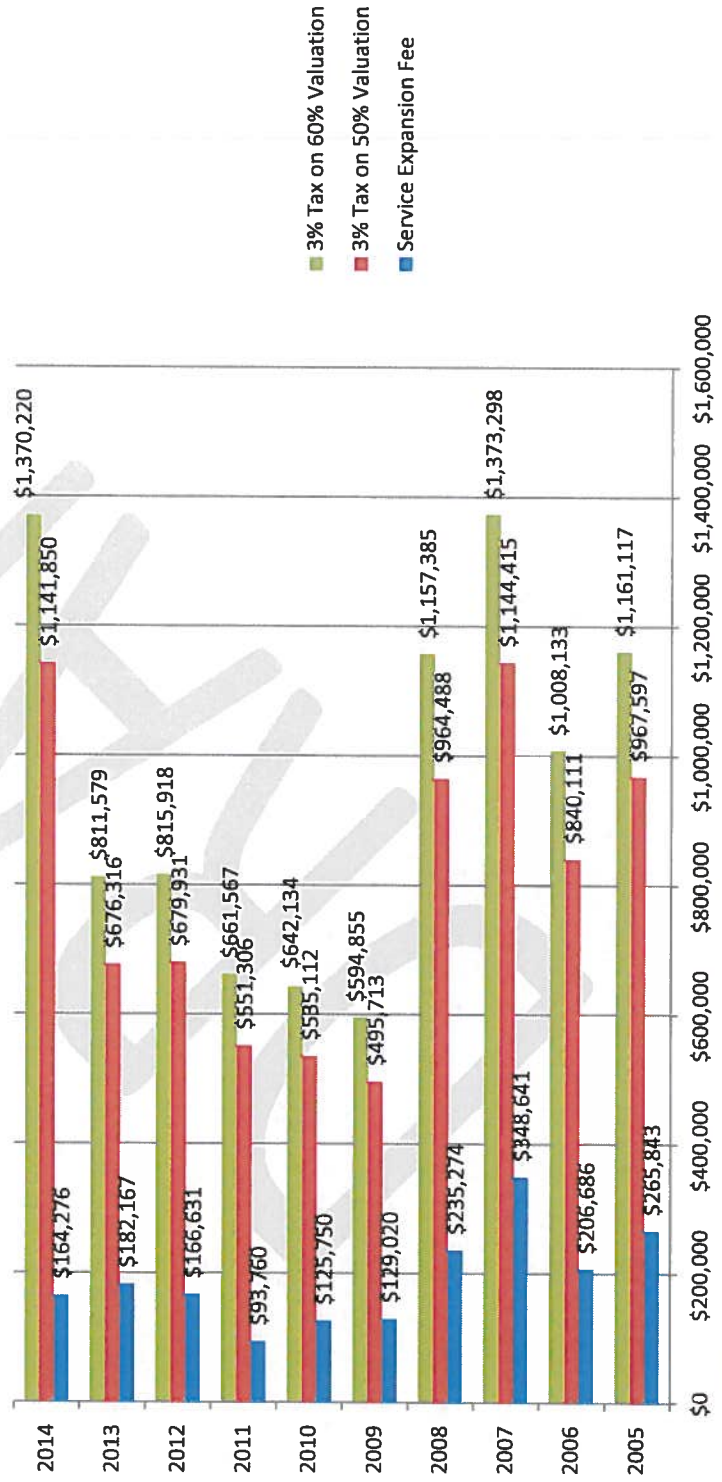
(Draft Working Document)

2014 Actual	Use Tax Scenarios		
	Use Tax	60% Valuation ¹ x 3% Use Tax	50% Valuation ¹ x 3% Use Tax
Service Expansion Fee	\$164,276	\$1,370,220	1,141,850.19
Permit Fee (1% Valuation)	\$761,233	\$513,489	\$513,489
Plan Review (Hourly)	\$129,455	\$333,768	\$333,768
Extensions	\$50,304	\$32,000	\$32,000
Total Revenue	\$1,105,268	\$2,249,478	2,021,107.78

¹Valuation estimate of \$76,123,346 based on 2014 permit data excluding demolition permits

²Standard formula based on IRC guidelines

Building Permit Revenue 10-Year Comparison (Excluding Demolition Permits)



**RESOLUTION NO. 13
SERIES OF 2014**

**INTRODUCED BY: RUSSELL STEWART
SECONDED BY: ALEX BROWN**

**A RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
APPROVING A BALLOT QUESTION TO BE SUBMITTED TO THE VOTERS
AT THE COORDINATED ELECTION HELD NOVEMBER 4, 2014
RELATED TO THE LOCAL RIGHT
TO USE MUNICIPAL FIBER OPTIC INFRASTRUCTURE**

WHEREAS, the City of Cherry Hills Village ("City") will participate with the Arapahoe County Clerk and Recorder in the November 4, 2014 coordinated election; and

WHEREAS, the City Council has the authority, and desires to place a proposed ballot question on the November 4, 2014 ballot concerning the local right to use municipal fiber optic infrastructure; and

WHEREAS, until 2005, municipalities throughout Colorado enjoyed the right and authority to use municipal fiber optic infrastructure to provide high-speed Internet, advanced telecommunications, and cable television services to their residences and businesses; and

WHEREAS, in 2005, the State Legislature enacted Senate Bill 05-152 (codified in Article 27 of Title 29, C.R.S.) to revoke and deny all Colorado municipalities the right of using municipal facilities, improvements, and fiber optic infrastructure to provide directly or indirectly high-speed Internet, advanced telecommunications, and cable television services to residents and businesses; and

WHEREAS, Senate Bill 05-152 expressly authorizes every local government to submit a ballot question to the local voters to reauthorize and reclaim the local right to use the municipal fiber optic infrastructure to provide high-speed Internet, telecommunications, and cable television services to residents and businesses; and

WHEREAS, although the City does not currently own any municipal fiber optic infrastructure, future construction and use of such infrastructure would likely increase competition and potentially decrease costs of services to residents and businesses by providing opportunities to private service providers to partner with the City to use the City's fiber optic infrastructure to deliver services to residents and businesses; and

WHEREAS, the City Council has determined it is in the best interests of the City to refer a ballot question to the voters concerning the City's ability to provide directly or indirectly through private companies high-speed internet, advanced telecommunications, or cable television services, as authorized pursuant to C.R.S. Section 29-27-201.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF CHERRY HILLS VILLAGE:

Section 1. The City Council hereby refers and approves the following ballot question for submission to the registered electors and to appear on the November 4, 2014 ballot coordinated by Arapahoe County:

SHALL THE CITY OF CHERRY HILLS VILLAGE, WITHOUT INCREASING TAXES BY THIS MEASURE, AND TO RESTORE LOCAL AUTHORITY THAT WAS DENIED TO LOCAL GOVERNMENTS BY THE COLORADO GENERAL ASSEMBLY AND FOSTER A MORE COMPETITIVE MARKETPLACE, BE AUTHORIZED TO PROVIDE HIGH-SPEED INTERNET, INCLUDING IMPROVED HIGH BANDWIDTH SERVICES BASED ON NEW TECHNOLOGIES, TELECOMMUNICATIONS

SERVICES, AND/OR CABLE TELEVISION SERVICES TO RESIDENTS, BUSINESSES, SCHOOLS, LIBRARIES, NON-PROFIT ENTITIES AND OTHER USERS OF SUCH SERVICES EITHER DIRECTLY OR INDIRECTLY WITH PUBLIC OR PRIVATE SECTOR PARTNERS, AS EXPRESSLY PERMITTED BY ARTICLE 27, TITLE 29 OF THE COLORADO REVISED STATUTES?

YES _____
NO _____

Section 2. This Resolution and the ballot question posed to the electorate are intended and should be interpreted to restore to the greatest extent possible the right of self-governance, self-determination, and local control over all matters addressed in Article 27 of Title 29, C.R.S.).

Section 3. For purposes of C.R.S. § 31-11-111, this Resolution shall serve to set the title and content for the ballot question set forth herein and the ballot title for such question shall be the text of the question itself.

Section 4. The City Clerk is authorized to correct typographical errors and omissions and to cause to be entered into any blanks of the ballot question the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

Section 5. The City Manager, City Attorney, and City Clerk are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution including the taking of all reasonable and necessary action to cause such approved ballot question to be printed and placed on the ballot for the election.

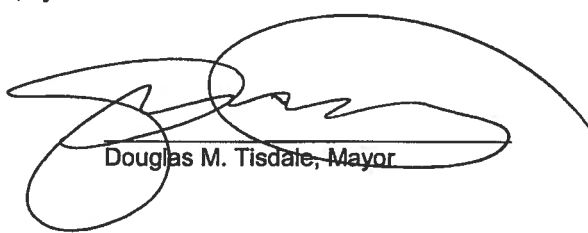
Section 6. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution.

Section 7. This Resolution shall be effective immediately upon adoption.

DONE AND RESOLVED THIS 2ND DAY OF SEPTEMBER 2014.

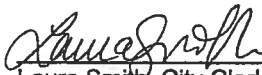
Introduced, passed and adopted at the
regular meeting of City Council this 2nd day
of September, 2014, by a vote of 5 Yes and 0 No.

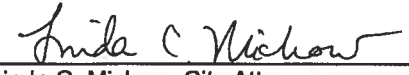
(SEAL)


Douglas M. Tisdale, Mayor

ATTEST:

APPROVED AS TO FORM:


Laura Smith, City Clerk


Linda C. Michow, City Attorney

CITY OF CHERRY HILLS VILLAGE

2450 E. Quincy Avenue
Cherry Hills Village, CO 80113
www.cherryhillsvillage.com

Village Center
Telephone 303-789-2541
FAX 303-761-9386

INVITATION:

The City of Cherry Hills Village is soliciting information from broadband communications companies for an *Improved Broadband Communications Infrastructure Analysis*. The City would like to develop business partnerships with companies that can support and/or provide improved broadband communications services (i.e. 1 Gbps symmetric service) to residents to be implemented contemporaneously with the City's planned undergrounding of overhead utility lines. The City does not wish to be a direct service provider but instead would like to facilitate the development of a fiber optic or other platform to be used by private entities in the delivery of broadband communications services to all City residents and property owners. This could involve a combination of fiber, wireless or other technologies. The City's role in funding, construction, ownership of conduits and fiber optic lines and easements is negotiable. The City is interested in an open access system that would allow unrestricted entry for service providers that would not involve exclusive long-term rights to provide services.

CALENDAR:

- | | |
|-------------------|--|
| January 23, 2015 | Publish Request for Information |
| February 6, 2015 | Deadline for submission of questions and clarifications of the RFI |
| February 13, 2015 | If questions/clarifications are raised, an addendum to answer submitted questions will be issued |
| February 20, 2015 | Deadline for Submission of Information 4:00 PM |

Questions, requests for clarifications and responses should be submitted to Emily Kropf, Special Projects Coordinator, City of Cherry Hills Village, at 2450 E. Quincy Avenue, Cherry Hills Village, CO 80113. You must email the City at ekropf@cherryhillsvillage.com with the contact information form to be included in all official notifications including any addenda. Available supplementary documentation for this RFI may be found at: <http://www.cherryhillsvillage.com/uluscrequest.aspx>.

COMMUNITY PROFILE:

The City of Cherry Hills Village, Colorado is located in northwest Arapahoe County and is bounded on the west by the City of Englewood, the north and east by the City and County of Denver and to the south by the City of Greenwood Village. The Village today consists of

approximately 6 ½ square miles in total land area. The Village has a population of 5,987 residents based on the 2010 Census. The median household income is approximately \$211,000. The community is predominately residential and consists of approximately 2,150 households. There are three schools, two country clubs, eight churches, three municipal buildings and a small commercial district with six businesses located in the Village. Services for the municipal buildings are currently purchased from a local cable and internet provider. Projected growth potential is limited as the City is almost completely built-out and land locked on all sides. See below for Village map with existing overhead utility lines.



BACKGROUND:

The Cherry Hills Village Master Plan identifies the task of burying overhead lines throughout the Village as a City goal as it would improve efficiency of the system and aesthetics of the community. Undergrounding contributes to public safety by eliminating traffic hazards and removing a significant cause of storm-related power outages. It also reduces the need for removal or aggressive trimming of the Village's tree canopy located in or near rights-of-way enhancing the visual appearance of the community. The City's Master Plan articulates the goal of burying overhead utilities to protect and enhance certain identified view corridors within the Village. Voters were previously asked to approve a ballot initiative in 2000 to fund the burial of overhead utility lines along several arterial roadways, but the initiative failed as 60% of voters elected not to approve the \$5,000,000 increase in debt.

In 2014, the City Council established the Utility Line Undergrounding Study Committee to explore the long-standing goal of undergrounding all overhead utility lines. The City Council charged the Committee with considering several matters, including: the estimated cost of undergrounding, policy recommendations for cost-sharing, a priority ranking for the sequence of undergrounding, suggested changes to the Municipal Code or Village policies, a plan to finance the project and all other relevant matters. While exploring the goal of undergrounding, the Committee determined that the City should explore supplementary projects like leveraging the expected undergrounding in a way that promotes deployment of a network that can offer enhanced broadband communications services in order to further benefit the community for a minimal cost while incurring the expenses associated with undergrounding.

In the process of analyzing ownership of overhead lines, the cost and responsibility for undergrounding and individual franchise agreements, the Committee found that an improved infrastructure like a fiber optic and/or wireless network may represent one cost-efficient solution for providing enhanced broadband communications services to the City and its residents. The City is obligated to pay for the cost of undergrounding electric lines while the responsibility for undergrounding other lines largely falls on the owners of those lines. The City believes there is an opportunity to expand on the undergrounding program to add conduit and fiber optic lines or other technology for a marginal cost increase that would support enhanced broadband services. In order to finance the undergrounding project in a timely fashion, which is anticipated to include the installation of additional fiber optic and/or wireless facilities, the City will likely need approval from voters to authorize a dedicated revenue stream sufficient to raise the funding required for the City to successfully undertake and complete the comprehensive project that is currently envisioned by the Committee.

In anticipation of including such an initiative in the 2015 election cycle, Ballot Question 2F was submitted to voters in November of 2014. Senate Bill 05-152 requires the approval of voters to restore authority to local governments the right to use municipal communication network facilities, improvements and fiber optics infrastructure to provide directly or indirectly high-speed internet, advanced telecommunications and cable television services to residents and businesses. Ballot Question 2F asked voters to restore the local authority and foster a more competitive marketplace, by authorizing the right to provide broadband communications services directly or indirectly with public or private sector partners. Ballot Question 2F passed by an 80% majority.

Available Documentation (See <http://www.cherryhillsvillage.com/uluscrequest.aspx>)

City of Cherry Hills Village Master Plan

One of the objectives of the Master Plan is to improve the efficiency of utilities and public infrastructure within the Village. The impacts of weather, wildlife and landscaping on above-ground utilities have often resulted in power outages and disruptions. Above-ground utility lines can also disturb scenic views in the community. The Master Plan states that the Village should explore opportunities and funding mechanisms to place utility lines underground so as to improve efficiency and aesthetics.

Utility Line Undergrounding Study Committee Interim Report

The Utility Line Undergrounding Study Committee began meeting in February 2014 to discuss a City-wide undergrounding project. Several topics were explored during the Committee's meetings, including: responsibility for undergrounding, communication with utility providers, the cost of undergrounding, financial scenarios, enhanced services and Municipal Code amendments. The findings of the Committee and proposed next steps are included in the Committee's interim report. A final report is expected to be presented to the City Council in June 2015.

REQUESTED INFORMATION:

The City is currently seeking information regarding several topics related to the installation and/or use of improved broadband communications infrastructure, including:

- A brief description of the company and its current business activities and services;
- A statement of interest in discussing a partnership with the City for the installation and/or use of conduit or other broadband communications infrastructure;
- A description of the role and support the company can provide to the City in pursuit of its objectives;
- A description, review and discussion of a business model for providing improved broadband communication services (i.e. 1 Gbps symmetric service) to a high demand/low-population density community;
- An explanation of how fiber, wireless or other technology can be used to provide services;
- A description of suggested roles for funding, construction and ownership of conduits and broadband communications infrastructure;
- A description of how development and ownership of an improved broadband communications network would function;
- A list of similar telecommunications projects that have been successfully completed by the company; and
- A list of any potential issues that should be addressed prior to the installation of enhanced broadband communications infrastructure.

RESPONSES TO RFI FOR IMPROVED BROADBAND COMMUNICATIONS

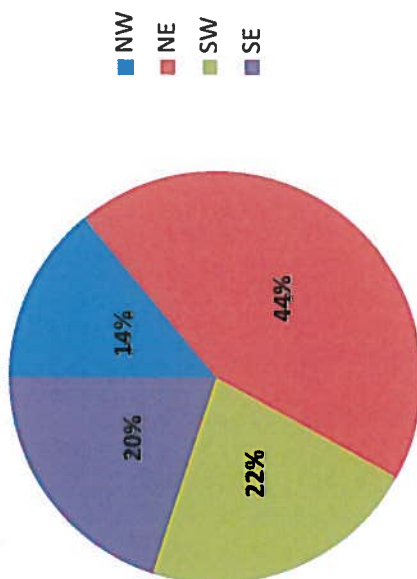
EXHIBIT O

#	Company	Role	Funding	Technology	Services	Projects	Other
1	Advantage Engineers	Turnkey	City-Funded	Fiber Optic Network	Design, Construction, Lease	One Maryland ICBN, Tennessee Valley Authority, Backhaul Fiber Optic Lateral, SummitIG	Previously worked with Ken Fellman
2	Cable Systems	Engineer/Provider	City pays design/ construction upfront & CS repays over 10-year period	Fiber-to-the-Home	Design, Construction, Management	St. George, Henderson	Letter of interest
3	CenturyLink	Unknown	Unknown	Unknown	Unknown		Letter of interest for private discussion
4	Crown Castle	Fiber Installation	CC contracts with Wireless Service Providers to install fiber/other wireless communications infrastructure at no cost to City. Capacity on asset will be leased to City or its provider	Tower/Fiber for Wireless Providers	Design, Construction, Lease	New York City, Philadelphia, San Diego, Paradise Valley, Scottsdale	Proprietary & confidential
5	First Solutions P3 Alliance	Unknown	Unknown	Fiber Optic Network	Public-Private Model	UTOPIA	Letter of interest
6	Forethought.net	Turnkey	City-Funded	Open Access Fiber Network	Design, Construction, Lease	Durango, Rio Blanco County, Town of Ophir, Pitkin County	
7	Magellan Advisors	Consultant	City-Funded	Fiber Optic Network	Feasibility Study	Fort Morgan, Rancho Santa Fe, Missoula, Hamilton,	
8	MasTec	Fiber Installation	City-Funded	Fiber-to-the-Home/Node	Construction	Consolidated Telephone, Craw-Kan Telephone Coop, Vermont Telephone Co, Verizon, Qwest	
9	Megapath	Provider	Unknown	Ethernet/Wireless	Design, Construction, Management		
10	OHlvey/Beehive Broadband	Turnkey	City pays design/ construction & OHlvey pays lease fee to City	Open Access Fiber Network	Public-Private Model	NWCOG, SWCOG, UTOPIA, Lane County, ZAGG	
11	Project Performance Partners/Fujitsu Communications	Turnkey	City-Funded	Gigabit-Capable Passive Optical Network	Design, Construction, Management	State of Illinois, Kit Carson Electric Coop, Colorado Springs Utilities	In town 3/14 to 3/28
12	Wide Open Networks	Turnkey	City-Funded	Open Access Fiber Network	Design, Construction, Management	Blacksburg, Aquidneck, Wired Road, New Hampshire FastRoads, RANA	
13	Siklu Communication	TBD	TBD	TBD	TBD	TBD	
14	Zayo Group	TBD	TBD	TBD	TBD	TBD	

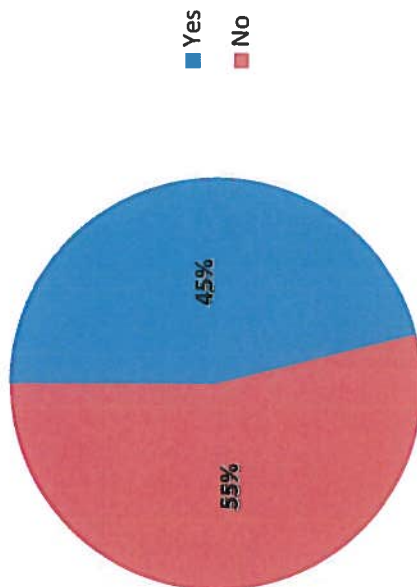
SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

(All results are based on the answers provided by respondents and do not represent the City as a whole)

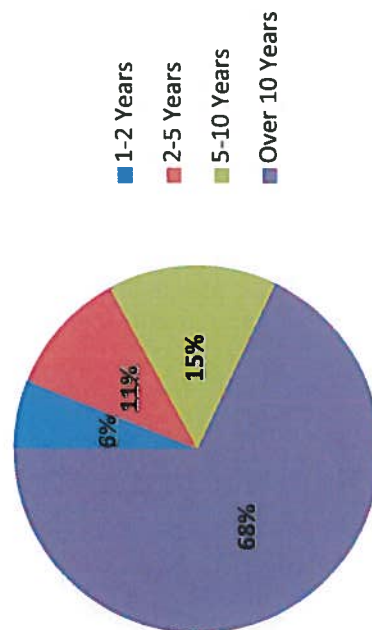
What part of the community do you live in?



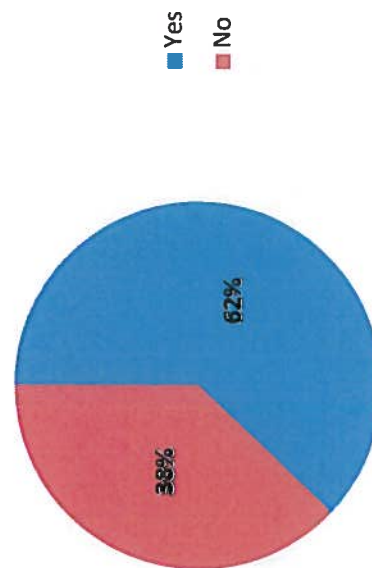
Do you belong to a homeowners association?



How long have you been a resident of Cherry Hills Village?

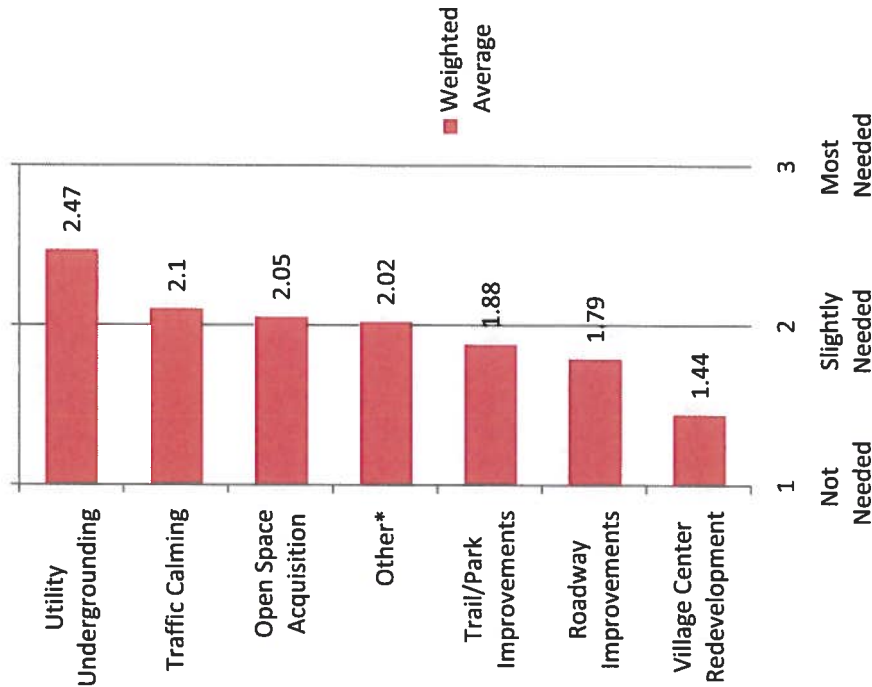


Do you currently receive service from overhead utility lines?

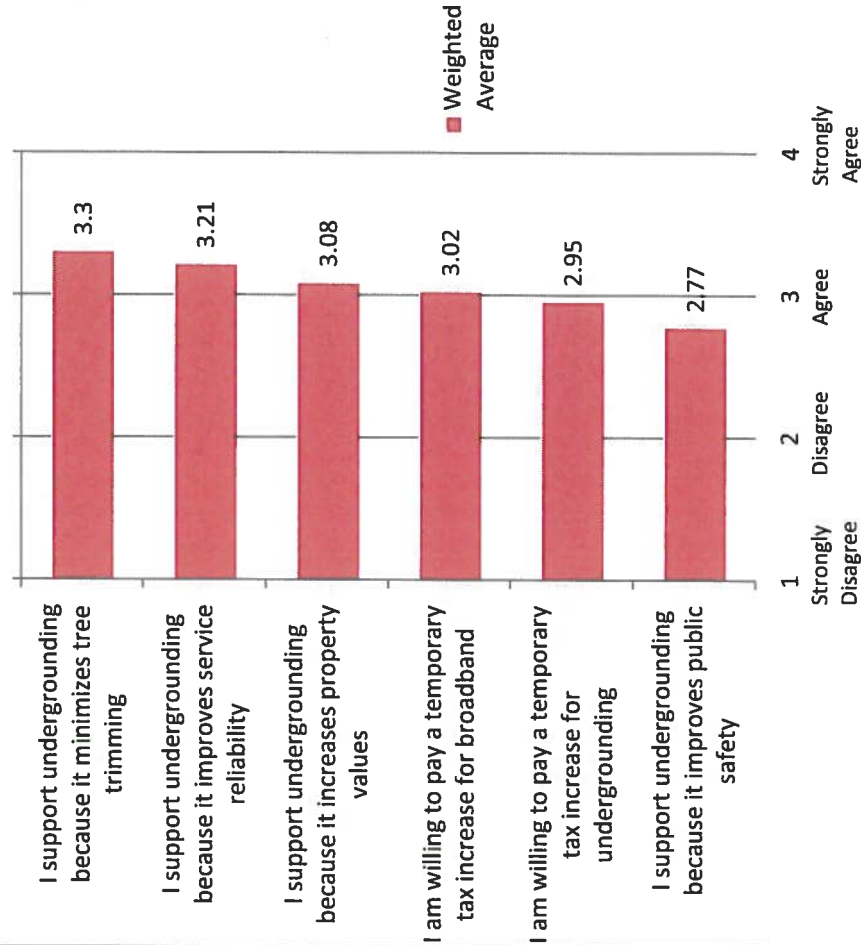


SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

Which of the following projects do you think are most needed?



Do you strongly agree, agree, disagree, strongly disagree with the following statements?



SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

*Other Projects Recommended by Respondents:

- BUS STOP SHELTERS
- Traffic calming tops
- Colorado Blvd from Hampden South has an unsightly appearance due to lack of homeowner maintenance and disregard from the Village. As an entrance to Cherry Hills it gives the appearance that is not commensurate with the area. Traffic control is almost unheard of as the average vehicle exceeds the posted 30 mph limit except for rush hour when traffic is slower. Weekends are the worst for excessive speeds, but police is at a minimum
- Save/protect existing trees
- Children's community playground
- Cell phone towers for better phone reception
- Bus stop shelters along University with entrances facing away from traffic so splashing from cars does not enter shelter.
- Coyote Removal
- Highline canal resurfaced
- Given the limited area of the Village there is very little that can be done. Just maintain what we have at present.
- would really like more children parks, swings, slides etc.
- Dog park needed for residents
- Keep parks natural (except Meade), remove artwork, etc.
- Expand the south bound intersection at Colo Blvd and Hampton to allow for a right turn lane. All that is needed is a couple of feet AND it could have been done when the intersection was reconfigured 2 years ago
- fiber optic cable
- Would like to see more trees planted on Bellevue Corridor
- FIBER OPTICS TO HOMES
- public tennis courts, Highline Canal Trail maintenance
- Deminish size/height of new residential construction
- Traffic Reduction through Cherry Hills Village
- Gated Access at University and/or Clarkson
- Cellular service upgrades
- child friendly improvements for young families
- Tree & flower planting, beautification of grass areas along sidewalks
- Move Public Works facility
- Meade Park Development
- Improved access to Utilities
- Walls along major roads (Hampden/Bellevue/University). Many other cities such as Greenwood and Centennial have attractive high walls.
- Please stop putting art in our public spaces
- street-side / intersection beautification
- Cell Phone Towers

SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

- stop chopping vegetation along trails, parks, canal
- Fiber optics
- 27 playground, pool(s), etc.

Other Questions, Comments or Concerns:

- I am thrilled to participate and so hope voters of CHV vote to bury utilities.
- Broadband is my top priority
- Clarify map on page 2
- undergrounding should be paid for by people adjacent to the undergrounding of the lines.
- The cost outweighs the benefits to the community.
- seems like an inefficient way to spend funds to beautify the community with little business reason for doing so
- Let's get started
- What ever happened to the money Public Service and Xcel was "ear-marking" for burial of the lines. This was available from back in the 90's as I recall? If I am to support any type of mill levy increase I would want to see the priority of the areas to be completed first. The last time this came up Colorado Blvd was at the top of the list, however Holly was completed.
- Can some under grounding be done with local improvement districts or the like?
- Undergrounding should be paid for by the property owners adjacent to the undergrounding and not the community as a whole.
- I feel that we ought not to go at this piece meal. We should do the whole project at once, the whole Village.
- Those houses and neighborhoods that are served by the overhead lines should burden the cost, period. My lines were buried by the neighborhood developer back in the 80's and that cost was passed along to the homeowners through lot cost. Asking me to pay to bury lines that don't serve my house is like asking someone else to pay for the replacement of the sewer line from my house to the main.
- Its my understanding that certain properties in cherry hills village are exempt or partially exempt from prop taxes due to having horses or farming on their property. I would not support a tax increase that leaves the burden on the smaller property owners in CHV- that would be unfair and burdensome for those of us that already pay the full prop tax. the tax for this would have to be passed as a special tax that included all prop...no exemptions.
- I live in Mansfield Heights. When we moved into CHV in 1988, we were told by the then City Manager that there were plans underway to have the utility lines in our yard put underground. Now, nearly 30 years later, we still need this taken care of and would like to have the option to include this in our plan, even at an additional cost. Thank you!
- cell phone reception very poor
- how would broadband be put in in those communities that already have underground utilities? how many houses in cherry hills village already have underground utilities? how many houses do not have underground utilities? Why should the houses that already have underground utilities pay for those that do not? those that have underground utilities paid for that service when the developers built the subdivisions. why pay again? how many of the committee members live where they need the underground utilities?
- 20 years ago, we were told that under-grounding of the utility lines was a top priority and that there were funds set aside for this. We have continual problems with power reliability and power surges. During the largest snowstorm in the past 12 years, we were out power for almost 5 days. We live in a wealthy community where this should not be an issue, and according to prior councils, money has been set aside

SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

- to underground utilities. It's wonderful to hear this is a high priority. Traffic Calming: Traffic management has gotten out of control along Colorado Bl. over the past 18 years. Kent Denver is responsible for the majority of this traffic as can be observed between times when school is in session and out of session. Kent continues to expand its facilities taking on more students, more events (paid and unrelated to the school), and expands to more grades. Pulling out of the drive way is a challenge in the morning and late afternoon/dinner time. The students and late parents speed, throw trash out of windows and have little respect for those who live along this route. If the Village were to speak to residents along this route, the Village would hear a common theme: better traffic controls are needed and traffic must be slowed down because turning into one's driveway has become a hazard. Personally, we believe Kent Denver's activities need reviewed. They now have a bustling summer camp program (new or greatly expanding in the past decade) offered to people from anywhere, they host events that have nothing to do with the school, and expansion seems never ending. Does Kent Denver pay the Village a reasonable stipend for its burden on the community? Does Kent need to host all these events? Does the community have a say in this? Has anyone ever considered having Kent traffic funneled into the Church parking lots and having buses run the kids to school to ease traffic? Obviously traffic comes from beyond Kent, but Kent's growth over the past 10 years or more has made a huge impact on traffic. Traffic bumps, stop signs and other interventions on Colorado could make a huge difference to at least slow drivers down. Thank you for asking and for listening!
- Does this require a ballot vote by Village citizens? What has been the cost of repair of lines, tree trim over the last 10 years per year compared to cost of underground? Cost is a 2 to 3 mill tax increase on what amount? So what would the tax increase be per household? The underground project is for selected streets, which do not have many households on them, so why the real concern and advantage? In the past underground lines have proven to be difficult to find cause of a problem in an area. I find this survey is very bias towards underground lines, because every question begins with I support, nowhere is there a question against. It is difficult to support anything without knowing the cost to the individual. So where is the advantage to 90% of the residents, when only a few streets are involved. I question some of your premises i.e. traffic safety. With every question beginning with "I support" you can easily say and report everyone who answers your survey supports it. Nice gimmick.
 - We have wires behind our house, between properties so they would not be undergrounded in this project. I'd be interested in talking to someone about possibly doing this at our own expenses. Thanks.
 - Have really never noticed above ground utilities in Cherry Hills. I am sure it is impactful for those who live right next to them, but in general, not impactful on the village as a whole.
 - I strongly feel the two highest priority areas for improvements are undergrounding utility lines and traffic calming. Both would tremendously improve the safety, quality of life and property values of all village residents.
 - We pay CRIPPLING TAXES in this village/Arapahoe county- utilities under ground and faster broadband underground are not a priority for our family- look for ways to relieve tax payor burden for the residents of the village
 - I AM WILLING TO PAY FOR UNDERGROUNDING OF ALL LINES OT JUST FOR THE RICHEST NEIGHBORHOODS. YOUR PLAN IS A MOCKERY OF DEMOCRACY IN CHV - YOU'RE MAKING ALL OF US PAY FOR IMPROVING ONLY THE WEALTHIEST NEIGHBORHOODS. I'D LIKE TO SEE THE ESTIMATES GATHERED BY THE COMMITTEE - NUMBERS QUOTED ARE RIDICULOUSLY HIGH.
 - The Master Plan does not refer to the items listed in question 5 above as "Goals". The language of the MP is much softer. With respect to undergrounding utilities, the language of the MP reads " Evaluate possible methods and financial resources for the burial of above-ground utility lines on public and private lands", and this is merely one of several ways suggested to achieve the "Goal: Promote the overall semi-rural character of Cherry Hills Village through design and maintenance of streetscapes, public lands and public facilities." This language was

SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

carefully worded and should be carefully quoted and applied. This questionnaire (question 5) is misleading, perhaps not intentionally so, but nevertheless it is misleading.

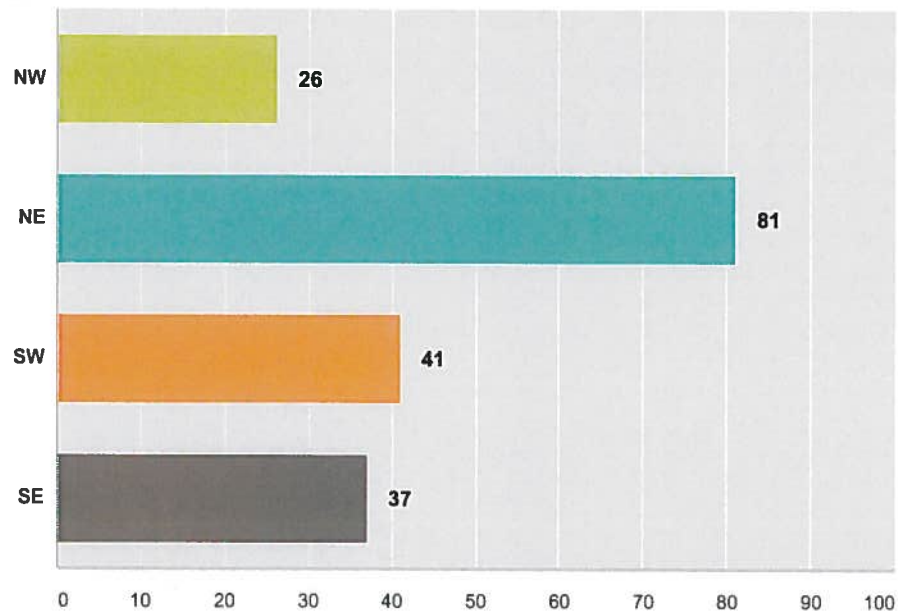
- I agree that it improves appearance, but don't see a connection to property values.
- The utility lines are owned by the electric company. Why are we paying to bury lines that they own?
- If trenches are to be dug alongside arterial roadways the committee has a responsibility to install infrastructure to meet anticipated needs with a 20+ year horizon. We must try and avoid having to dig multiple times.
- I have unreliable internet and Comcast has not been helpful. WHAT WOULD THE COST BE FOR INTERNET UPGRADE? MY CELL SERVICE IS ALSO POOR AND I DEPEND ON THE INTERNET FOR COMMUNICATION (VOIP)
- The areas along Holly between Bellevue and Quincy need to be included.
- Long overdue. Also need to negotiate favorable rate for undergrounding in local neighborhoods.
- Will revenues be collected from all the new construction in The Village that could be applied to these expenses.
- It's pointless to underground only the power lines along the arterial roads. It will not take care of the issue of storm-related power outages, since most of them probably occur because of the interior power lines. Only a few residents would enjoy the aesthetic benefits of arterial road undergrounding, and the rest of the residents would only pay for it, while continuing to daily deal with the interior power lines. I really do not see the point of this project. I can understand if the entire area, arterial and inner, was undergrounded, but just doing a piece of a huge project without having a larger plan doesn't make sense to me.
- How much will this cost me in terms of a tax increase or levy? Will the roads be closed during construction?
- 1) The City currently as a surplus. Use it first! 2) In the 10 - 15 yr period of taxation, fiber optic would likely be obsolete technology. Benefit minimal.
- I assume that the utility undergrounding project will include existing utility lines along the border of my property.
- THE EXCESSIVE COST OF \$9-\$13 MILLION FOR BURYING LINES ONLY ON THE ARTERIAL ROADS & STATE HIGHWAYS FAR OUTWEIGH THE BENEFITS IN MY OPINION AND DEFINITELY NOT WHEN IT RAISES TAXES THROUGH A MILL LEVY> OUR TAXES IN CHV ARE ALREADY TOO HIGH. LITTLE BENEFIT FOR INTERNAL NEIGHBORHOODS. MOSTLY JUST WOULD LOOK NICE
- Would it be possible to pay the increased tax for undergrounding/improved broadband infrastructure as a discounted lump sum rather than a temporary tax increase over a period of time?
- How soon will we know for certain if enhanced broadband service is truly available with underground conduits?
- In terms of improving appearance and increasing property values, burying the lines surrounding the homes would have more of an impact than burying them on major roadways.
- I support undergrounding of overhead utilities and broadband, I believe property values will increase with these improvements as well as quality safety of life.
- Undergrounding is definitely the single most important issue for the Village.
- I am primarily motivated to support undergrounding in order to have improved broadband-this is very important to me
- There are large power lines along E. Tufts Ave. in front of our house that should be underground. They travel through roughly 7 very large trees along Tufts that would need significant trimming which could affect the health of these large trees. They lines are extremely unsightly.
- What does the increased mill tax actually represent related to value of home? This is an important bit of information to make a final decision to the last two questions.
- On our previous undergrounding project, the residents where these lines went through paid for the cost entirely.

SUMMARY OF 2015 UTILITY UNDERGROUNDING SURVEY RESULTS

- Please try to include overhead lines along the High Line Canal Path in this project. Those would be more important to me than the ones that are on streets bordering other cities.
- Regardless of how the questions are written above, I do not support undergrounding in CHV as I believe we need to attend to open space and other matters first.
- It's high time these issues were addressed. I can think of no greater civic improvement than the under-grounding. The fiber optic is a real bonus--a positive externality.
- I've WAITED and WAITED for this to happen - hope everyone supports it!!!!!!
- I believe undergrounding is significantly more important than public art and open space. Open space improves the view primarily for those in close proximity. Undergrounding improves the view for the many places I drive in Cherry Hills.
- I feel that this is a very important project for the future of the community.
- must have better knowledge of costs.
- The emerald ash borer will necessitate the city to come up with a plan to plant new trees. I suggest they start now by planting a different species in between the existing g ash trees. When the ash die off there will be something else already established to keep the Quincy Ave vista looking beautiful. Not having to cut back the new trees would be a huge bonus!!
- We have telephone poles in the old Charlou area; will they be eliminated? Will cell phone strength be affected?
- Thank you!
- Property taxes are already extremely high. The village needs to manage their expenses better
- Our internet connections are obsolete. We can't get a decent connection at our house.
- Nothing could improve the community image more!
- Your map above is too small to read. Hope I put in my correct segment.
- \$9-13M is a high price for a luxury not needed. it would be nice. it is not necessary
- I don't like that the information isn't clear on how much, per home, the tax increase would be. Also, I don't like the idea of paying for fiber optics when it seems the private entity that makes money off the monthly fee should do this. I do not have powerlines near me--except near the neighborhood entrance--so there isn't much incentive for me to support this additional cost. You need to provide better information on cost to get an accurate survey result.
- I would like to see all neighborhood lines, now running between property lines, to be placed underground.
- Would like to see residential neighborhoods with underground utilities, too, even if secondary to arterial and state highway burying.
- I am only in support of under grounding IF we have a clear (and credible) plan to improve internet performance as a result
- what then happens with the power lines that go from arterial roads to the individual homes? If they would still be above ground, what benefits do you really get from undergrounding?

Q1 Which part of the community do you live in?

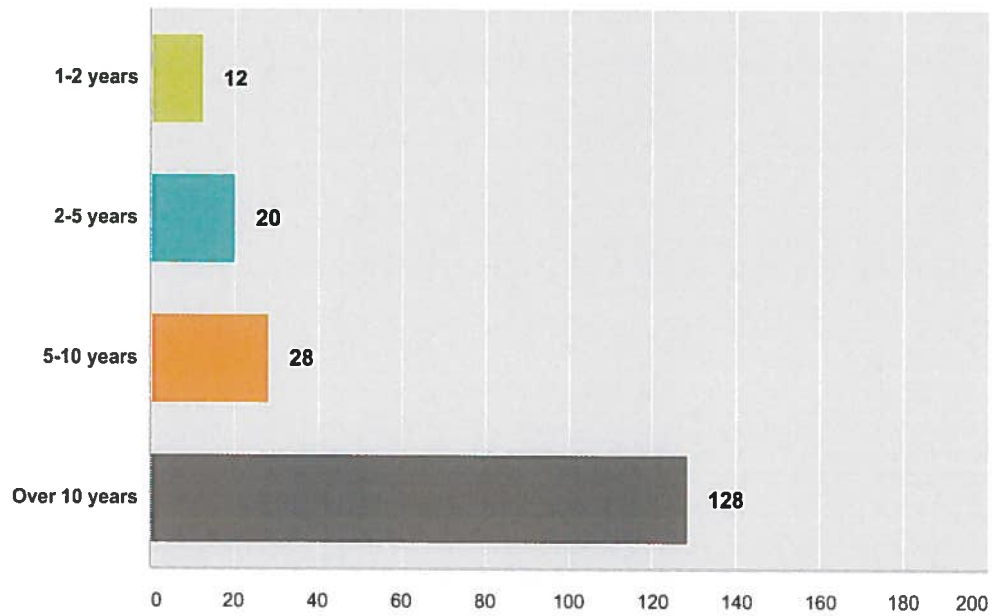
Answered: 185 Skipped: 8



Answer Choices	Responses
NW	14.05% 26
NE	43.78% 81
SW	22.16% 41
SE	20.00% 37
Total	185

Q2 How long have you been a resident of Cherry Hills Village?

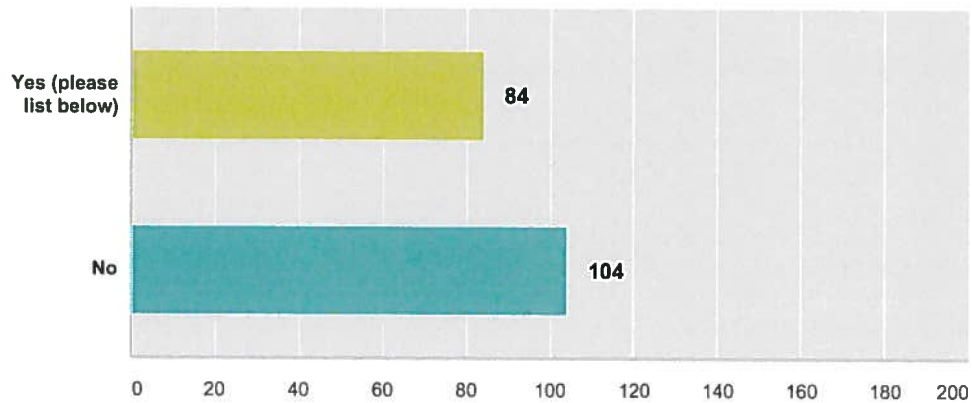
Answered: 188 Skipped: 5



Answer Choices	Responses
1-2 years	6.38% 12
2-5 years	10.64% 20
5-10 years	14.89% 28
Over 10 years	68.09% 128
Total	188

Q3 Do you belong to a homeowners association?

Answered: 188 Skipped: 5



Answer Choices	Responses
Yes (please list below)	44.68% 84
No	55.32% 104
Total	188

#	Homeowners Association	Date
1	cherrydale	4/1/2015 1:22 PM
2	Cherrydale HOA	4/1/2015 12:24 PM
3	Cherrydale Homeowners	3/31/2015 7:45 PM
4	East Cherry Hills	3/31/2015 11:03 AM
5	CHV North	3/30/2015 5:38 PM
6	cherry hills east	3/30/2015 4:37 PM
7	Cherrymoor	3/30/2015 1:11 PM
8	buell	3/25/2015 12:26 PM
9	Sunrise Drive	3/25/2015 11:29 AM
10	Southmoor vista	3/24/2015 8:22 PM
11	Charlou	3/23/2015 10:53 PM
12	cherry hills farm	3/23/2015 1:12 PM
13	SOUTHMOOR VISTA	3/23/2015 11:35 AM
14	Buell Mansion	3/23/2015 9:28 AM
15	Manchester Heights	3/23/2015 6:39 AM
16	Cherry Hills North	3/23/2015 12:02 AM
17	Cherry Hills Farm East	3/22/2015 9:36 AM
18	Charlou	3/21/2015 9:31 AM

2015 Utility Undergrounding Survey

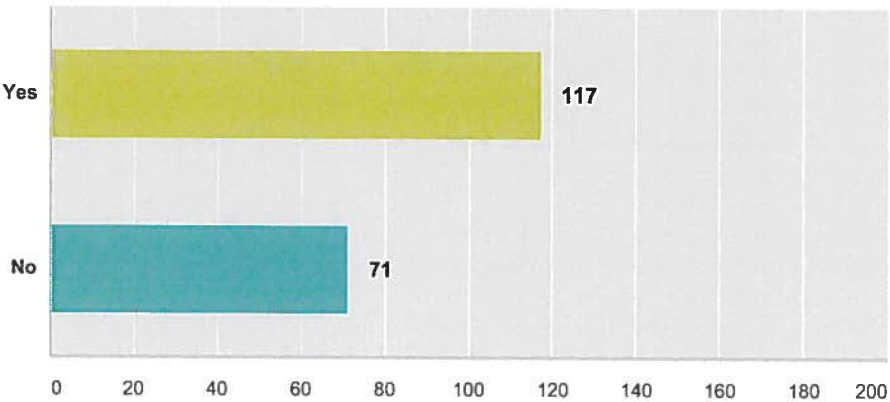
SurveyMonkey

19	Cherry Hills North HOA	3/21/2015 12:09 AM
20	Cherrymoor	3/19/2015 11:41 PM
21	Cherry Hills East	3/19/2015 8:21 PM
22	not sure	3/19/2015 4:41 PM
23	Cherrymoor HOA	3/19/2015 3:56 PM
24	Charlou	3/19/2015 3:10 PM
25	Cherry Hills East	3/19/2015 11:31 AM
26	Cherry Hills Park	3/19/2015 8:47 AM
27	Cherryridge	3/19/2015 8:16 AM
28	South Albion	3/19/2015 7:35 AM
29	Southmoor Vista	3/17/2015 5:23 PM
30	Southmoor Vista HOA	3/17/2015 3:14 PM
31	South Albion	3/17/2015 2:33 PM
32	Charlou Homeowners	3/17/2015 10:55 AM
33	cherry hills east	3/17/2015 9:32 AM
34	Glenmoor Homeowners Association	3/16/2015 10:04 PM
35	Southmoor Vista	3/16/2015 9:33 PM
36	Cherry Hills East	3/16/2015 8:14 PM
37	Southmore Viusta	3/16/2015 7:09 PM
38	cherry hills north	3/16/2015 1:32 PM
39	Char Lou	3/16/2015 12:54 PM
40	Charlou HOA	3/16/2015 10:56 AM
41	CHV HOA	3/16/2015 8:49 AM
42	Southmoor Vista HOA	3/15/2015 6:32 PM
43	CHERRY HILLS VILLAGE EAST	3/15/2015 5:25 PM
44	Southmoor Vista	3/15/2015 3:24 PM
45	Cherry Hills Meadow	3/15/2015 12:00 PM
46	Charlou	3/15/2015 10:00 AM
47	Southmore	3/15/2015 9:53 AM
48	Southmore Vista	3/15/2015 9:20 AM
49	Southmore	3/14/2015 9:39 PM
50	Cherrydale	3/14/2015 7:07 AM
51	CHERRY HILLS MEADOW	3/13/2015 9:53 PM
52	Cherryridge	3/13/2015 9:20 PM
53	Buell Mansion	3/13/2015 3:53 PM
54	Cherrydale	3/13/2015 2:11 PM
55	Southmoor vista	3/13/2015 1:56 PM
56	southmoor vista	3/13/2015 1:32 PM

57	Devonshire	3/13/2015 9:01 AM
58	COVINGTON	3/13/2015 8:56 AM
59	Cherrymoor	3/12/2015 8:40 PM
60	Charlou	3/12/2015 7:45 PM
61	Southmoor Vista	3/12/2015 5:44 PM
62	Southmoor Vista	3/12/2015 4:02 PM
63	Cherry Hills North HOA	3/12/2015 4:01 PM
64	Charlou	3/12/2015 3:50 PM
65	Charlou HOA	3/12/2015 2:58 PM
66	Southmoor Vista	3/11/2015 9:41 PM
67	Southmoor Vista	3/11/2015 9:37 PM
68	Country HOmes	3/9/2015 1:07 PM
69	albion street	3/9/2015 11:37 AM
70	Cherry Hills East	3/8/2015 2:37 PM
71	Southmoor Vista	3/7/2015 8:33 PM
72	Cherrydale	3/7/2015 10:50 AM
73	Cheery Hills East	3/6/2015 9:39 AM
74	Sunset country homes	3/6/2015 9:28 AM
75	Cherry Hills East	3/6/2015 7:35 AM
76	Cherry Hills Farm	3/6/2015 7:12 AM
77	CHV-East	3/6/2015 7:03 AM
78	Mansfield Heights does not have an HA	3/5/2015 9:29 PM
79	Charlou HOA	3/5/2015 8:40 PM
80	southmorre vista	3/5/2015 6:27 PM
81	Cherrymoor HOA	3/5/2015 4:09 PM
82	Buell	3/5/2015 2:35 PM
83	Charlou	3/5/2015 1:35 PM
84	Cherry Hills Meadow	3/5/2015 1:02 PM

Q4 Do you currently receive service from overhead utility lines?

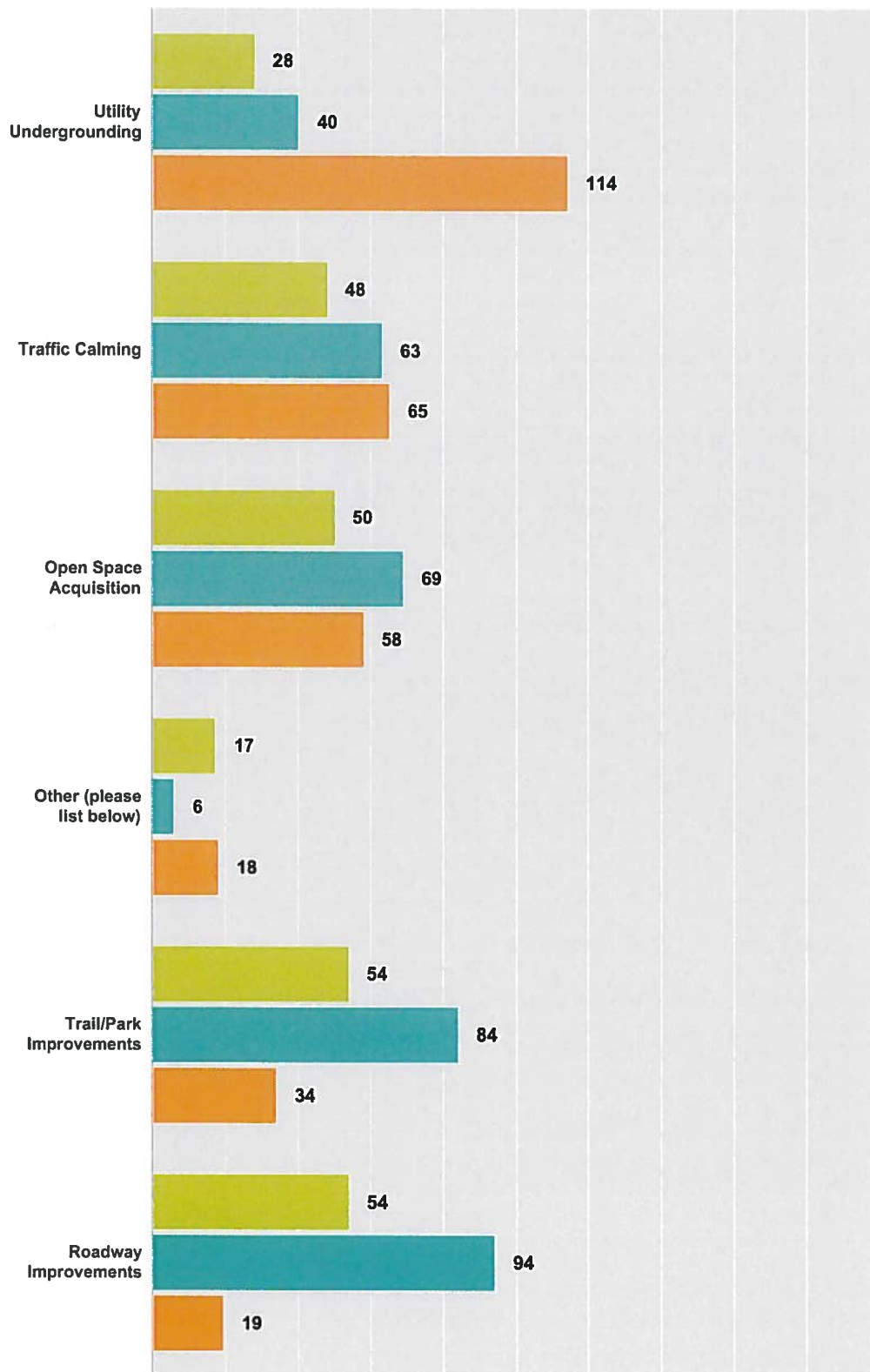
Answered: 188 Skipped: 5

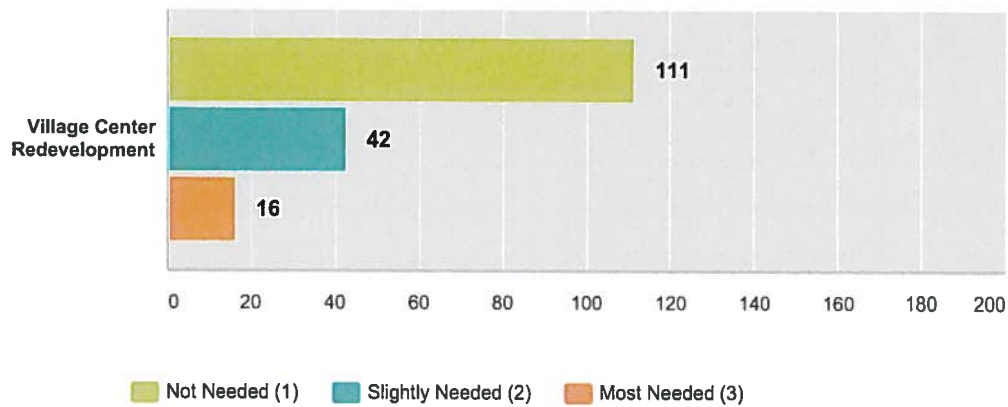


Answer Choices	Responses	
Yes	62.23%	117
No	37.77%	71
Total		188

Q5 Below is a list of goals from the City's Master Plan. Please indicate which of these projects is most needed.

Answered: 187 Skipped: 6





	Not Needed (1)	Slightly Needed (2)	Most Needed (3)	Total	Weighted Average
Utility Undergrounding	15.38% 28	21.98% 40	62.64% 114	182	2.47
Traffic Calming	27.27% 48	35.80% 63	36.93% 65	176	2.10
Open Space Acquisition	28.25% 50	38.98% 69	32.77% 58	177	2.05
Other (please list below)	41.46% 17	14.63% 6	43.90% 18	41	2.02
Trail/Park Improvements	31.40% 54	48.84% 84	19.77% 34	172	1.88
Roadway Improvements	32.34% 54	56.29% 94	11.38% 19	167	1.79
Village Center Redevelopment	65.68% 111	24.85% 42	9.47% 16	169	1.44

#	Other Projects	Date
1	BUS STOP SHELTERS	3/27/2015 7:57 AM
2	Traffic calming tops	3/25/2015 11:29 AM
3	Colorado Blvd from Hampden South has an unsightly appearance due to lack of homeowner maintenance and disregard from the Village. As an entrance to Cherry Hills it gives the appearance that is not comensurate with the area. Traffic control is almost unheard of as the average vehicle exceeds the posted 30 mph limit except for rush hour when traffic is slower. Weekends are the worst for excessive speeds, but police is at a minimum	3/25/2015 11:02 AM
4	Save/protect existing trees	3/24/2015 8:45 PM
5	Children's community playground	3/24/2015 8:22 PM
6	Cell towers for better phone reception	3/24/2015 1:38 PM
7	Bus Stop shelters along University with entrances facing away from traffic so splashing from cars does not enter shelter.	3/24/2015 9:09 AM
8	Coyote Removal	3/23/2015 8:55 AM
9	Highline canal resurfaced	3/23/2015 12:02 AM
10	Given the limited area of the Village there is very little that can be done. Just maintain what we have at present.	3/20/2015 11:12 AM
11	would really like more children parks, swings, slides etc.	3/19/2015 4:41 PM
12	Dog park needed for residents	3/19/2015 1:27 PM

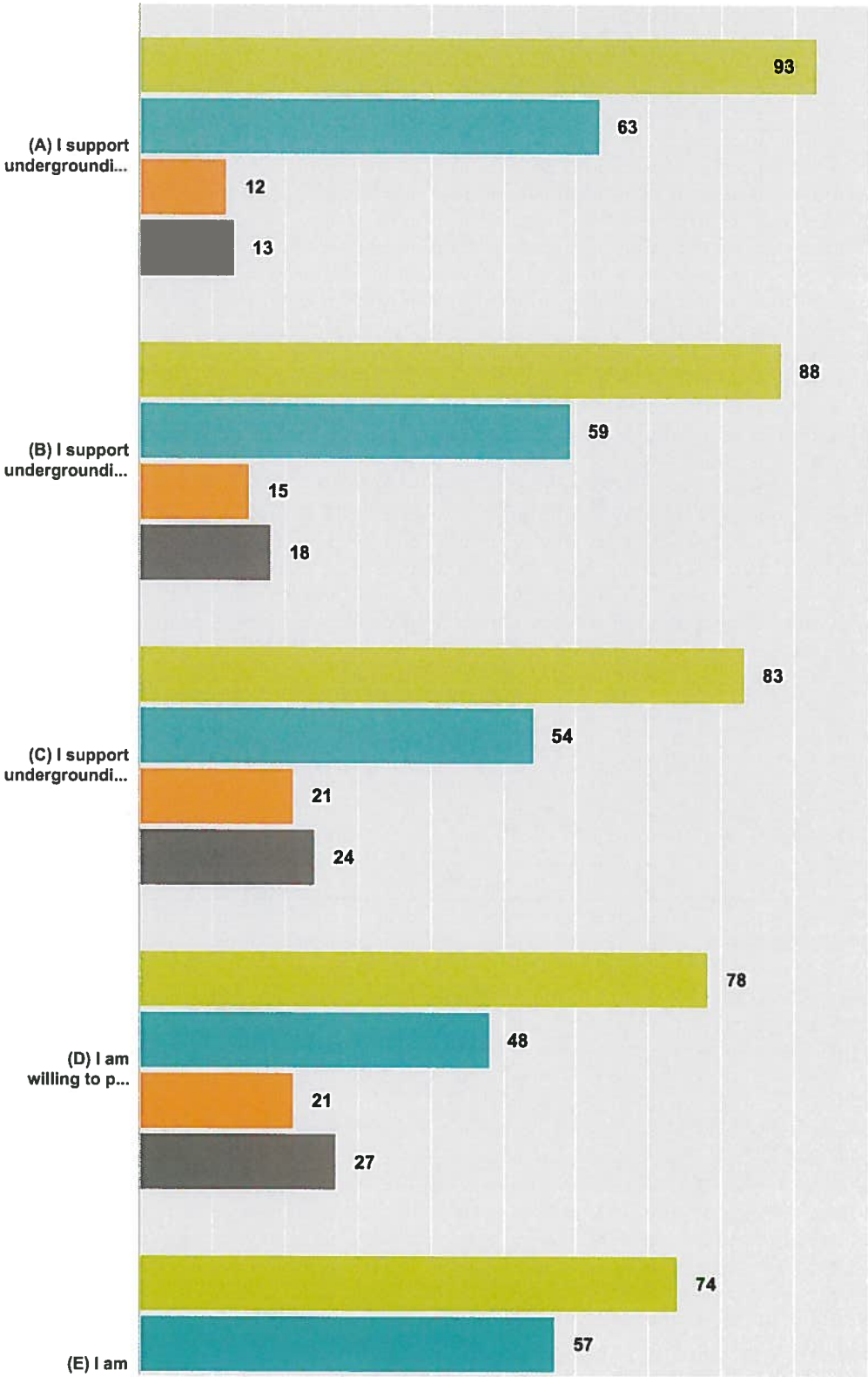
2015 Utility Undergrounding Survey

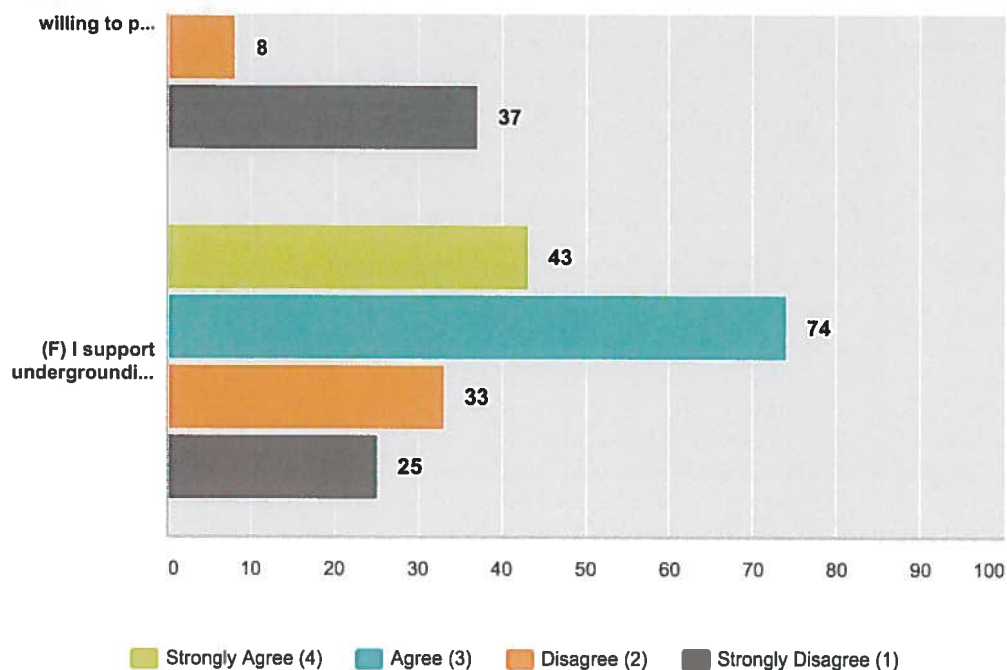
SurveyMonkey

13	Keep parks natural (except Meade), remove artwork, etc.	3/19/2015 12:24 PM
14	Expand the south bound intersection at Colo Blvd and Hampton to allow for a right turn lane. All that is needed is a couple of feet AND it could have been done when the intersection was reconfigured 2 years ago	3/19/2015 9:11 AM
15	fiber optic cable	3/19/2015 8:47 AM
16	Would like to see more trees planted on Belleview Corridor	3/19/2015 7:35 AM
17	FIBER OPTICS TO HOMES	3/17/2015 3:31 PM
18	public tennis courts, Highline Canal Trail maintenance	3/17/2015 12:11 PM
19	Deminish size/height of new residential construction	3/15/2015 6:58 PM
20	Traffic Reduction through Cherry Hills Village	3/14/2015 4:45 PM
21	Gated Access at University and/or Clarkson	3/14/2015 3:08 PM
22	Cellular service upgrades	3/14/2015 10:40 AM
23	child friendly improvements for young families	3/14/2015 8:15 AM
24	Tree & flower planting, beautification of grass areas along sidewalks	3/13/2015 3:43 PM
25	Move Public Works facility	3/13/2015 5:45 AM
26	Meade Park Development .	3/12/2015 11:54 PM
27	Improved access to Utilities	3/12/2015 8:40 PM
28	Walls along major roads (Hampden/Belleview/University). Many other cities such as Greenwood and Centennial have attractive high walls.	3/12/2015 4:40 PM
29	Please stop putting art in our public spaces	3/12/2015 4:01 PM
30	street-side / intersection beautification	3/7/2015 10:50 AM
31	Cell Phone Towers	3/6/2015 7:35 AM
32	stop chopping vegetation along trails, parks, canal	3/5/2015 9:29 PM
33	Fiber optics	3/5/2015 3:54 PM
34	playground, pool(s), etc.	3/5/2015 12:57 PM

Q6 Please indicate whether you strongly agree, agree, disagree, strongly disagree or do not know with the following statements.

Answered: 189 Skipped: 4





	Strongly Agree (4)	Agree (3)	Disagree (2)	Strongly Disagree (1)	Total	Weighted Average
(A) I support undergrounding because it would minimize trimming of the tree canopy in or near the public right-of-way.	51.38% 93	34.81% 63	6.63% 12	7.18% 13	181	3.30
(B) I support undergrounding because it would improve service reliability by removing a significant cause of storm-related power outages.	48.89% 88	32.78% 59	8.33% 15	10.00% 18	180	3.21
(C) I support undergrounding because it would increase property values by improving the appearance of the community.	45.60% 83	29.67% 54	11.54% 21	13.19% 24	182	3.08
(D) I am willing to pay for an improved broadband infrastructure for faster speeds through a temporary tax increase.	44.83% 78	27.59% 48	12.07% 21	15.52% 27	174	3.02
(E) I am willing to pay for the undergrounding of utility lines along arterial roads and state highways through a temporary tax increase.	42.05% 74	32.39% 57	4.55% 8	21.02% 37	176	2.95
(F) I support undergrounding because it would improve public safety by removing traffic hazards.	24.57% 43	42.29% 74	18.86% 33	14.29% 25	175	2.77

#	Other (please specify)	Date
	There are no responses.	

Q7 Do you have any other comments, questions, or concerns?

Answered: 65 Skipped: 128

#	Responses	Date
1	I am thrilled to participate and so hope voters of CHV vote to bury utilities.	3/31/2015 10:08 AM
2	Broadband is my top priority	3/30/2015 5:38 PM
3	Clarify map on page 2	3/30/2015 1:11 PM
4	undergrounding should be paid for by people adjacent to the undergrounding of the lines.	3/27/2015 7:57 AM
5	The cost outweighs the benefits to the community.	3/25/2015 2:40 PM
6	seems like an inefficient way to spend funds to beautify the community with little business reason for doing so	3/25/2015 12:26 PM
7	Let's get started	3/25/2015 11:29 AM
8	What ever happened to the money Public Service and Xcel was "ear-marking" for burial of the lines. This was available from back in the 90's as I recall? If I am to support any type of mill levy increase I would want to see the priority of the areas to be completed first. The last time this came up Colorado Blvd was at the top of the list, however Holly was completed.	3/25/2015 11:02 AM
9	Can some under grounding be done with local improvement districts or the like?	3/24/2015 8:45 PM
10	Undergrounding should be paid for by the property owners adjacent to the undergrounding and not the community as a whole.	3/24/2015 9:09 AM
11	I feel that we ought not to go at this piece meal. We should do the whole project at once, the whole Village.	3/24/2015 8:15 AM
12	Those houses and neighborhoods that are served by the overhead lines should burden the cost, period. My lines were buried by the neighborhood developer back in the 80's and that cost was passed along to the homeowners through lot cost. Asking me to pay to bury lines that don't serve my house is like asking someone else to pay for the replacement of the sewer line from my house to the main.	3/23/2015 10:53 PM
13	Its my understanding that certain properties in cherry hills village are exempt or partially exempt from prop taxes due to having horses or farming on their property. I would not support a tax increase that leaves the burden on the smaller property owners in CHV- that would be unfair and burdensome for those of us that already pay the full prop tax. the tax for this would have to be passed as a special tax that included all prop...no exemptions.	3/23/2015 1:12 PM
14	20 years ago, we were told that under-grounding of the utility lines was a top priority and that there were funds set aside for this. We have continual problems with power reliability and power surges. During the largest snowstorm in the past 12 years, we were out power for almost 5 days. We live in a wealthy community where this should not be an issue, and according to prior councils, money has been set aside to underground utilities. It's wonderful to hear this is a high priority. Traffic Calming: Traffic management has gotten out of control along Colorado Bl. over the past 18 years. Kent Denver is responsible for the majority of this traffic as can be observed between times when school is in session and out of session. Kent continues to expand its facilities taking on more students, more events (paid and unrelated to the school), and expands to more grades. Pulling out of the drive way is a challenge in the morning and late afternoon/dinner time. The students and late parents speed, throw trash out of windows and have little respect for those who live along this route. If the Village were to speak to residents along this route, the Village would hear a common theme: better traffic controls are needed and traffic must be slowed down because turning into one's driveway has become a hazard. Personally, we believe Kent Denver's activities need reviewed. They now have a bustling summer camp program (new or greatly expanding in the past decade) offered to people from anywhere, they host events that have nothing to do with the school, and expansion seems never ending. Does Kent Denver pay the Village a reasonable stipend for its burden on the community? Does Kent need to host all these events? Does the community have a say in this? Has anyone ever considered having Kent traffic funneled into the Church parking lots and having buses run the kids to school to ease traffic? Obviously traffic comes from beyond Kent, but Kent's growth over the past 10 years or more has made a huge impact on traffic. Traffic bumps, stop signs and other interventions on Colorado could make a huge difference to at least slow drivers down. Thank you for asking and for listening!	3/23/2015 11:56 AM

15	I live in Mansfield Heights. When we moved into CHV in 1988, we were told by the then City Manager that there were plans underway to have the utility lines in our yard put underground. Now, nearly 30 years later, we still need this taken care of and would like to have the option to include this in our plan, even at an additional cost. Thank you!	3/23/2015 10:42 AM
16	cell phone reception very poor	3/23/2015 12:02 AM
17	how would broadband be put in in those communities that already have underground utilities?how many houses in cherry hills village already have underground utilities?how many houses do not have underground utilities?why should the houses that already have underground utilities pay for those that do not?those that have underground utilities paid for that service when the developers built the sub divisions. why pay again?how many of the committee members live where they need the underground utilities?	3/20/2015 1:31 PM
18	Does this require a ballot vote by Village citizens? What has been the cost of repair of lines, tree trim over the last 10 years per year compared to cost of underground? Cost is a 2 to 3 mill tax increase on what amount? So what would the tax increase be per household? The underground project is for selected streets, which do not have many households on them, so why the real concern and advantage? In the past underground lines have proven to be difficult to find cause of a problem in an area. I find this survey is very bias towards underground lines, because every question begins with I support, nowhere is there a question against. It is difficult to support anything without knowing the cost to the individual. So where is the advantage to 90% of the residents, when only a few streets are involved. I question some of your premises i.e. traffic safety. With every question beginning with "I support" you can easily say and report everyone who answers your survey supports it. Nice gimmick.	3/20/2015 11:12 AM
19	We have wires behind our house, between properties so they would not be undergrounded in this project. I'd be interested in talking to someone about possibly doing this at our own expenses. Thanks.	3/20/2015 10:17 AM
20	Have really never noticed above ground utilities in Cherry Hills. I am sure it is impactful for those who live right next to them, but in general, not impactful on the village as a whole.	3/19/2015 7:35 AM
21	I strongly feel the two highest priority areas for improvements are undergrounding utility lines and traffic calming. Both would tremendously improve the safety, quality of life and property values of all village residents.	3/18/2015 7:48 PM
22	We pay CRIPPLING TAXES in this village/Arapahoe county- utilities under ground and faster broadband underground are not a priority for our family- look for ways to releave tax payor burden for the residents of the village	3/18/2015 12:30 AM
23	I AM WILLING TO PAY FOR UNDERGROUNDING OF ALL LINESN OT JUST FOR THE RICHEST NEIGHBORHOODS. YOUR PLAN IS A MOCKERY OF DEMOCRACY IN CHV - YOU'RE MAKING ALL OF US PAY FOR IMPROVING ONLY THE WEALTHIEST NEIGHBORHOODS. I'D LIKE TO SEE THE ESTIMATES GATHERED BY THE COMMITTEE - NUMBERS QUOTED ARE RIDICULOUSLY HIGH.	3/17/2015 3:31 PM
24	The Master Plan does not refer to the items listed in question 5 above as "Goals". The language of the MP is much softer. With respect to undergrounding utilities, the language of the MP reads " Evaluate possible methods and financial resources for the burial of above-ground utility lines on public and private lands", and this is merely one of several ways suggested to achieve the "Goal: Promote the overall semi-rural character of Cherry Hills Village through design and maintenance of streetscapes, public lands and public facilities." This language was carefully worded and should be carefully quoted and applied. This questionnaire (question 5) is misleading, perhaps not intentionally so, but nevertheless it is misleading.	3/17/2015 12:11 PM
25	I agree that it improves appearance, but don't see a connection to property values.	3/17/2015 8:04 AM
26	The utility lines are owned by the electric company. Why are we paying to bury lines that they own?	3/16/2015 10:04 AM
27	If trenches are to be dug alongside arterial roadways the committee has a responsibility to install infrastructure to meet anticipated needs with a 20+ year horizon. We must try and avoid having to dig multiple times.	3/16/2015 8:14 PM
28	I have unreliable internet and Comcast has not been helpful. WHAT WOULD THE COST BE FOR INTERNET UPGRADE? MY CELL SERVICE IS ALSO POOR AND I DEPEND ON THE INTERNET FOR COMMUNICATION (VOIP)	3/16/2015 12:54 PM
29	The areas along Holly between Bellevue and Quincy need to be included.	3/16/2015 12:44 PM
30	Long overdue. Also need to negotiate favorable rate for undergrounding in local neighborhoods.	3/15/2015 9:44 PM
31	Will revenues be collected from all the new construction in The Village that could be applied to these expenses.	3/15/2015 8:15 PM

32	It's pointless to underground only the power lines along the arterial roads. It will not take care of the issue of storm-related power outages, since most of them probably occur because of the interior power lines. Only a few residents would enjoy the aesthetic benefits of arterial road undergrounding, and the rest of the residents would only pay for it, while continuing to daily deal with the interior power lines. I really do not see the point of this project. I can understand if the entire area, arterial and inner, was undergrounded, but just doing a piece of a huge project without having a larger plan doesn't make sense to me.	3/15/2015 6:58 PM
33	How much will this cost me in terms of a tax increase or levy? Will the roads be closed during construction?	3/15/2015 5:25 PM
34	1) The City currently as a surplus. Use it first! 2) In the 10 - 15 yr period of taxation, fiber optic would likely be obsolete technology. Benefit minimal.	3/15/2015 4:18 PM
35	I assume that the utility undergrounding project will include existing utility lines along the border of my property.	3/15/2015 10:17 AM
36	THE EXCESSIVE COST OF \$9-\$13 MILLION FOR BURYING LINES ONLY ON THE ARTERIAL ROADS & STATE HIGHWAYS FAR OUTWEIGH THE BENEFITS IN MY OPINION AND DEFINITELY NOT WHEN IT RAISES TAXES THROUGH A MILL LEVY> OUR TAXES IN CHV ARE ALREADY TOO HIGH. LITTLE BENEFIT FOR INTERNAL NEIGHBORHOODS. MOSTLY JUST WOULD LOOK NICE	3/14/2015 5:32 PM
37	Would it be possible to pay the increased tax for undergrounding/improved broadband infrastructure as a discounted lump sum rather than a temporary tax increase over a period of time?	3/14/2015 4:45 PM
38	How soon will we know for certain if enhanced broadband service is truly available with underground conduits?	3/14/2015 11:02 AM
39	In terms of improving appearance and increasing property values, burying the lines surrounding the homes would have more of an impact than burying them on major roadways.	3/14/2015 10:40 AM
40	I support undergrounding of overhead utilities and broadband, I believe property values will increase with these improvements as well as quality safety of life.	3/14/2015 8:15 AM
41	Undergrounding is definitely the single most important issue for the Village.	3/13/2015 3:43 PM
42	I am primarily motivated to support undergrounding in order to have improved broadband-this is very important to me	3/13/2015 1:32 PM
43	There are large power lines along E. Tufts Ave. in front of our house that should be underground. They travel through roughly 7 very large trees along Tufts that would need significant trimming which could affect the health of these large trees. They lines are extremely unsightly.	3/13/2015 10:19 AM
44	What does the increased mill tax actually represent related to value of home? This is an important bit of information to make a final decision to the last two questions.	3/12/2015 11:54 PM
45	On our previous undergrounding project, the residents where these lines went through paid for the cost entirely.	3/12/2015 4:40 PM
46	Please try to include overhead lines along the High Line Canal Path in this project. Those would be more important to me than the ones that are on streets bordering other cities.	3/12/2015 4:23 PM
47	Regardless of how the questions are written above, I do not support undergrounding in CHV as I believe we need to attend to open space and other matters first.	3/12/2015 4:01 PM
48	It's high time these issues were addressed. I can think of no greater civic improvement than the under-grounding. The fiber optic is a real bonus--a positive externality.	3/12/2015 3:50 PM
49	I've WAITED and WAITED for this to happen - hope everyone supports it!!!!!!	3/12/2015 3:18 PM
50	I believe undergrounding is significantly more important than public art and open space. Open space improves the view primarily for those in close proximity. Undergrounding improves the view for the many places I drive in Cherry Hills.	3/12/2015 2:58 PM
51	I feel that this is a very important project for the future of the community.	3/11/2015 9:37 PM
52	must have better knowledge of costs.	3/9/2015 11:37 AM
53	The emerald ash borer will necessitate the city to come up with a plan to plant new trees. I suggest they start now by planting a different species in between the existing g ash trees. When the ash die off there will be something else already established to keep the Quincy Ave vista looking beautiful. Not having to cut back the new trees would be a huge bonus!!	3/8/2015 2:37 PM
54	We have telephone poles in the old Charlou area; will they be eliminated? Will cell phone strength be affected?	3/8/2015 2:32 PM
55	Thank you!	3/7/2015 10:50 AM

56	Property taxes are already extremely high. The village needs to manage their expenses better	3/6/2015 8:06 PM
57	Our internet connections are obsolete L L We can't get a decent connection at our house.	3/6/2015 9:28 AM
58	Nothing could improve the community image more!	3/6/2015 7:35 AM
59	Your map above is too small to read. Hope I put in my correct segment.	3/6/2015 7:12 AM
60	\$9-13M is a high price for a luxury not needed. it would be nice. it is not necessary	3/5/2015 9:29 PM
61	I don't like that the information isn't clear on how much, per home, the tax increase would be. Also, I don't like the idea of paying for fiber optics when it seems the private entity that makes money off the monthly fee should do this. I do not have powerlines near me--except near the neighborhood entrance--so there isn't much incentive for me to support this additional cost. You need to provide better information on cost to get an accurate survey result.	3/5/2015 4:09 PM
62	I would like to see all neighborhood lines, now running between property lines, to be placed underground.	3/5/2015 2:12 PM
63	Would like to see residential neighborhoods with underground utilities, too, even if secondary to arterial and state highway burying.	3/5/2015 1:23 PM
64	I am only in support of under grounding IF we have a clear (and credible) plan to improve internet performance as a result	3/5/2015 12:57 PM
65	what then happens with the power lines that go from arterial roads to the individual homes? If they would still be above ground, what benefits do you really get from underggrounding?	3/5/2015 12:47 PM

5/6/15 Open House Questions/Comments (4 Residents, 2 Council Advisors, 1 Committee Member and 3 Staff Members in Attendance):

- Is the City planning to spend the Xcel 1% fund? It would be helpful to demonstrate the difference that undergrounding can make to the community.
 - Yes, the City will spend the 1% fund. It has not been determined which sections will be buried with it yet.
- Is there a better way to inform residents about the project? An article in the Crier from several weeks ago will not result in a large audience.
 - An article was published in the Crier; an article was published in the Villager; a notice was posted along Quincy; and an email blast was sent out a few days before.
- Have residents ever voted down a proposed mill levy increase for City improvements?
 - Yes, a similar ballot initiative in 2000 was voted down.
- Who paid for the sections that are already buried along the arterial roads and state highways?
 - It is unknown at this time. Additional research would be needed.
- Why should residents who have already paid for undergrounding in their areas through development costs pay for other sections?
 - Undergrounding along arterial roads and state highways can be considered a community benefit for all residents.
- Can the tax exclude residents who have already paid for undergrounding through development costs?
 - No, the tax must be a uniform levy on all properties per constitutional requirements. An improvement district could be formed for just the homes adjacent to the project, but the tax per household would be high.
- Has the Committee considered alternatives other than a 2 to 3-mill increase?
 - Yes, the Committee's final report will consider other alternatives in addition to the 2 to 3-mill increase. Assessment values are also increasing, which may affect the City's projections, but this data will not be finalized until August 2015.
- How can the City better inform the community about the project?
 - Continuing to present the before and after pictures of undergrounding may be effective. Meeting with HOA's may also result in additional discussion.
- If the City was to pay for undergrounding from the general fund rather than a tax, would this result in additional support for the project?
 - Ultimately, the revenue comes from property taxes, but it would be less distressing.
- If the project was paid for from a sales or use tax, would this result in additional support for the project?
 - Residents would likely support this option more than a property tax increase.

Other Comments, Questions or Concerns Received after Community Survey:

- My suggestion is quite simple. The FIRST priority of the project should be the burial of lines within Cherry Hills. This is where residents will benefit the most. I feel that people living here don't focus that much on the lines surrounding the Village, but we sure pay attention to the overhead lines in our back yards (that often demonstrate the jokes about the 'cable guy' are true!). The poles and transformers are ugly and the pruning of trees close to the wires is often a bad joke. Wiring at the poles is often sloppy and unused wires are just left hanging. This is what we see daily! It would also be useful to know what the estimated cost of wire burial would be within the Village. Since this is a very expensive project, it should be made clear how a 2-3 mill tax increase translates into dollars (I had to look it up).

 - I do support the project especially if it includes broadband service. Our broadband service is very slow and not in step with the times. Having the electrical utilities underground will enable better reliability and allow the trees to assume their natural shapes. I do not like the financial impact. \$4500 to \$6500 paid over 10 to 15 years is a lot and I doubt that the investment would be recoverable upon sale of our property. Having been in the construction industry, I know that the estimates at an early stage are frequently too low. I assume that Xcel will cover some of the cost as a result of saving on their maintenance work (tree trimming, repairs after storms, etc.)
 - Dear Mayor and Council, Thank you for your hard work and devotion to the Village. We can't attend the April 7 Council meeting. Please accept this letter in lieu of our speaking at the Audience Participation segment. We are concerned about the recent flyer and questionnaire on the Proposed Underground and Broadband Project. We are opposed to the project, but that is not what prompts this letter. Our concern is that the flyer and the questionnaire were written as biased briefs in support of the Project, not as objective informative documents that raise pros and cons and let the citizen-reader decide. The result is a process that is flawed from the start. Neither document references the fact we have already had a city-wide referendum on undergrounding utilities in the Village. The proposal was voted down. Circumstances may be different today, but the fact of the prior failed referendum on the same topic is relevant information that should be disclosed. More to the point, the Council should inform the community why the topic is being revisited despite that earlier referendum. Of even greater concern is the fact both the flyer and the questionnaire misquote and mischaracterize what is provided for in the City Master Plan relevant to undergrounding utilities. The Master Plan Advisory Committee worked hard to make certain that the Plan was consistent (i) with community input and (ii) with the consensus reached by the Committee on each of the topics covered by the Plan. The committee chose its words with care after discussion and debate. That same care should be given to reading, interpreting and implementing the Master Plan. The recent flyer and questionnaire do not reflect that care. At best these two documents are sloppy in the way they reference the Master Plan. At worst, they misquote the Plan and mislead the reader. Examples are provided in the Attachment to this letter. We ask that the Council restructure this process so that the starting point is the Master Plan. The Goals identified in the Plan should be prioritized, and then Council should decide how to achieve the priority Goals taking into consideration all relevant factors including the Strategies identified in the Master Plan.

 - Flyer – The second bullet reads, The City's Master Plan identifies undergrounding as a priority as it contributes to public safety by eliminating traffic hazards and removing a significant cause of storm-related power outages, which would result in more reliable service for residents. Additionally, undergrounding eliminates the need for aggressive trimming of the tree canopy and enhances the visual appearance of the community. The

Master Plan does no such thing. If these sentences in the flyer are intended to characterize what is provided for in the Master Plan concerning the concept of undergrounding utilities in the Village, they are inaccurate. If these sentences are instead intended to make a case in support of undergrounding utilities, they are inappropriate.

- Questionnaire -- Question 5 asserts that the items listed in that question are identified as Goals in the Master Plan. That simply is not true. Those items are not "Goals" as that term is used in the Master Plan.
- The Master Plan -- The word "priority" is not used in the Plan, and deliberately so. The Master Plan Committee rejected that word for several reasons including the fact that it is not up to the Plan or any committee to determine priorities. That is the Council's function. The operative words used in the Plan are "Goal" and "Strategy." A Strategy is simply a suggested means that Council, after deliberation, might choose to achieve a defined planning Goal. Nowhere in the Plan is undergrounding utilities identified as a Goal. Undergrounding utilities is mentioned in the Strategy context in the Master Plan in two places: 1. With reference to this Goal: Promote the overall semi-rural character of Cherry Hills Village through design and maintenance of streetscapes, public lands and public facilities. Under this Goal, Strategy #7 is "evaluate possible methods and financial resources for the burial of above-ground utility lines on public and private lands." 2. With reference to this Goal: Improve efficiencies in utilities and infrastructure within the Village while balancing the aesthetics of the Village. Under this Goal, Strategy # 7 is "Formalize a policy for burying above-ground utilities and evaluate possible funding mechanisms available."
- I talked to you by phone expressing my support for burying the utility lines on Quincy Ave between S. Holly and Happy Canyon. I do not back up to the lines but I feel they are an eyesore to those driving into our wonderful city. I cannot attend the meeting but wanted to write and express my support for this program.

Other Comments, Questions, or Concerns Received after Community Open House:

- Please let it be noted that we do not wish to be taxed for this work. Our land tax assessment just increased by 15% this year. Speaking of taxes, we would however, consider a "1% transfer tax" on home sales to fund Cherry hills village open space beginning 2016. Of the communities with transfer taxes in our country, there are small towns with populations similar to ours in MA and RI that come to mind. Nantucket and Martha's Vineyard and Block Island, have had such programs for years. In Block Island, Rhode Island, realtors backed a 2% transfer tax to fund open space, appreciating the link between Block Island's natural beauty and it's impact on home values and quality of life. Small towns such as these, supported by this transfer fee, have churned out millions for open space acquisition and protection.
- I support Utility Undergrounding and Traffic Calming.

QUESTION NO. __

SHALL CITY OF CHERRY HILLS VILLAGE DEBT BE INCREASED NOT TO EXCEED \$_____, WITH A REPAYMENT COST NOT TO EXCEED \$_____, BY ISSUING LIMITED TAX BONDS, NOTES OR OTHER OBLIGATIONS TO FINANCE OVERHEAD UTILITY REMOVAL, RELOCATION AND UNDERGROUNDING TO ALLOW FOR FUTURE BROADBAND AND FIBEROPTIC SERVICE, AND SHALL CITY OF CHERRY HILLS VILLAGE GENERAL AD VALOREM PROPERTY TAXES BE INCREASED NOT TO EXCEED \$_____ ANNUALLY BY INCREASING THE RATE THEREOF NOT MORE THAN __ MILLS IN TAX YEARS 2015 THROUGH 20__, FOR COLLECTION IN 2016 THROUGH 20__, TO PAY SUCH OBLIGATIONS OR THE COSTS OF SUCH FACILITIES?