

Moffat County Board of County Commissioners
221 W Victory Way Suite 130 Craig, CO 81625

August 27, 2020 – Special Meeting

In attendance: Ray Beck, Chair; Don Cook (by phone), Board Member; Donald Broom, Board Member; Erin Miller, Deputy Clerk & Recorder; Josh Carney; Rebecca Tyree; Jeff Comstock; Melody Villard; Ed Wilkinson

Call to Order
Pledge of Allegiance

Commissioner Beck called the meeting to order

Broom made a motion to approve the agenda as presented. Cook seconded the motion. Motion carried 3-0.

General Discussion –

Rebecca Tyree came before the BOCC to discuss circumstances at the Moto-Cross track. The current leaseholder, Eric Lodvick, has submitted notice to the County that he wants to discontinue his lease by the end of August. Tyree will develop a RFP to get another vendor in there.

Review & Sign the following document: (see attached)
Stripe A Lot Road Striping agreement

Broom made a motion to approve the Stripe-A-Lot contract for \$51,402 for 29.04 miles of striping. Cook seconded the motion. Motion carried 3-0.

Staff Reports:

Natural Resources Department- Jeff Comstock

- National Garden of American Heroes Monument discussion

Comstock gave details about the establishment (by Executive Order) of a National Garden of American Heroes Monument. Originally, the criteria included being in a close proximity to a metropolitan area; which, the County thought, would preclude us from applying. After a couple of weeks, the Department of the Interior revised their specifications to include more rural areas. With much input from staff, a “pre-proposal” letter was put together, along with three letters of support (Governor Polis, City of Craig, and the Just Transition team), which will be submitted to the Department of the Interior by Friday, August 28.

Cook made a motion to approve the letter of proposal to the Department of the Interior regarding Moffat County’s request for nomination to host the National Garden of American Heroes Monument. Broom seconded the motion. Motion carried 3-0.

Beck thanked Comstock and other staff members for all the work they did on the letter. The Commissioners feel this park could potentially offset the loss of jobs in the energy sector. Beck read quotes from the letters of support.

Beck commented on the "Just Transition" Board that he sits on and the plan for coal impacted communities that the Board has developed for submission to the Governor's Office by December 31, 2020. Beck said that a poll on the Craig Press' website shows that the majority of people that responded felt that it would harm the community. Beck read the main recommendations, the summary of intent and various points that make up the plan and stated that he didn't understand how the public could perceive that this plan would be harmful to the community. Broom said he was glad that we at least had some representation on the Board, and that it was not just left up to people on the Eastern Slope. Josh Carney of the Craig Press mentioned that their analytics have shown that the poll responders have not read the story or the plan.

Ed Wilkinson volunteered to seek letters of support from both the VFW and the American Legion for the monument designation.

Meeting adjourned at 9:38 am

The next scheduled BOCC meeting is Tuesday, September 1, 2020

Submitted by:

Erin Miller, Deputy Clerk and Recorder

Approved by: Ray Beck

Conrad Broom

Darrell

Approved on: Sept 15, 2020

Attest by: Erin Miller



AGREEMENT

THIS AGREEMENT is dated as of the 10th Day of August, in the year 2020 by and between

*Board of County Commissioners
Moffat County, Colorado*

(Hereinafter called OWNER)

And

Stripe A Lot, Inc.

(Hereinafter called CONTRACTOR)

OWNER and CONTRACTOR, in consideration of the mutual covenants set forth, agree as follows:

ARTICLE 1 – WORK

CONTRACTOR shall complete all work as specified or indicated in the Contract Documents. The work is generally described as follows:

This project will be approximately 29.04 miles of Striping – center and shoulder with traffic control and sweeping. (See Bid Form)

ARTICLE 2 – ROAD DEPARTMENT

The project has been designed by the Moffat County Road Department, who is hereinafter called the ROAD DEPARTMENT, and will assume all duties and responsibilities, and will have the rights and authority assigned to ROAD DEPARTMENT in the Contract Documents in connection with completion of the work in accordance with the Contract Documents.

ARTICLE 3 - CONTRACT TIME

- 3.1 CONTRACTOR agrees that work will be substantially completed on or before August 31, 2020 and completed by October 9, 2020.
- 3.2 LIQUIDATED DAMAGES: OWNER and CONTRACTOR recognize that time is of the essence of this Agreement and that OWNER will suffer financial loss if the work is not substantially complete within the time specified in paragraph 3.1 above. They also recognize the delays, expense, and difficulties involved in proving a legal or arbitration proceeding and the actual loss suffered by OWNER if the work is not substantially complete on time. Accordingly, instead of requiring such proof, OWNER and CONTRACTOR agree that as liquidated damages for delay (but not as a penalty) CONTRACTOR shall pay OWNER Nine hundred fifty dollars (\$950.00)

for each day that expires after the time specified in paragraph 3.1 for substantial completion until the work is substantially complete.

- 3.3 In regards to Liquidated Damages, Owner will take into consideration weather conditions that may affect job completion. One day will be given for each day the Contractor is unable to work due to adverse weather conditions.

ARTICLE 4 – CONTRACT PRICE

- 4.1 Moffat County Board of County Commissioners has appropriated \$51,402.00 for this project and reserves the right to change quantities, delete items, or reject any and all Bids. OWNER shall pay CONTRACTOR for performance of the work in accordance with the Contract Documents in current funds.

- 4.2 Non-Appropriation - Each party hereto agrees that the revenues and expenditures hereunder shall constitute current expenditures and revenues payable and receivable in the fiscal years for which funds are appropriated for the payment thereof. The obligations of the parties under this agreement shall be from year to year only and shall not constitute a multiple-fiscal year direct or indirect debt or other financial obligation or any obligation payable in any fiscal year beyond the fiscal year for which funds are appropriated for the payment thereof or payable from any funds other than funds appropriated for the payment of current expenditures. No provision of this agreement shall be construed to pledge credit or to create a lien on any class or source of either party's monies. Notwithstanding any termination, the parties shall remain liable for any amounts for prior services provided and not paid.

4.3	<u>Description</u>	<u>Per Unit</u>	<u>Total Price</u>
	Repaint-Center Line Only 8.71 Miles (approx.)	<u>\$950.00/Mile</u>	<u>\$ 8,274.50</u>
	Repaint-Center and Shoulder 20.33 Miles (approx.)	<u>\$1,900.00/Mile</u>	<u>\$ 38,627.00</u>
	Construction Zone Traffic Control	Lump	<u>\$ 2,000.00</u>
	Sweeping	Lump	<u>\$ 2,500.00</u>
	TOTAL		<u>\$ 51,402.00</u>

ARTICLE 5 – PAYMENT PROCEDURES

CONTRACTOR shall submit Applications for Payment. Applications for Payment will be processed by the ROAD DEPARTMENT.

- 5.1 PROGRESS PAYMENTS: OWNER shall make monthly progress payments on account of the Contract Price on the basis of CONTRACTORS Applications for Payments as recommended by the ROAD DEPARTMENT, as provided below and concurrent with Moffat County's payment procedures. All progress payments will be based on the progress of the work measured.
- 5.2 Prior to Substantial Completion, progress payments will be in an amount equal to:
 - 90% of the work completed, and
 - 90% of materials and equipment not incorporated in the work but delivered and suitably stored less in each case the aggregate of payments previously made.
- 5.3 Upon Substantial Completion, OWNER shall pay an amount sufficient to increase total payments to CONTRACTOR to 90% of the Contract Price, less such amounts as ROAD DEPARTMENT shall determine.
- 5.4 FINAL PAYMENT: Upon final completion and acceptance, OWNER shall pay the remainder of the Contract Price as recommended by the ROAD DEPARTMENT. The final payment shall not be made until after final settlement of this contract has been duly advertised at least ten days prior to such final payment by publication of notice thereof at least twice in a public newspaper of general circulation published in Moffat County, and the Board of County Commissioners has held a public hearing, thereupon and complied with the Revised Statutes 1973, Section 38-26-107 as amended. Final payment shall be made in accordance with the requirements of previously mentioned statute.

ARTICLE 6 – CONTRACTOR'S REPRESENTATIONS

In order to induce OWNER to enter into this Agreement CONTRACTOR makes the following representations:

- 6.1 CONTRACTOR has familiarized himself with the nature and extent of the Contract Documents, work, locality, and with all local conditions, and federal, state, and local laws, ordinances, rules and regulations that in any manner may affect cost, progress, or performance of the work.
- 6.2 CONTRACTOR has studied carefully all reports of investigations and tests of subsurface and latent physical conditions at the site or otherwise affecting cost, progress, or performance of the work, which were relied upon by ROAD DEPARTMENT in the preparation of the Drawings and Specifications.
- 6.3 CONTRACTOR has made, or caused to be made, examinations, investigations, and tests and studies of such reports and related data in addition to those referred to in paragraph 6.2 as he deems necessary for the performance of the work at the Contract Price, within the Contract Time, and in accordance with other terms and conditions of the Contract Documents; and no additional examinations, investigations, tests, reports, or similar data are, or will be required by CONTRACTOR for such purposes.

- 6.4 CONTRACTOR has correlated the results of all such observations, examinations, investigations, tests, reports, and data with the terms and conditions of the Contract Documents.
- 6.5 CONTRACTOR has given ROAD DEPARTMENT written notice of all conflicts, errors, or discrepancies that he has discovered in the Contract Documents and the written resolution thereof by the ROAD DEPARTMENT is acceptable to CONTRACTOR.
- 6.6 CONTRACTOR is an independent contractor and shall not be deemed to be an employee of County for any purpose. Contractor shall provide all materials necessary to perform all services to be provided as described herein. The Contractor is expected to perform the duties at its own expense, receiving no additional reimbursements for expenses without prior approval from the County (i.e. travel, computer supplies, meeting expenses of its employees, phone/fax/internet fees, etc.) In addition, the Contractor is responsible for all employment expenses of its employees, including tax withholding, worker's compensation, unemployment, retirement, health insurance, and other related costs.

Services required hereunder shall be performed by the Contractor or under its supervision, and all personnel engaged in the services shall be fully qualified and properly licensed or certified, as required by local, state and federal law or regulation to perform such services. **Neither Contractor nor its personnel, if any, is entitled to Worker's Compensation Benefits or any other benefit of employment with Moffat County, Colorado. Further, Contractor is obligated to pay federal and state income tax on any compensation paid pursuant to this Agreement.**

The Contractor agrees to bear full risk of any loss or damage to persons or property, including the loss or damage of the Contractor's property, which may occur during the performance of duties needed to complete this contract. The Contractor also agrees to indemnify and hold the County harmless from any and all claims, expenses and liabilities in connection with the performance of its duties under the terms of the Contract.

- 6.7 CONTRACTOR hereby certifies by the signing of this Agreement that all paint and materials meet the latest and revised CDOT Standard Specifications for Road and Bridge Construction and will furnish a statement from their supplier stating same.

ARTICLE 7 – CONTRACT DOCUMENTS

The Contract Documents, which comprise the entire 2020 Striping Project Bid packet, consist of the following:

- 7.1 Bonds and Certificates (Page 2, inclusive).
- 7.2 Invitation to Bid (Pages 3 to 4, inclusive).
- 7.3 Instruction to Bidders (Pages 5 to 9, inclusive).
- 7.4 Information for Bidders (Pages 10 to 11, inclusive).
- 7.5 Bid Form (Pages 12 to 17, inclusive).
- 7.6 Insurance Requirements (Pages 18 to 19, inclusive).
- 7.7 Supplement to Certificate of Insurance (Pages 20 to 21, inclusive).
- 7.8 Project Overview (Pages 22 to 24, inclusive)
- 7.9 Agreement (Pages 25 to 30, inclusive).

- 7.10 Notification of Immigration Compliance Requirements and Certification by Contractor (Pages 31 to 32, inclusive).
- 7.11 Addendum numbers (“ N/A ” to “ N/A ”, inclusive).
- 7.12 Release of Liens and Claims (Page 33, inclusive).
- 7.13 Maps/Locations (Pages 34 to 37, inclusive).

There are no Contract Documents other than those listed above in this Article 7. The Contract Documents may only be altered, amended, or repealed by a: (a) written amendment of the contract documents signed by both parties, (b) change order, or (c) a field order, and can only be issued after the effective date of the agreement.

ARTICLE 8 – MISCELLANEOUS

- 8.1 No assignment by a party hereto of any rights under, or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and specifically, but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.
- 8.2 OWNER and CONTRACTOR each binds him, his partners, successors, assigns and legal representatives to the other party hereto, in respect to all covenants, agreements, and obligations contained in the Contract Documents.
- 8.3 APPLICABLE LAW: This Agreement shall be governed by the laws of the State of Colorado. Jurisdiction and venue of any suit, right, or cause of action arising under, or in connection with this Agreement shall be exclusive in Moffat County, Colorado.
- 8.4 AUTHORITY: Each person signing this Agreement represents and warrants that he/she is fully authorized to enter into and execute this Agreement and to bind the party represented to the provisions of this Agreement.
- 8.5 COUNTERPARTS AND FACSIMILE SIGNATURES: This Agreement may be executed in counterparts, each of which shall be deemed an original. Facsimile signatures of, or on behalf of, Owner or Contractor on this Agreement and any modification hereto shall be effective for all purposes.
- 8.6 FORCE MAJEURE: Neither party shall be liable for its failure to perform hereunder due to contingencies beyond its reasonable control, including but not limited to strikes, riots, war and acts of God.
- 8.7 SEVERABILITY: Should any provisions of this Agreement be determined by a court of competent jurisdiction to be unconstitutional or otherwise null and void, the remaining provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have signed this Agreement in triplicate. One counterpart each has been delivered to OWNER, CONTRACTOR, and ROAD DEPARTMENT. All portions of the Contract Documents have been signed or identified by OWNER and CONTRACTOR.

This Agreement will be effective on August 10th, 2020.

OWNER: Moffat County Board of
County Commissioners

CONTRACTOR: Stripe A Lot, Inc

BY: Ray Beck
Chair
Board of County Commissioners

BY: Denise C. Alb, President

(CORPORATE SEAL)
**Corporate Seal of
STRIPE A LOT, INC.
Incorporated 7-8-05**

ATTEST Erin Miller

ATTEST Dan Miller, VP

Address for giving notices:

Moffat County Board of
County Commissioners
221 West Victory Way
Craig, Colorado 81625



Moffat County Road Department
Dan Miller, Director
P. O. Box 667
Craig, CO 81626

Address for giving notices:

Stripe A Lot, Inc.
P. O. Box 1957
Montrose, CO 81402

NOTIFICATION OF IMMIGRATION COMPLIANCE REQUIREMENTS AND CERTIFICATION BY CONTRACTOR

Stripe A Lot, Inc., ("Contractor" herein) acknowledges that Contractor has been notified of the immigration compliance requirements of C.R.S. § 8-17.5-101, *et seq.* (House Bill 06-1343), and hereby **CERTIFIES** that:

If Contractor has any employees or subcontractors, Contractor shall comply with §8-17.5-101 C.R.S., *et seq.*, regarding Illegal Aliens - Public Contracts for Services, and this Contract. By execution of this Contract, Contractor certifies that it does not knowingly employ or contract with an illegal alien who will perform work under this Contract and that Contractor will participate in either the E-Verify Program or Department Program in order to confirm the eligibility of all employees who are newly hired for employment to perform work under this Contract.

A. Contractor shall not:

- (i) Knowingly employ or contract with an illegal alien to perform work under this Contract; or
- (ii) Enter into a contract with a subcontractor that fails to certify to Contractor that the subcontractor shall not knowingly employ or contract with an illegal alien to perform work under this Contract.

B. Contractor has confirmed the employment eligibility of all employees who are newly hired for employment to perform Work under this Contract through participation in either the E-Verify Program or Department Program.

C. Contractor shall not use either the E-Verify Program or Department Program to undertake pre-employment screening of job applicants while this Contract is in effect.

D. If Contractor obtains actual knowledge that a subcontractor performing work under this Contract knowingly employs or contracts with an illegal alien, Contractor shall:

- (i) Notify the subcontractor and the Owner within three days that Contractor has actual knowledge that the subcontractor is employing or contracting with an illegal alien; and
- (ii) Terminate the subcontract with the subcontractor if within three days of receiving the notice required pursuant to the preceding sub-subparagraph of this subparagraph, the subcontractor does not stop employing or contracting with the illegal alien; except that Contractor shall not terminate

the contract with the subcontractor if during such three days the subcontractor provides information to establish that the subcontractor has not knowingly employed or contracted with an illegal alien.

E. Contractor shall comply with any reasonable request by the Department of Labor and Employment made in the course of an investigation that the Department is undertaking pursuant to the authority established in §8-17.5-102(5), C.R.S.

F. If Contractor violates this provision of this Contract, the Owner may terminate the Contract for a breach of contract. If the Contract is so terminated, Contractor shall be liable for actual and consequential damages to the County as required by law.

G. The Owner will notify the Office of the Secretary of State if Contractor violates this provision of this Contract and the Owner terminates the Contract for such breach.

Dated this 10th day of August, 2020.

STRIPE A LOT, INC.

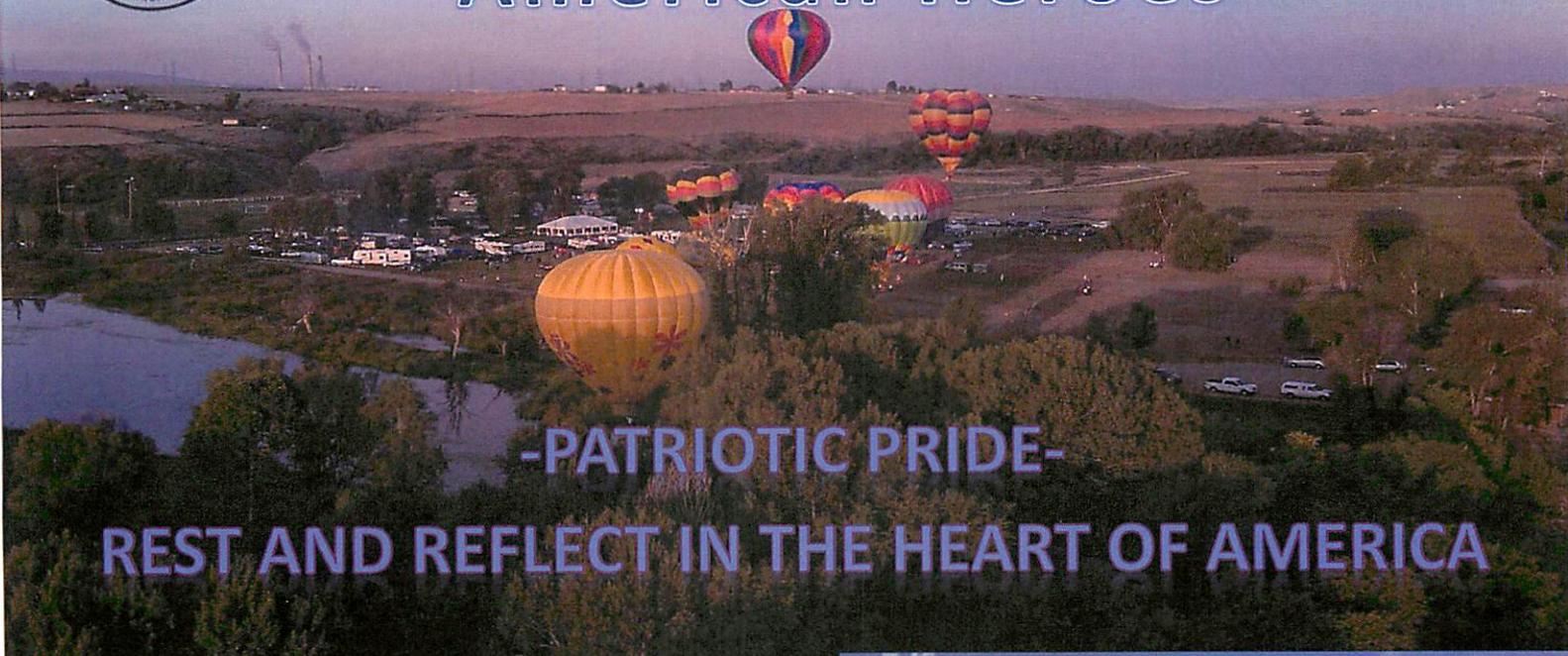
By Denise C. Allison President

Denise C. Allison

[Printed Name]

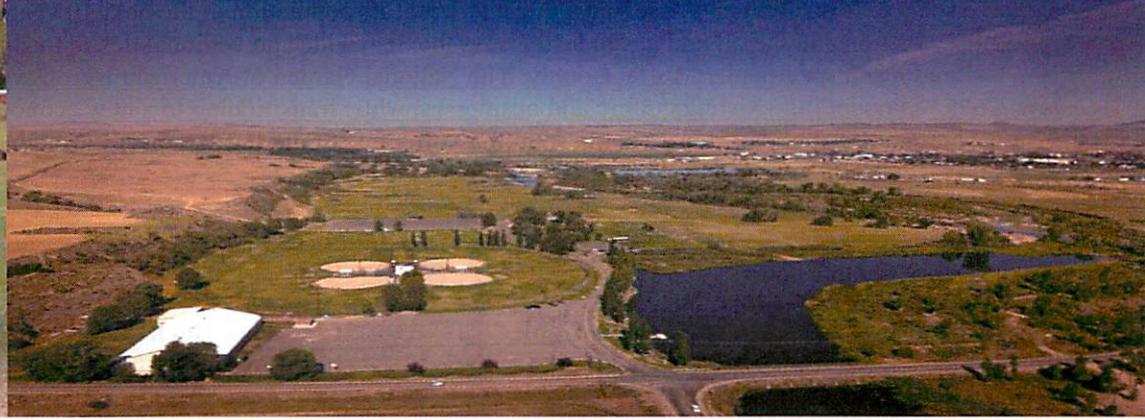


National Garden of American Heroes



-PATRIOTIC PRIDE-

REST AND REFLECT IN THE HEART OF AMERICA





August 27, 2020

Honorable David Bernhardt
Secretary of the Interior
U.S. Department of the Interior
1849 C St. NW
Washington, DC. 20240

Secretary Bernhardt,

The Moffat County Commissioners are very supportive of, and inspired by the President's July 3, 2020 Executive Order on Building and Rebuilding Monuments to American Heroes. The Moffat County Commissioners would like to nominate Loudy-Simpson Park as a potential site for the National Garden of American Heroes. This new monument would provide an opportunity for Moffat County to honor its existing agriculture, mining, electricity generation, and western frontier heritage, while giving national recognition to American Heroes of all backgrounds. Loudy-Simpson Park is located in Craig, Colorado, is 453 acres in size, and hosts over 2 miles of river frontage on the Yampa River main-stem, including oxbow channels. In addition to Moffat County offering hundreds of acres of scenic land, the Moffat County Commissioners would also like to sponsor a United States flag, flag pole, lighting, and landscaping around a central flag in the National Garden of American Heroes. Loudy-Simpson Park is an acreage of local pride. Just this summer alone, over \$650,000 has been invested in the Park for several improvements including an amphitheater, electrical upgrades, and picnic areas. Partners include contributions from Moffat County, the City of Craig, the local electric association, local power plant and coal mines, and State of Colorado energy impact funding.

Monument Management:

Moffat County has decades of history of working with the Federal Government to manage federal lands regarding everything from endangered species to land and water management. We encourage both you and the President to consider utilizing existing authorities to establish a National Monument that coordinates and partners with local governments and meets the national intent to honor American Heroes.

Justification:

Moffat County is positioned perfectly, both geographically and politically, for the American Heroes Monument. Due to a pervasive national and Statewide effort to eliminate fossil fuels from Colorado's and the Nation's energy portfolio, Moffat County stands to lose 64% of its assessed value and 1/3 of its population in the next 10 years, from unrealistic regulation of coal production and the oil and gas industry. As the Statewide and National desire to shift to renewable energy targets NW Colorado, and specifically Moffat County, The National Garden of American Heroes would be a cornerstone to help NW Colorado honor our existing culture and businesses, while transitioning to a new economy. The tourism economy that the Garden of American Heroes could spur, may offer one of the few opportunities to help mitigate lost tax revenues, jobs, and local business revenues.

Moffat County Commissioners
221 West Victory Way, Ste 130
Craig, CO 81625
(970) 824-5517
(970) 824-9191 (fax)

Don Cook
District 1

Ray Beck
District 2

Donald Broom
District 3

Location, Culture, Economics, Marketing:

Moffat County offers the perfect economic, geographic, and cultural location to market the National Garden of American Heroes.

Economic potential:

- 5 minute walk/ 1 minute drive to a national “Opportunity Zone Program” investment for ancillary businesses.
- Colorado Jump Start Zone benefiting ancillary business for property tax, sales tax and employees.
- Moffat County has established a 4% Local Marketing District tax and a 1.9% Tourism Association tax that can focus on promoting the Garden of American Heroes.
- Moffat County is an “Enhanced Rural Enterprise Zone” where ancillary businesses to the Garden of American Heroes can capitalize on Investment tax credits, employee credits, and commercial building investment credits which foster private businesses.

Geographic Proximity and Local Amenities:

No better opportunity exists to share Northwest Colorado with the Nation, than to locate the Garden of American Heroes in rural Colorado, and specifically in a community that is forced to transition its economic base from fossil fuels.

- Located central to the West’s public lands managed by the Bureau of Land Management, the US Forest Service, the US Fish and Wildlife Service and the National Park Service.
- Located on the historic coast-to-coast “Victory Highway” US Highway 40
- 2 ½ hours north of the National Bureau of Land Management (BLM) Headquarters
- 20 Minutes from a commercial aviation airport (Steamboat Springs/Hayden Airport)
- 3 minutes from general aviation airport (Craig Municipal Airport)
- 2 hours South of I-80
- 1 ½ hours North of I-70
- 1 hour west of Steamboat Springs and Mount Werner Ski Resort
- 3 ½ hour drive to Denver, Colorado
- 5 hours from Salt Lake City, Utah.
- 2 ½ hour west of Rocky Mountain National Park
- 7 hour drive to Yellowstone National Park
- 1 ½ hour to Dinosaur National Monument
- 5 minute walk to the Proposed Yampa River Corridor Project including a network of walking trails, fishing access, scenic rock outcroppings over the river, and access to one of Colorado’s finest 18 hole golf courses.

Cultural Significance:

- Moffat County encompasses some of the richest historical grounds in the American West. From rich dinosaur deposits, to 13,000 year old native artifacts, to fur trading outposts, to cattle drives and large agricultural ranches, to several of the most famous outlaws, our area is truly situated in the heart of the American story. In fact the strong, proud and independent western heritage still flows through every aspect of our community.
- In the last 50 years, Moffat County has been one of the largest coal producers and electric generation in Colorado. Recent legislative and congressional efforts to support renewable energy programs has resulted in a loss of our best paying jobs, two coal mines and one of Colorado’s largest power plants, to announce shut-down’s in less than 10 years.

Local or National Hero Stature Nominations:

Ferrington (Ferry) Carpenter-Farrington Carpenter was a pivotal figure in moving NW Colorado into the 21st century. He filed for his homestead in 1907 at the age of 21. After building upon the success of one of the most prominent early

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ranches in the Hayden area, Carpenter went on to run the federal agency that was the predecessor of the Bureau of Land Management, the US Grazing Service. Carpenter and his good friend Congressman Ed Taylor, of Colorado, initiated the legislation for the Taylor Grazing Act which changed livestock grazing in the West from a frontier free-for-all to a system of managed grazing on public lands.

Edwin C. Johnson – 3 term Colorado Governor (1933-1937, 1955-1957), and 3 term US Senator (1937-1954). Homesteading in Moffat County in 1909, “Big Ed” Johnson was head of the Senate Arms Committee during WWII, instrumental in the creation Interstate Highway system, helped establish the US Airforce academy in Colorado Springs, was a major player in the creation of the Denver Broncos, and was personal friends with Lyndon B. Johnson who referred to Ed as “Mr. Wisdom”.

Theodore (Teddy) Roosevelt Jr.-Theodore Roosevelt Jr. was the 26th President of the United States. He was an avid conservationist, naturalist and writer. He established many new National Parks, forests, and monuments intending to preserve the nation’s natural resources.

John Wesley Powell- John Powell was a geologist, U.S. Soldier, explorer of the American West, professor at Illinois Wesleyan University, and director of major scientific and cultural institutions. Powell served as second director of the U.S. Geological Survey and proposed, for development of the arid West, policies that were prescient for his accurate evaluation of conditions. Powell led a series of expeditions into the Rocky Mountains and around the Green and Colorado rivers. He is famous for the 1869 Powell Geographic Expedition, a three-month river trip down the Green and Colorado rivers, including the first official U.S. government-sponsored passage through the Grand Canyon.

David Halliday Moffat- David Moffat was one of Denver, Colorado’s most important financiers and industrialists in late 19th and early 20th century. He had claims to over one hundred Colorado mines and nine railroads and he was viewed by many as ahead of his time. He pioneered several rail routes to the west of Denver across the Continental Divide including the critical route through the Continental Divide, the Moffat Tunnel. David Moffat’s personal rail car (the Marcia Car) is on display in the County named after him, Moffat County, Colorado.

Conclusion:

Secretary Bernhardt, Moffat County would be honored to host the site of the National Garden of American Heroes. We have a prime location along 2 miles of the Yampa River we would be willing to donate to the cause. We propose a new model for successfully integrating newly established National Monuments into existing community customs, cultures, and economies. Moffat County offers a unique opportunity to increase tourism at a scale that would meaningfully mitigate, but not replace, lost energy revenues. In addition, it should be noted the monumental significance of Colorado Governor Jared Polis’ letter to you dated August 19, where he requested *“the task force to connect with...Moffat County officials and other local leaders to further explore the opportunities in this wonderful part of our State.”*

Thank you for considering Moffat County’s nomination for a location of the proposed monument, and statues to be placed in the monument. Please contact any of the three Moffat County Commissioners at the number below, to further discuss our proposal for the National Garden of American Heroes.

Sincerely,



Ray Beck, Chairman
Moffat County Commissioner



Don Cook, District 1
Moffat County Commissioner



Donald Broom, District 3
Moffat County Commissioner

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Don Cook
District 1

Ray Beck
District 2

Donald Broom
District 3

JARED POLIS
GOVERNOR



136 STATE CAPITOL
DENVER, COLORADO 80203

TEL 303-866-2471
FAX 303-866-2003

August 19, 2020

The Honorable David Bernhardt
Secretary of the Interior
U.S. Department of the Interior
1849 C St. NW
Washington, DC, 20240

Dear Secretary Bernhardt:

Thank you for your letter requesting recommendations associated with the proposed 'American Garden of Heroes' set forth in President Trump's Executive Order. As the task force continues their evaluations, I hope they will in particular consider locations that may provide new economic potential for local communities in need of increased economic opportunity, particularly during this distressing time. In addition, as the task force continues their work, I encourage them to ensure that the locations considered do not negatively impact the important natural or recreational values that may currently exist on our prized public lands, which form the foundation of Colorado's vibrant \$62.5 billion outdoor economy.

With respect to potential locations in Colorado, I have been made aware of several locations supported by local leaders that the task force may look to explore further;

Moffat and Mesa Counties have expressed support for the state owned Cameo Complex. With a dedicated off-ramp on Interstate 70 and easy access for interstate visitors, thousands of cars pass this location each day. Adjacent to the Colorado River and surrounded by high canyon walls, the site is breathtakingly beautiful. The Cameo Shooting and Education Complex is currently in phase 1 development and is already a well-known destination. Plentiful property exists for the proposed Memorial Park. The property is currently used by 30,000+ recreationists each year with national and international sportsmen's competitions scheduled and can safely serve significantly increased visitation to American Garden of Heroes. Future development plans already include large banquet and meeting facilities, as well as indoor and outdoor classrooms. A three-mile drive to the west on Interstate 70 brings restaurants, hotels, wineries, and Colorado peaches within easy grasp for visitors. The site is currently more than 1,900 acres owned by Colorado Parks and Wildlife with ongoing discussions to add another +/- 850 adjacent acres.

Mesa County also has noted additional locations near Fruita, Colorado, citing direct access to the major thoroughfare that is Interstate 70, existing infrastructure of hotels and restaurants to easily support traffic flow and proximity to scenic and suitable Bureau of Land Management lands. The area is also close to Grand Junction, a growing population center and the home of the Bureau of Land Management's new headquarters, as well as the Colorado National Monument. The Mesa County Commissioners have expressed support for the Exec. Order and have agreed that the Park would be welcome on available federal or state lands as long as the County bears no financial costs. Moffat County has also noted several potential additional areas as well, and a willingness to provide county land near Craig, Colorado, and potential state owned lands that may provide suitable potential locations. I encourage the task force to connect with Mesa and Moffat County officials and other local leaders to further explore the opportunities in this wonderful part of our state.

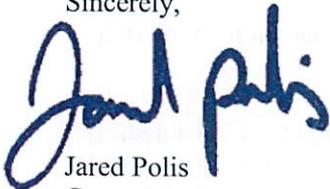
El Paso County has also expressed interest in this initiative and boasts the large population center of Colorado Springs, the stunning backdrop of Pikes Peak, and numerous federal land, and military owned

properties like the U.S. Air Force Academy. This initiative would seemingly fit well with the Air Force Academy and other area military complexes, the Firefighters Hall of Fame and U.S. Olympic facilities. I encourage the task force to connect with El Paso County officials and other local leaders to further explore specific potential locations that are numerous but would benefit from direct conversations with the task force.

Dolores County and Archuleta County have also provided several recommendations for this effort that I understand have been directly delivered to your office already. Both counties boast incredible landscapes, wonderful towns and resources and direct proximity to many federal public lands. I hope the task force will connect with officials in these counties and local leaders in key towns to explore the potential of these recommendations and these incredibly beautiful parts of our state.

This is not an exhaustive list of potential locations, and other localities may also have an interest in this effort. The list of 'heroes' from Colorado is long, from astronauts to Olympians to first-responders among many other categories, and I look forward to learning more about how the task force plans to vet and incorporate suggested heroes in the future. As the task force continues to evaluate how to develop a system to vet additional 'heroes' and explore specific locations, close consultation with state and local community leaders will be vitally important. While these suggestions provide a starting point given an initial short turn-around time, I believe further consultation with county and local governments, and a robust vetting process as this effort moves forward is necessary and will yield the best possible outcomes.

Sincerely,

A handwritten signature in blue ink that reads "Jared Polis". The signature is fluid and cursive, with the first name "Jared" and last name "Polis" clearly distinguishable.

Jared Polis
Governor



Dear Secretary Bernhardt:

August 19, 2020

On behalf of Moffat County and in support of President Donald J. Trump's Executive Order on Building and Rebuilding Monuments to American Heroes, the City of Craig would like to offer our enthusiastic support and endorsement of Moffat County's intent to become one of the locations selected by President Trump. The desire to support Moffat County and be selected is only second to our patriotic devotion to the wonderful history of this nation as expressed by the thankful citizens of Northwest Colorado.

We support Moffat County's application to the Task Force for a proposed location at Loudy Simpson Park adjacent to the Yampa River and next to Craig, Colorado. The proposed new home for this National Garden devoted to our American Heroes, and to the legacy left by their influence, would reside within a beautiful natural setting in northwest Colorado less than one mile from Craig, CO and near the intersection of U.S. Highway 40 and State Highway 13, which connects Interstate 70 and 80 to the north and south.

Northwest Colorado is also the home to Dinosaur National Monument, the confluence of the Yampa & Green River's and next door to the Flat Top Mountains and Steamboat Springs resort. While rural in nature, the regional influence is almost 60,000 people and the traffic through this area for business and recreation exceeds several hundred thousand during the warmer months of the year. The City of Craig is the population center for Moffat County and is adjacent to the proposed location for the National Garden. Our population is approximately 9,000 people. Within 45 minutes of Craig, CO, there are 6 other communities and an area population of approximately 45-50 thousand.

We at the City of Craig believe that it would be a privilege and an honor to support the Commissioners of Moffat County and to be selected to host a location honoring our national history and the contribution made by these significant Americans. The history of the United States has been shaped into the greatest republic the world has ever known with the creation of our exceptional founding documents. This legacy and these honored Patriots have been an inspiration to all of us, especially now as we struggle to protect our freedoms, liberty, and justice for all American Patriots.

Sincerely,

Mayor Jarrod Ogden
Craig, Colorado



August 26, 2020

The Honorable David Bernhardt
Secretary of the Interior
U.S. Department of the Interior
1849 C St. NW
Washington, DC, 20240

Dear Secretary Bernhardt:

I am writing to encourage your serious consideration of Colorado's Moffat County as the location for the National Garden of American Heroes. In his letter to you dated August 19, 2020, Colorado Governor Jared Polis included Moffat County among the sites he thought were worthy of consideration, and I am pleased to provide additional support for that recommendation.

Others will attest to Moffat County's stunning natural beauty, abundant recreational opportunities and other attributes that make it a great candidate for consideration. But what I find most compelling -- and why I am writing this letter -- is the opportunity to honor the contribution Moffat County and communities like it have made to our nation. Along with a broad range of great Americans, the National Garden gives us an opportunity also to honor communities and workers that helped fuel our prosperity and secure our energy independence.

As market forces, along with health and environmental imperatives, move our nation away from the use of coal, the Colorado General Assembly passed legislation making it a statewide priority to seek a "just transition" for the workers and communities that will be most negatively affected. We take this charge very seriously. And we believe choosing a coal-transition community such as Moffat County as the location for the National Garden would send a clear and powerful message -- both of appreciation and of commitment to the future vitality of these communities.

This is not just a symbolic opportunity. Locating the National Garden in a coal-transition community would provide real and meaningful support where it is needed most. Moffat County is home to two coal mines and one coal-fired power plant that together provide nearly 10 percent of the county's jobs and 44 percent of all property taxes collected by taxing authorities in the county. All three facilities are likely to close within the decade.

For these communities to continue to thrive, they need to find effective ways to replace the jobs and revenues that will be lost when the power plants and coal mines close. Long-term success will require truly diverse and resilient local economies, building on existing assets and consistent with local visions for the future. In Moffat County, it is hard to imagine a more fitting way to help create that new economy



than to become the home to a new national treasure and major attraction -- the National Garden of American Heroes.

Moffat County is not standing still. It -- along with the City of Craig, its county seat -- are working hard to prepare for the coming transition. And they are showing a strong commitment to this specific effort by, among other things, offering an iconic American landscape -- Loudy Simpson Park, located just south of Craig along the wild Yampa River -- as the site for the National Garden.

Again, I strongly urge you to consider the potential for honoring the host community along with the great Americans that will be the focus of the National Garden. Moffat County was all-in for powering our economy and helping the nation achieve energy independence. In return, we should be all-in for its continued economic success. Locating the National Garden of American Heroes there would be a powerful and meaningful way to help accomplish that goal.

Thank you for your consideration.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Wade Buchanan", with a long horizontal flourish extending to the right.

Wade Buchanan
Director
Colorado Office of Just Transition
wade.buchanan@state.co.us