



To: Mayor and Town Council  
From: Clint Kinney, Town Manager  
Date: June 14, 2019  
Re: Info Update

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#### TOWN PARK

Town Park has been busy these last few days. Between RAGNAR, Ride the Rockies and its normal day-to-day uses, a lot of fun has been had. In order to make sure the Park, and the rest of the entry way, continue to operate at this high level well into the future, the Council put dollars in this year's budget to undertake a design effort and complete a masterplan for the area. With the POSTR Plan adopted, we have a good idea of all of all of the uses that needed to be accommodated including the Rodeo, playing turf, and parking to just name a few (10 lbs. in a 5 lb sack). We will be engaging Connect One Design, a local firm, to really put pencil to paper, and help formalize and specify how to implement the vision created by the POSTR Plan. Of course, critical stakeholders, the POSTR Board and Town Council will be heavily engaged in this design process.

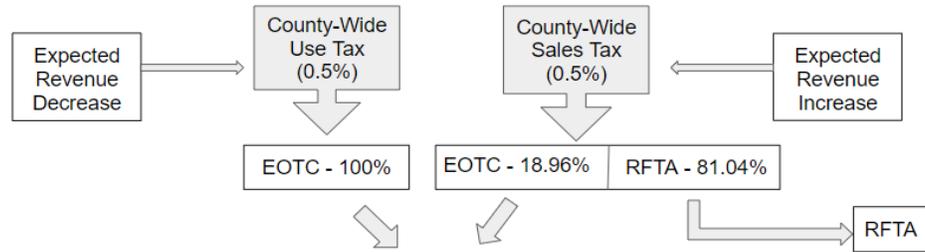
#### THE TAX MAN IS CHANGING HIS TOOL BOX

On June 1, 2019, HB19-1240 - Sales and Use Tax Administration came into effect. This new State law is the result of the Supreme Court ruling on the South Dakota vs. Wayfair case which requires all retailers, including out-of-state retailers that do not have a physical presence in Colorado, to collect state and local sales tax at the point of delivery (i.e. Internet sales). Overall, this is good news for all local governments as sales tax revenues will now go to the correct jurisdiction. The bad news is that by collecting this revenue as a sales tax, it is anticipated to decrease use tax collections which will impact the net EOTC budget. As you know, the EOTC relies on two tax generators, a 0.5% Sales tax and a 0.5% Use tax. The impacts to each of these generators are not equal. In other words, while Sales Tax revenue to the EOTC is expected to increase, the decrease to Use Tax generation is anticipated to be larger than the sales tax increase. Thus, we are predicting a decrease in net annual revenue to the EOTC budget. As the law just went into effect June 1, 2019, the exact dollar impacts are not yet known. With the delays in tax reporting from the State, the first indicators of the impact will start to come available in August 2019.

As a reminder on the EOTC budget, the EOTC retains 100% of funds generated by the Use Tax while only 18.96% is retained from Sales Tax Revenue. In accordance with a ballot measure that passed in 2004, the remaining 81.04% of the 0.5% transit Sales Tax revenue is allocated to RFTA. As a result of this distribution, all of the decline in revenues from the Use Tax will be reflected in the EOTC budget while only a portion of the increase in revenues from Sales Tax generation will do the same. Please see the graphic below to help explain this

funding flow. As more data comes to light, this topic will be touched on more thoroughly at future discussion with the EOTC.

## EOTC Funding



- To Fund:**
- Finance, Construct, Operate, Manage Mass Transportation System (CRS)
  - Increase and Improve the Public Mass Trans. System within the Roaring Fork Valley (Ballot)
  - Implement the Comprehensive Valley Transportation Plan (IGA)
  - Construction and Operation of a Seperate, Dedicated Transit-Way between Aspen and the Airport and between Aspen and Snowmass (IGA)
  - Operation of Park-n-Ride Lots at Brush Creek, Airport, and/or Buttermilk (IGA)

### EMERGENCY PLANNING IS CONTINUING

TOSV administratively adopted the 2019 County Emergency Operations Plan this week. While municipalities are not required to adopt the plan, we did so anyway. The plan basically outlines the structure and guidelines we have in place to transition from day to day operations to a disaster emergency. This plan is required to be current in order to qualify for any possible reimbursement from the state or feds during a disaster. So we are good to go if we need it; but let's hope this is one plan that just collects dust. If you have any questions please let me know.

### CENSUS TESTING

This week, the U.S. Census Bureau is starting a testing period for the 2020 Census. It includes 480,000 housing units across the Country. Some of those housing units may be in the Roaring Fork Valley. The testing period will look at, among other things, the impact of the presence of a citizenship question on census response rates. It is important that anyone receiving this test form be aware that it is NOT the 2020 Census. It is a test. The information provided on the form does not constitute valid census information. Respondents should complete and return the test form per the instructions provided.

### TID BITS:

- The County's April sales tax collected went up 29% vs the Town's increase of 24%. In real numbers, TOSV collected (about) \$1,306,000 vs the Town's allocation of the County tax \$1,963,000. So, while our local sales tax collection continues to grow, our General Fund still receives 66% more from the County distribution than what we generate on our own.
- We are continuing to work with the Scott Tipton's Office on Post Office issues. If someone you know did not receive the mail they should have, we have a form for them to complete so Tipton's office can track the complaints. Ironically, (or maybe

- un-ironically), the letter we were cc'd on and (eventually) received that Tipton sent to the Post Master General was "returned to sender" back to DC. So Tipton's office got a firsthand account of the problems we are facing.
- The Town's solar contractor is continuing to finalize site design for our upcoming solar project. Installation is ambitiously expected to occur this Fall.
  - The results are in. The Town's RAGNAR team crushed the competition last week and, of course, our Craft Beer Rendezvous Team won.
  - The Rec Center HVAC project is on schedule and still expected to be complete by the end of July.
  - The Carriage Way boiler project is making good progress.
  - Town Staff is working on a first round of Land Code Amendments. We hope to have them out for review in about a month or so.
  - SAAB met with the potential artists this week to continue their review of the potential public art piece. The Council is going to need to let me know how you want to proceed on the fund raising effort you discussed when this process kicked off.
  - Speaking of a good time, the FAB reviewed the Coffey Place proposal this past week. Basically we reviewed contracting methods, maintaining the budgeted subsidy, projected costs of the homes and their affordability.
  - T minus 7 days until vacation. While it will certainly be delicious, I don't expect tomorrow's Heritage Fire event will help me fit in my swim suit any better. First world problems. Aloha!

CC: Department Directors