



ARCHULETA COUNTY  
BOARD OF COUNTY COMMISSIONERS

**MEETINGS ARE CONDUCTED IN PERSON, BUT WILL BE BROADCAST VIA ZOOM FOR OBSERVATION PURPOSES ONLY. NO PUBLIC INPUT WILL BE ALLOWED THROUGH THE ZOOM PORTAL. VIEW THE ZOOM MEETING AT <https://zoom.us/j/91609048375?pwd=dIFFV0J1cGVKa1NHWHFsa2taeGxtZz09> - Meeting ID 916 0904 8375 - Passcode 4141885**

**CALL TO ORDER THE SPECIAL MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF APRIL 29, 2022 AT 8:15 A.M.**

**NEW BUSINESS**

**A. Consideration And Approval Of A Memorandum Of Understanding For Fiber Optic Cable**

This Memorandum of Understanding between La Plata County, Archuleta County, Southern Ute Indian Tribe, La Plata Electric Association and Region 10 League for Economic Assistance and Planning provides the terms of the joint participation to develop a fiber line between Durango and Pagosa Springs including construction of a new fiber optic cable between approximately Allison, CO and Pagosa Springs, generally along Colorado Highway 151.

Presenter                      Todd Weaver  
Presenter's Title              County Attorney

Documents:

[FIBER OPPORTUNITY MOU.PDF](#)

**B. Consideration And Approval Of Contract With PAP LLC For North Pagosa Blvd. Resurfacing Project**

Sealed bids for the North Pagosa Blvd. Resurfacing Project were accepted by Davis Engineering Service, Inc. The project consists of resurfacing approximately .82 miles of North Pagosa Blvd. from Bastille Drive to Lakeside Drive. 2 bids were received and the low bidder was PAP LLC for an amount not to exceed \$1,435,337. This agenda item is to award the bid to PAP, LLC and to approve their Irrevocable Directive of Draw Proceeds to make payment through PAP, LLC's agent, Great Horn Financial Services, LLC.

Presenter                      Derek Woodman  
Presenter's Title              County Manager

Documents:

**ADJOURNMENT OF THE SPECIAL BOCC MEETING**

All meetings to be held in the Archuleta County Administration Offices  
398 Lewis Street, unless otherwise stated.

All Regular and Special BoCC Meetings are recorded.

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) dated this \_\_\_\_\_ day of \_\_\_\_\_, 2022, is between LA PLATA COUNTY, 1101 East 2nd Avenue, Durango, CO, ARCHULETA COUNTY, PO Box 1507, 398 Lewis St., Pagosa Springs, CO, SOUTHERN UTE INDIAN TRIBE, 14929 Highway 172, Ignacio, CO, LA PLATA ELECTRIC ASSOCIATION, 45 Stewart St., Durango, CO AND REGION 10 LEAGUE FOR ECONOMIC ASSISTANCE AND PLANNING, 300 N Cascade, Montrose, CO collectively as the "Parties".

### PREMISIS

1. La Plata County, Archuleta County, Southern Ute Indian Tribe, La Plata Electric Association and Region 10 recognize a need to improve telecommunications capabilities, capacity, reliability and availability in southwestern Colorado in order to affect economic development, community anchor institution efficiency and accessibility; and encourage broadband development to under-served and un-served homes and businesses.
2. Region 10 has initiated development of a fiber optic backbone throughout Western Colorado that will connect through southwestern Colorado.
3. Region 10 through leveraging of assets and building middle mile networks and aggregating demand for the region will enable the region and Parties to have access to more accessible, reliable and affordable broadband service.
4. The Parties desire to utilize this network for data service connectivity, internet access and other telecommunications services within the communities and region.
5. This MOU outlines the responsibilities of the Parties pertaining to participation in building the fiber line.

### IT IS HEREBY AGREED BY THE PARTIES THAT:

#### I. PURPOSE

To define the business relationship between La Plata County, Archuleta County, Southern Ute Indian Tribe, La Plata Electric Association and Region 10 in preparation for funding to assist in providing a regional broadband network.

#### II. STATEMENT OF RIGHTS AND OBLIGATIONS OF THE PARTIES

1. Region 10 has the obligation to do the following
  - A. Provide an implementation plan and maintenance model for the fiber line.
  - B. Assist La Plata County to submit an application to the Colorado Department of Local Affairs to obtain funding assistance for the fiber line.
  - C. Assist in assessing and collecting matching funds committed by each of the Parties to complete the project.

D. Assist in Obtaining and/or building network services to agreed-upon anchor institutions and carrier neutral locations within the communities, with the intent that private service providers will have the capability of accessing the network to provide 'last mile' services to the businesses and homes at reasonable rates.

E. Assist in negotiation and completion of the necessary agreements among the Parties to efficiently operate the network.

11. The Parties have the obligation to do the following

A. Understand and participate in the development and implementation of the fiber line within the service area.

B. Agree to be assessed and remit payment of required matching funds as agreed upon by the Parties to obtain fiber line assets within the service area. La Plata County, Archuleta County, Southern Ute Indian Tribe and La Plata Electric Association each agrees to match Department of Local Affairs grant in the amount not to exceed \$500,000 for FY 2022 and 2023. The Parties may revisit their participation in this agreement at any time, and specifically upon the determination by DOLA as to the status of funds.

C. The Parties agree to participate with Region 10 network discussions and future applications at their own discretion.

### III. GENERAL PROVISIONS

1. This MOU shall become effective upon the date of the last signature by the authorized representative of all Parties.

2. This Agreement shall remain in full force and effect for so long as the parties to this Agreement are pursuing funding for said proposed project or, if awarded, carrying out such project activities. Any Party to this Agreement may, however, terminate its participation in this Agreement 60 days after providing written notice of such termination to the other parties of this Agreement. This Agreement may be terminated at any time by agreement of all Parties to this Agreement unless a grant contract is in effect with the State. In this case, the State must approve such termination and arrangements for completing the project. Should this agreement be terminated, all Parties shall only be required to pay their percentage of any work already completed at the time that notice is given.

3. The duties and obligations of the MOU shall not be assigned, delegated or subcontracted by any Party without express written consent of the other parties.

4. The Parties each shall be solely responsible for expenses that they incur in connection with the activities described herein.

5. This MOU is intended to be a confirmation of interest between the Parties in pursuing the fiber line project based on the terms hereof but shall not constitute a binding agreement between the Parties hereto. No oral agreement or conduct of the Parties, including partial performance of the activities described herein, shall be deemed to impose a legally binding obligation or liability.

LA PLATA COUNTY BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ARCHULETA COUNTY BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

SOUTHERN UTE INDIAN TRIBE

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

LA PLATA ELECTRIC ASSOCIATION

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

REGION 10 LEAGUE FOR ECONOMIC ASSISTANCE AND PLANNING

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**NORTH PAGOSA BOULEVARD RESURFACING (STATION 9+00 TO 52+25)  
ARCHULETA COUNTY, COLORADO**

Bid Abstract  
03/17/22

Item	Description	Quantity	Units	Engineer's Estimate		PAP, LLC		CRG Construction, Inc.	
				Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
1	Clearing, Grubbing, Topsoil Remove & Replace	8,650	l.f.	\$1.00	\$8,650.00	\$1.50	\$12,975.00	\$10.40	\$89,960.00
2	Pulverize Asphalt, 8" depth	11,450	s.y.	\$2.50	\$28,625.00	\$2.50	\$28,625.00	\$5.80	\$66,410.00
3a	Remove CMP, 24" Diameter	50	l.f.	\$24.00	\$1,200.00	\$20.00	\$1,000.00	\$42.90	\$2,145.00
3b	Remove CMP, 18" Diameter	203	l.f.	\$18.00	\$3,654.00	\$13.50	\$2,740.50	\$41.90	\$8,505.70
3c	Remove CMP, 15" Diameter	38	l.f.	\$15.00	\$570.00	\$15.00	\$570.00	\$34.90	\$1,326.20
3d	Remove CMP, 12" Diameter	46	l.f.	\$12.00	\$552.00	\$13.00	\$598.00	\$26.40	\$1,214.40
3e	Remove CMP, 8" Diameter	24	l.f.	\$8.00	\$192.00	\$12.00	\$288.00	\$26.40	\$633.60
3f	Remove Asphalt - Approaches	2,110	s.y.	\$2.00	\$4,220.00	\$2.50	\$5,275.00	\$11.90	\$25,109.00
3g	Remove Concrete - Approaches	1,591	s.f.	\$5.00	\$7,955.00	\$10.00	\$15,910.00	\$6.00	\$9,546.00
3h	Remove Bedrock, Culverts & Ditches	1,000	l.f.	\$15.00	\$15,000.00	\$15.00	\$15,000.00	\$56.40	\$56,400.00
3i	Excavation & Embankment	270	c.y.	\$15.00	\$4,050.00	\$20.00	\$5,400.00	\$17.90	\$4,833.00
3j	Excavation & Removal	400	c.y.	\$20.00	\$8,000.00	\$15.00	\$6,000.00	\$27.65	\$11,060.00
3k	Subgrade Preparation - Roadway	15,410	s.y.	\$2.50	\$38,525.00	\$2.50	\$38,525.00	\$6.90	\$106,329.00
3l	Subgrade Preparation - Approaches	3,260	s.y.	\$3.00	\$9,780.00	\$3.00	\$9,780.00	\$6.90	\$22,494.00
4a	ABC, Class 6 - Roadway	1,900	c.y.	\$60.00	\$114,000.00	\$68.00	\$129,200.00	\$62.30	\$118,370.00
4b	ABC, Class 6 - Approaches	300	c.y.	\$65.00	\$19,500.00	\$70.00	\$21,000.00	\$58.16	\$17,448.00
5a	ACSC - Roadway, 6" thick	4,400	tons	\$150.00	\$660,000.00	\$158.00	\$695,200.00	\$181.15	\$797,060.00
5b	ACSC - Approaches, 5" thick	60	tons	\$200.00	\$12,000.00	\$168.00	\$10,080.00	\$287.50	\$17,250.00
5c	ACSC - Approaches, 4" thick	300	tons	\$200.00	\$60,000.00	\$168.00	\$50,400.00	\$287.50	\$86,250.00
5d	ACSC - Approaches, 3" thick	275	tons	\$200.00	\$55,000.00	\$168.00	\$46,200.00	\$287.50	\$79,062.50
5e	ACSC - Approaches, 2" thick	10	tons	\$200.00	\$2,000.00	\$168.00	\$1,680.00	\$287.50	\$2,875.00
6a	Subgrade Stabilization - Aggregate	500	c.y.	\$60.00	\$30,000.00	\$80.00	\$40,000.00	\$58.16	\$29,080.00
6b	Subgrade Stabilization - Geogrid	1,500	s.y.	\$6.00	\$9,000.00	\$5.00	\$7,500.00	\$7.45	\$11,175.00
7a	CMP, 42"x29" Arch	190	l.f.	\$125.00	\$23,750.00	\$242.00	\$45,980.00	\$192.90	\$36,651.00
7b	CMP, 39"x24" Arch	76	l.f.	\$110.00	\$8,360.00	\$233.00	\$17,708.00	\$164.90	\$12,532.40
7c	CMP, 18" Diameter	198	l.f.	\$63.00	\$12,474.00	\$200.00	\$39,600.00	\$128.90	\$25,522.20
7d	CMP, 15" Diameter	50	l.f.	\$53.00	\$2,650.00	\$194.00	\$9,700.00	\$97.90	\$4,895.00
7e	CMP, 12" Diameter	24	l.f.	\$42.00	\$1,008.00	\$190.00	\$4,560.00	\$83.90	\$2,013.60
7f	CMP, 12" Diameter - Remove Exist & Reinstall	26	l.f.	\$30.00	\$780.00	\$30.00	\$780.00	\$83.90	\$2,181.40
7g	Metal End Section, 42"x29" Arch	2	ea.	\$425.00	\$850.00	\$1,180.00	\$2,360.00	\$2,200.00	\$4,400.00
7h	Metal End Section, 39"x24" Arch	4	ea.	\$375.00	\$1,500.00	\$905.00	\$3,620.00	\$1,362.90	\$5,451.60
7i	Metal End Section, 18" Diameter	8	ea.	\$216.00	\$1,728.00	\$350.00	\$2,800.00	\$674.90	\$5,399.20
7j	Metal End Section, 15" Diameter	2	ea.	\$180.00	\$360.00	\$312.00	\$624.00	\$531.90	\$1,063.80
7k	Metal End Section, 12" Diameter	4	ea.	\$144.00	\$576.00	\$268.00	\$1,072.00	\$518.90	\$2,075.60
8	Grading of Shoulders and Ditches	8,650	l.f.	\$1.00	\$8,650.00	\$2.80	\$24,220.00	\$7.09	\$61,328.50
9	Seeding & Mulching	2	acre	\$5,000.00	\$10,000.00	\$5,000.00	\$10,000.00	\$5,258.40	\$10,516.80
10a	Pavement Marking, White	32	gal.	\$150.00	\$4,800.00	\$65.00	\$2,080.00	\$555.50	\$17,776.00
10b	Pavement Marking, Yellow	31	gal.	\$150.00	\$4,650.00	\$6.50	\$201.50	\$555.50	\$17,220.50
11a	Construction Fence	3,000	l.f.	\$4.00	\$12,000.00	\$3.20	\$9,600.00	\$7.37	\$22,110.00
11b	Silt Fence	3,000	l.f.	\$5.00	\$15,000.00	\$2.50	\$7,500.00	\$6.43	\$19,290.00
11c	Straw Logs, 9" Diameter	3,000	l.f.	\$6.00	\$18,000.00	\$4.60	\$13,800.00	\$8.10	\$24,300.00
12a	Signs - Reset Existing with New Post	4	ea.	\$400.00	\$1,600.00	\$825.00	\$3,300.00	\$630.90	\$2,523.60
12b	Signs - New Sign on Reset Post	2	ea.	\$400.00	\$800.00	\$1,240.00	\$2,480.00	\$630.90	\$1,261.80
12c	Signs - New Sign & Post	5	ea.	\$500.00	\$2,500.00	\$1,265.00	\$6,325.00	\$630.90	\$3,154.50
12d	Signs - New Street Signs (installed on Stop	4	ea.	\$100.00	\$400.00	\$265.00	\$1,060.00	\$630.90	\$2,523.60
12e	Signs - Temporary Project Specific	4	ea.	\$500.00	\$2,000.00	\$650.00	\$2,600.00	\$630.90	\$2,523.60
13a	Concrete Collar - Manhole	2	ea.	\$1,250.00	\$2,500.00	\$750.00	\$1,500.00	\$550.00	\$1,100.00
13b	Concrete Collar - Valve Box	1	ea.	\$1,000.00	\$1,000.00	\$600.00	\$600.00	\$550.00	\$550.00
14	Geotextile Fabric - Structural	2,700	s.y.	\$6.50	\$17,550.00	\$7.00	\$18,900.00	\$11.19	\$30,213.00
15a	Riprap, 6" Median Stone	20	c.y.	\$100.00	\$2,000.00	\$150.00	\$3,000.00	\$110.70	\$2,214.00
15b	Geotextile Fabric - Filter	60	s.y.	\$4.00	\$240.00	\$7.00	\$420.00	\$7.45	\$447.00
16	Maintenance of Traffic	1	l.s.	\$100,000.00	\$100,000.00	\$15,000.00	\$15,000.00	\$186,815.00	\$186,815.00
17	Mobilization & Demobilization	1	l.s.	\$60,000.00	\$60,000.00	\$40,000.00	\$40,000.00	\$75,150.00	\$75,150.00
<b>Total</b>					<b>\$1,410,199.00</b>		<b>\$1,435,337.00</b>		<b>\$2,147,740.10</b>

NOTE: There is an error in the PAP, LLC bid. For Item 10b, the unit price as provided is \$6.50/gallon for 31 gallons which equates to an extended price of \$201.50. In the submitted bid, the extended price is indicated at \$2,015.00, with an overall bid of \$1,437,150.50. Unit prices control in the case of an error, and therefore the Item 10b total is \$201.50, and the total bid price is \$1,435,337.00 as indicated above.