

**RESOLUTION NO. 2024-11-03
OF THE BOARD OF DIRECTORS OF
BEEBE DRAW FARMS AUTHORITY**

A RESOLUTION ADOPTING AND APPROVING A SECOND AMENDMENT TO THE PUBLIC RECORDS POLICY REGARDING THE INSPECTION, RETENTION AND DISPOSAL OF PUBLIC RECORDS

WHEREAS, the Colorado Open Records Act (“Open Records Act”), as set forth in Section 24-72-200.1, *et seq.*, C.R.S., as amended, requires all public records of political subdivisions of the State to be open for inspection by any person at reasonable times except as otherwise provided in the Open Records Act; and

WHEREAS, on May 12, 2021, via resolution, the Board of Directors (the “Board”) of Beebe Draw Farms Authority (the “Authority”) adopted an Amended and Restated Public Records Policy Regarding the Inspection, Retention and Disposal of Public Records in compliance with the Open Records Act, as amended by that First Amendment to the Amended and Restated Public Records Policy dated November 8, 2023 (collectively, the “Public Records Policy”); and

WHEREAS, the Board desires to amend the Authority’s Public Records Policy to adjust certain fees imposed for copies of public records..

NOW THEREFORE, THE BOARD OF DIRECTORS OF BEEBE DRAW FARMS AUTHORITY HEREBY ADOPTS THE FOLLOWING SECOND AMENDMENT TO THE PUBLIC RECORDS POLICY:

1. Fees for Copies of Public Records. The Authority hereby amends and restates Paragraph 4.b. and Paragraph 4.c. of the Public Records Policy in their entirety as follows:

4. Fees for Copies of Public Records. The custodian shall furnish copies, printouts or photographs of public records requested for a fee as follows:

b. If, in response to a specific request, the custodian performs a manipulation of data so as to generate a record in a form not used by the Authority, an administrative fee of \$41.37 per hour shall be charged to the person or entity making the request. Such fee shall be automatically adjusted at such time as the research and retrieval fee is adjusted as set forth in paragraph 4.c. below, without further approval by the Authority, and shall be adjusted to the same amount as the research and retrieval fee. An individual or entity making a subsequent request for the same or similar records shall be charged the same fee.

c. If the amount of time required by the custodian to research and retrieve the documents necessary to fulfill a specific request exceeds one hour, including the time required to identify and segregate records that must or may not be produced, the person or entity making the request shall be charged a research and retrieval fee of \$41.37 per hour. Such fee shall be automatically adjusted, without further approval by the

Authority, to the amount established by the State Director of Research of the Legislative Council from time to time. The Authority will not impose a charge for the first hour of time expended in connection with the research and retrieval of public records. This imposition of this fee shall be effective upon the publishing of this Public Records Policy in accordance with the Open Records Act.

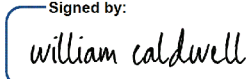
5. Future Amendments to Public Records Policy. The Board may further amend the Public Records Policy from time to time as the Board deem necessary.

6. Effective Date. This Resolution shall take effect on the date and at the time of its adoption.

(Signature Page Follows)

APPROVED AND ADOPTED THIS 13TH DAY OF NOVEMBER, 2024.

BEEBE DRAW FARMS AUTHORITY

By:  Signed by:
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Bill Caldwell, President

Signature Page to Second Amendment to Amended and Restated Public Records Policy