

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO AMENDING SECTION 1-27-40, FEES AND CHARGES, OF THE BRIGHTON MUNICIPAL CODE TO AMEND FEES CHARGED FOR TIME REQUIRED TO RESEARCH, RETRIEVE, COPY AND/OR REDACT RECORDS PRODUCED IN RESPONSE TO REQUESTS MADE UNDER THE COLORADO OPEN RECORDS ACT; AND SETTING FORTH DETAILS RELATED THERETO.

ORDINANCE NO. 2186

INTRODUCED BY: Wallin

WHEREAS, the City Council adopted Ordinance 2066 on July 20, 2010 setting fees and charges for research and retrieval in response to requests made under the Colorado Open Records Act; and

WHEREAS, HB 14-1193 regarding Open Records, Research and Retrieval Fees requires that the first hour of research and retrieval service shall be free, and the fee may not exceed \$30.00 per hour effective July 1, 2014; and

WHEREAS, a custodian may impose a research and retrieval fee for records only if the custodian has in place a written policy, posted on the custodian’s website or published, that specifies “applicable conditions” in research and retrieval and the amount of any fee.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO AS FOLLOWS:

Section 1. Subsection (d)(2), (d)(6) and (d)(8)(a) of Section 1-27-40 **Fees and Charges** of the Brighton Municipal Code are repealed and reenacted to read as follows:

- (2) Copying charges will be as follows: (All charges in excess of the standard page rate of \$0.25/page must be based on actual costs.)

ITEM	2014 RATE
Color Map (8½" x 11") or (8½" x 14")	\$3.00 each
Color Map (11" x 17")	5.00 each
Color Map (18" x 24")	12.00 each
Color Map (24" x 36") or (24" x 30")	15.00 each
Color Map (36" x 45") or larger	20.00 each
Black & White Copies:	
8½" x 11" or 8½" x 14"	\$0.25 per page
11" x 17"	0.75 per page
18" x 24"	2.00 per page
24" x 36" or 24" x 30"	3.00 per page
36" x 45"	5.00 per page
Color Copies:	

8½" x 11" or 8½" x 14" 11" x 17"	\$1.00 per page 1.50 per page
Photographs:	\$3.00 per photograph
Microfilm Copies:	\$3.00 per page

(6) **ELECTRONIC COPIES**

Information available in electronic format, such as databases, may be copied pursuant to the following charges:

CD-Rom and Audio	\$10.00
Video	\$15.00

(8) **RESEARCH AND RETRIEVAL FEES**

The fees for requests by citizens that require research and/or retrieval of data for information or public records will be assessed according to the following schedule:

- (a) When such requests require research and retrieval of data for a requester that take longer than one (1) hour, the following fees shall be imposed:
 - (i) Research and retrieval of records by City's clerical or support staff: \$20.00 per hour
 - (ii) Research and retrieval of records by the City's supervisory and management staff: \$30.00 per hour
 - (iii) The actual cost of research and retrieval of records by all other persons or entities charged at no less than \$20.00 per hour.

INTRODUCED, READ, AND ADOPTED ON FIRST READING AND ORDERED PUBLISHED THIS 2nd DAY OF December, 2014.

CITY OF BRIGHTON, COLORADO

By: _____
Richard N. McLean, Mayor

ATTEST:

Natalie Hoel, City Clerk

APPROVED AS TO FORM:

Margaret R. Brubaker Esq., City Attorney

Published in the *Standard Blade*
First Publication: December 10, 2014

**FINALLY ADOPTED AND ORDERED PUBLISHED BY TITLE ONLY THIS 16th
DAY OF December, 2014.**

CITY OF BRIGHTON, COLORADO

By: _____
Richard N. McLean, Mayor

ATTEST:

Natalie Hoel, City Clerk

Published in the *Standard Blade*
Final Publication: December 24, 2014