

CITY OF BOULDER
CITY MANAGER'S OFFICE

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CONTRACT FOR MATCHING FUNDS

Boulder City Council Election

City of Boulder Form 13-2-21 (b), BRC, 1981

9/27/07
Date Submitted

Matt For Council	17
Name of Official Candidate Committee	Committee ID #

This agreement is between the City of Boulder, Colorado, a Colorado home rule municipality (the City), and the undersigned candidate for election to the City Council of the City of Boulder (the Candidate) (jointly, the Parties).

WHEREAS, the Candidate's petition of nomination for City Council for the General Municipal Election to be held on November 6, has been certified as sufficient by the City Clerk pursuant to Charter Section 26;

WHEREAS, the Candidate has presented satisfactory proof to the City, using the forms prescribed by the City, that the Candidate has raised through individual contributions the sum of at least \$1,287, with no more than the first \$25 of the aggregate contribution or contributions from any contributor being counted toward that sum; and

WHEREAS, the Candidate has presented to the City a signed and completed Internal Revenue Service Form W-9;

NOW, THEREFORE, the Parties agree as follows pursuant to Chapter 13-2, Boulder Revised Code, 1981 and Ordinance No. 6097 passed by the people in 1999:

- Match:** Upon presentation of a properly completed and signed request for matching funds on the form prescribed by the City for such a request, the City will pay to the Candidate, to defray the Candidate's election campaign expenses, one dollar for each qualifying dollar of cash or cash equivalent contributions up to a cumulative total payment by the City of \$6,437. Qualifying contributions must be received by the Candidate prior to the deadline for matching funds requests of October 23.
- Deadlines:** The final request for matching funds must be received by the City Clerk's Office in the Municipal Building at 1777 Broadway, Boulder, Colorado by 5 p.m. on October 23. If the request is incomplete or received after the aforementioned deadline, it will not be acted upon. Amended filings made after the October 23 deadline shall not increase the amount of the match.
- Candidate or Treasurer to Sign:** The Candidate or the Treasurer of the Candidate's Official Committee shall sign each request for matching funds. The Treasurer shall be that person identified as such on the Committee's *Statement of Organization* filed with the City.
- City Processing:** The City will make payment upon (a) review of each request for matching funds and its supporting documentation, (b) completion of any needed clarification, necessary amendment, or re-filing of a corrected request, and any validation of the information contained therein; and (c) the normal processing time required by the City's financial system.
- Frequency of Requests:** The Candidate may request matching funds from the City no more frequently than once per week. No request for matching funds, except for the final request, shall be for less than \$500. Each request

- iv. With regard to a contribution for which the contributor receives compensation or consideration of less than equivalent value to such contribution, including, with limitation, items of perishable or non-permanent value, goods, supplies, services, or participation in a campaign-related event, an amount equal to the value in excess of such compensation or consideration.

"Contribution" does not include services provided without compensation by individuals volunteering their time on behalf of a Candidate or Committee.

- d. "Contribution In-Kind" means the fair market value of a gift or loan of any item of real or personal property, other than money, made to or for any Candidate or Committee for the purpose of influencing the passage or defeat of any issue or the election or defeat of any Candidate. Personal services are a contribution in-kind by the person paying compensation therefor. In determining the value to be placed on contributions in-kind, a reasonable estimate of fair market value shall be used by the Candidate or Committee. "Contribution In-Kind" does not include an endorsement of a Candidate or an issue by any person, nor does it include the payment of compensation for legal or accounting services rendered to a Candidate if the person paying for the services is the regular employer of the individual rendering the services and the services are solely for the purpose of ensuring compliance with the provisions of Title 13, B.R.C., 1981.
- e. "Expenditure" means the payment, distribution, loan, or advance of any money by any Candidate or Committee, whether in cash, by check, as a credit card charge, or otherwise. "Expenditure" also includes the payment, distribution, loan, or advance of any money by a person for the benefit of a Candidate or Committee that is made with the prior knowledge and consent of an agent of the Candidate or Committee. An expenditure occurs when the actual payment is made or when a contract is agreed upon, whichever comes first. Consent may be implied from collaboration and need not be express.
- f. "In-Kind Contribution" is synonymous with contribution in-kind.

For the City of Boulder
Frank Bruno
City Manager, by

Deanne Marshall
Authorized Agent

09-28-07
Date

Mattie Appelban
Candidate

9/27/07
Date