

NOTICE OF PUBLIC HEARING
BEFORE THE
CITY AND COUNTY OF BROOMFIELD

DATE: October 14, 2025
TIME: 6:00 p.m.
PLACE: Council Chambers, George Di Ciero City & County Building
One DesCombes Drive
Broomfield, Colorado 80020

Notice is hereby given that a public hearing will be held before the City and County of Broomfield on

ORDINANCE NO. 2285

An ordinance amending Chapter 3-25 of the Broomfield Municipal Code relating to the Disposition of Unclaimed Property

Be it ordained by the City Council of the City and County of Broomfield, Colorado:

Section 1.

Chapter 3-25 - Disposition of Unclaimed Intangible Property, of the Broomfield Municipal Code is amended as follows:

Chapter 3-25 - Disposition of Unclaimed Intangible Property

3-25-010 - Purpose.

The purpose of this chapter is to provide for the administration and disposition of unclaimed intangible property that is in the possession of or under the control of the city.

3-25-020 - Definitions.

Unless otherwise required by context or use, the words and terms used in this chapter are defined as follows:

- (A) *Director* means the director of finance or designee thereof.
- (B) ~~*Intangible Property*~~ is that property described in section 38-13-102(724), C.R.S.
- (C) *Owner* **shall have the meaning set forth in section 38-13-102(21), C.R.S.** ~~means a person or entity, including a corporation, partnership, association, governmental entity other than this city, or a duly authorized legal representative or successor in interest of same, that owns unclaimed property held by the municipality.~~
- (D) ***Revised Act* shall mean the Colorado Revised Uniform Unclaimed Property Act at C.R.S. 38-13-101 et seq. as amended from time-to-time.**

- (E) ~~(D) Unclaimed property~~ means any ~~intangible~~ property, including any income or increment derived therefrom, less any lawful charges, that is held by or under the control of the city and which has not been claimed by its owner for a period of **at least more than five one** years after it became payable or distributable **consistent with 38-13-201(1)(j), C.R.S.**

3-25-030 - Procedure for disposition of ~~intangible~~ **unclaimed** property.

- (A) Prior to disposition of any unclaimed ~~intangible~~ property having an estimated value of \$~~2550~~.00 or more, the director will send **an electronic mail to the email address on record for the owner. If an email address is not available,** a written notice by first class mail properly addressed to the last known address, if any, of any owner of unclaimed ~~intangible~~ property. The last known address of the owner is the last address of the owner as shown by the records of the city. The notice will include a description of the ~~intangible~~ property, the amount or estimated value of the ~~intangible~~ property, and, when available, the purpose for which the property was deposited or otherwise held. The notice shall be in compliance with 38-13-502, C.R.S. ~~will state where the owner may make inquiry of or claim the property.~~ The notice will also state that if the owner fails to provide the director with a written claim for the return of the property ~~within~~ **not less than thirty** sixty days of the date of the notice, the ~~intangible~~ property will **be turned over to the state treasurer in accordance with the Revised Act.** ~~becomes the sole property of the city and any claim of the owner to such intangible property is forfeited.~~
- (B) ~~Prior to disposition of any Unclaimed intangible property having an estimated value of less than \$2550.00~~ **shall be turned over with the state treasurer without further notice to the owner.** ~~, or having no last known address of the owner, the director will publish a notice in a newspaper of general circulation in the city. The notice will include a description of the intangible property, the owner of the intangible property, the amount or estimated value of the intangible property and, when available, the purpose for which the intangible property was deposited or otherwise held. The notice will state where the owner may make inquiry of or claim the intangible property. The notice will also state that if the owner fails to provide the director with a written claim for the return of the intangible property within sixty days of the date of the publication of the notice, the intangible property becomes the sole property of the city and any claim of the owner to such intangible property is forfeited.~~
- (C) **Reports to the state treasurer in conformance with the Revised Act shall be filed by November 1 of each year and cover the twelve months preceding July 1 of that year.** ~~If the director receives no written claim within the five year sixty-day claim period, the intangible property becomes the sole property of the city and any claim of the owner to such intangible property is forfeited.~~
- (D) ~~If the director receives a written claim within the five year sixty-day claim period, the director will evaluate the claim and give written notice to the claimant within ninety days thereof that the claim has been accepted or denied in whole or in part. The director may investigate the validity of a claim and may request further supporting documentation from the claimant prior to disbursing or refusing to disburse the intangible property.~~

- (E) ~~If there is more than one claimant for the same intangible property, the director may, in the director's sole discretion, resolve said claims, or may resolve such claims by depositing the disputed property with the registry of the district court in an interpleader action.~~
- (F) ~~If the director denies a all claims filed, the intangible~~ **owner may resubmit additional documentation proving their claim to the property at any time. At the expiration of the five year claim period, any property from outstanding denied claims shall** ~~property becomes the sole property of the city and any claim of the owner of such property is forfeited.~~
- (G) ~~Any legal action filed challenging a decision of the director will be filed pursuant to Rule 106 of the Colorado Rules of Civil Procedure within thirty days of such decision, or any action on the claim is forever barred. If a legal action is timely filed, the intangible property will be disbursed by the director pursuant to the order of the court having jurisdiction over the claim.~~
- (H) The director is authorized to establish and administer procedures for the administration and disposition of unclaimed ~~intangible~~ property consistent with this chapter **and the Revised Act, as amended**, including compliance requirements for other city officers and employees in the identification and disposition of such ~~intangible~~ property.

Section 4.

This ordinance is effective seven days after publication following final passage.

Introduced and approved after first reading on September 23, 2025, and ordered published in full.

APPROVED AS TO FORM:

/s/ Nancy Rodgers

City and County Attorney

*Bold type indicates new material to be added to the Broomfield Municipal Code.
Dashes through words indicate deletions from the Broomfield Municipal Code.*

Published in the Broomfield Enterprise on Sunday, September 28, 2025
Published on the Broomfield Website Thursday, September 25, 2025