

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
COUNTY OF GILPIN**

**RESOLUTION ESTABLISHING THE GILPIN COUNTY
LIBRARY DISTRICT**

WHEREAS, at the present time there exists a Gilpin County Library formed pursuant to vote of the Gilpin County Electorate, with an authorized mill levy of 1.5 mills pursuant to said vote of the electorate; and

WHEREAS, 24-90-107 C.R.S. allows the formation of a library district as defined in 24-90-103(6); and

WHEREAS, a library district is a public library established and maintained by one or more governmental units or parts thereof and constitutes a political subdivision of the state; and

WHEREAS, the Board of County Commissioners by formal notice published in the Central City Register Call having given notice of hearing for the purpose of considering a Resolution for the establishing of a Gilpin County Library District; and

WHEREAS, a public hearing was held pursuant to notice published in accordance with 24-90-107(2)(a) C.R.S., on December 7, 1992, at which time there was no public opposition to establishment of the Gilpin County Library District with a mill levy set to generate the same tax reserve as generated in 1992 (.239 mills) commencing January 1, 1993, said District to be established effective January 1, 1993.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners as follows:

1. The Gilpin County Library District is hereby established as a political subdivision of the State of Colorado.
2. The Gilpin County Library District service area shall be composed of the geographic area comprising Gilpin County, except Section 21, Range 74 West, Township 2 South of the 6th Principal Meridian, State of Colorado.
3. The mill levy for the Gilpin County Library District shall be .239 mills, which will generate \$ 27,911⁰⁰ of tax revenue, based upon 1992 total assessed valuation of the County of Gilpin.
4. The library district funds derived from the mill levy here-established shall be the sole source of funding to defend any litigation which may be commenced under the recent amendment to the Colorado Constitution to Article 10, Section 20, approved by the voters on November 3, 1992, which challenges the establishment of

the Gilpin County Library District or the funding therefor, provided in this Resolution, and said fund shall indemnify the County of Gilpin from any liability whatsoever for attorney's fees in defending against any such challenge, and said fund shall be the sole source of revenue for any refund which may be ordered by any court of competent jurisdiction, including interest thereon, for so long as may be required to make any such refund.

5. This resolution is further conditioned upon the library district through its board of trustees and the County of Gilpin executing a written agreement, pursuant to 24-90-107(2)(c), said agreement to set forth fully the rights, obligations and responsibilities, financial and otherwise, of the parties to the agreement.

ADOPTED this 7th day of December, 1992.



BOARD OF COUNTY COMMISSIONERS
COUNTY OF GILPIN

BY Leslie B. Williams
Chairperson

Attest:

Judith A. Dobrock
County Clerk

ACKNOWLEDGEMENT

STATE OF COLORADO)
COUNTY OF Gilpin) ss.

The foregoing resolution was acknowledged before me this 7th day of December, 1992, by Leslie B. Williams Chairperson and Judith A. Dobrock County Clerk, County of Gilpin.

My commission expires: MY COMMISSION EXPIRES MAY 29, 1996

Witness my hand and official seal.

Notary Public

Susan C. Allen
Address
P.O. Box 346
Central City, CO 80727

