

**INTERGOVERNMENTAL AGREEMENT BETWEEN
COUNTY OF FREMONT, STATE OF COLORADO
AND JOHN C. FREMONT LIBRARY DISTRICT**

WHEREAS, pursuant to C.R.S. §24-90-107, a petition for the election to create the John C. Fremont Library District was duly filed with the Board of County Commissioners for Fremont County; and

WHEREAS, a question was duly submitted to the voters at the November 2, 2004 General Election asking whether the John C. Fremont Library District should be created; and

WHEREAS, the majority of the voters approved the creation of the John C. Fremont Library District ("District"); and

WHEREAS, the Board of County Commissioners is the legislative body of Fremont County, which is the establishing governmental entity (hereinafter referred to as "County"); and

WHEREAS, the District is to be governed by a Board of Trustees of the District. Trustee appointments are initially made by a committee appointed by the County Commissioners, which selects library trustees who reside within the service area of the District; and

WHEREAS, County and District are required to effect a written agreement which sets forth fully the rights, obligations and responsibilities, financial and otherwise of each party.

NOW THEREFORE, for mutual consideration and pursuant to C.R.S. §24-90-107 and §24-90-108, County and District agree as follows:

1. District shall have all powers and duties as set forth in §24-90-109, C.R.S.
2. District shall adopt its annual budget in November of each year, and forward it, with the mill levy certification figures, to the Fremont County Commissioners for final certification by December 15th of each year.
3. The Fremont County Treasurer will collect for and distribute to District tax funds based upon the mill levy for the current fiscal year.
4. At the close of each year, no later than January 15th of the following year, the board of trustees shall make a report to the Commissioners for County showing the condition of its trust during the year, the sums of money expended, and the purposes of the expenditures. The report shall include such other statistics and information as the board of trustees deems of public interest and as may be requested by the state library. A copy of this report shall be filed with the state librarian.
5. The term of this Intergovernmental Agreement shall begin on January 1, 2005 and shall continue through December 31, 2005, and shall be automatically renewed on an annual basis. This agreement may be updated, modified, revised, renegotiated, or canceled at any time by mutual consent and in writing by both parties to accommodate change conditions.
6. County hereby delegates to the board of trustees for District the authority to recommend new trustees at the expiration of the term of each trustee. Such recommendation shall be referred to County to be ratified by the County Commissioners.

7. District shall adopt a set of bylaws. District may also adopt such rules, and regulations for its own guidance and for the government of the library and shall file such bylaws, rules and regulations with the County Commissioners. Said bylaws shall include, but not be limited to, provisions for the definition of good cause to be applied in the removal of a trustee pursuant to C.R.S. §24-90-108; designation of officers to be appointed or elected and the manner of such appointment or election; rules and regulations for the conducting of meetings; rules for public participation in meetings and procedures for amending the bylaws. The bylaws shall further provide for the length and number of terms of board members.

8. District shall reimburse County for expenses incurred in holding the election.

22 IN WITNESS WHEREOF, the parties have caused this agreement to be duly executed this day of February, 2005.

FOR THE COUNTY OF FREMONT

ATTEST:

Larry Lasha
Larry Lasha, Chairman

Norma J. Hatfield
Norma J. Hatfield, Clerk

Edward H. Norden
Edward H. Norden, Commissioner

Michael J. Stiehl
Michael J. Stiehl, Commissioner

**BOARD OF TRUSTEES
JOHN C. FREMONT LIBRARY DISTRICT**

[Signature]
President, Trustee

Nancy Lindsey
Treasurer, Trustee

Mark E. Wette
Vice-President, Trustee

Cecily G. Harman
Trustee

[Signature]
Secretary, Trustee

COLORADO BALLOT QUESTIONS

Amendment 36

Shall there be an amendment to the Colorado constitution concerning popular proportional selection of presidential electors and in connection therewith creating procedures for allocating Colorado's electoral votes for presidential and vice-presidential of the United States based on the proportion of ballots that are cast in this state for each presidential ticket making the terms of the proposed amendment effective so that popular proportional selection of presidential electors applies to the 2004 general election setting forth procedures and timelines that govern the certification of election results and the potential recounting of votes in elections for presidential electors and in the election on this proposed amendment granting the Colorado supreme court original jurisdiction for the adjudication of all contests concerning presidential electors and requiring that such matters be heard and decided on an expedited basis and authorizing the general assembly to enact legislation to change the manner of selecting presidential electors or any of the procedures contained in this amendment?

YES NO

Amendment 37

Shall there be an amendment to the Colorado revised statutes concerning renewable energy standards for large providers of retail electric service and in connection therewith defining eligible renewable energy resources to include solar and geothermal biomass small hydroelectricity and hydrogen fuel cells requiring that a percentage of retail electricity sales be derived from renewable sources beginning with 3% in the year 2007 and increasing to 17% by 2015 requiring utilities to offer customers a rebate of 1200 per watt and other incentives for solar electric generation including incentives for utilities to invest in renewable energy resources that provide net economic benefits to customers limiting the retail rate imposed on renewable energy resources to \$10 cents per month for residential customers requiring public

YES NO

CITY OF FLORENCE

REFERENDUM 2C

Shall the City of Florence be authorized to sell any or all of the following real properties owned by the City of Florence and located within the jurisdictional boundaries of the City of Florence to wit City Hall Building located at 300 West Main Street and/or the library building located at 100 West 2nd Street and/or the museum building located at 100 East Front Street and/or the Florence Community Center located at 100 Railroad Street and/or the city storage building located at 318 West Main Street to generate revenue needed to relocate city administration offices, police and dispatch services, library services, museum services and senior services to the St. Joseph Manor Building located at 600 West 3rd Street Florence Colorado?

YES NO

JOHN C. FREMONT LIBRARY DISTRICT

QUESTION 6-A

SHALL THE JOHN C. FREMONT LIBRARY DISTRICT BE ESTABLISHED WITHIN CERTAIN PORTIONS OF SOUTHEASTERN FREMONT COUNTY AND A NEW TAX IMPOSED TO FUND THE JOHN C. FREMONT LIBRARY DISTRICT IN THE AMOUNT OF \$150,000 IN THE FIRST YEAR AND SUCH AMOUNT THEREAFTER WHICH WOULD BE GENERATED BY THE IMPOSITION OF A TAX LEVY OF 20 CENTS ON THE REAL AND PERSONAL PROPERTY LOCATED WITHIN THE BOUNDARIES OF THE DISTRICT?

YES NO

Copy from Sample Ballot



PROPOSED BOUNDARIES FOR JOHN C. FREMONT LIBRARY DISTRICT

An area within the boundaries of Fremont County, Colorado, inclusive of all areas currently located within Fremont County School District RE-2,

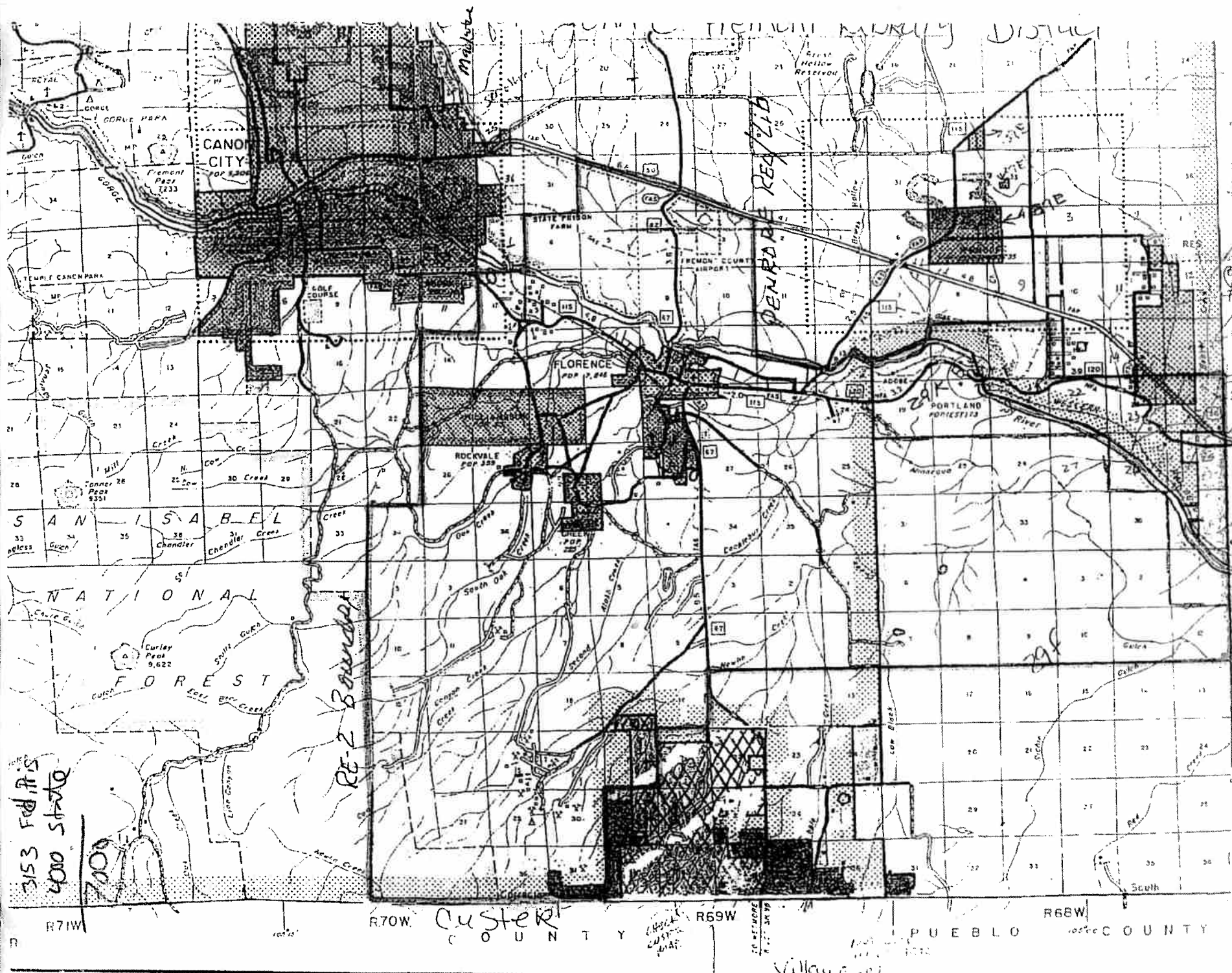
EXCEPTING THEREFROM, all areas currently within the Penrose Library District;

FURTHER EXCEPTING THEREFROM, any areas currently within the Town of Brookside, Colorado; and

FURTHER EXCEPTING THEREFROM, the following areas of Southeast Fremont County:

Sections 13 through 36, inclusive, Township 20 South, Range 68 West of the 6th Prime Meridian; and

Sections 13 through 15, 21 through 29, and 32 through 36, Township 20 South, Range 69 West of the 6th Prime Meridian.



353 Fed. P.S.
400 State

R71W R70W Custer COUNTY R69W R68W PUEBLO COUNTY

District of Columbia
 Fremont & Brewery
 5/1/04