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MONIKA GOOD CLK&REC MESA COUNTY CORESOLUTION NUMBER MCM 91- 219

A RESOLUTION CREATING THE MESA COUNTY PUBLIC LIBRARY DISTRICT; DEFINING THE SERVICE AREA THEREOF; ESTABLISHING THE BOARD OF DIRECTORS, THE NUMBER OF MEMBERS AND MEMBER TERMS, THE NOMINATING COMMITTEE THEREFORE AND DEFINING GOOD CAUSE FOR REMOVAL FROM THE BOARD; ADOPTING THE DISTRICT'S 1992 BUDGET AND PROVIDING FOR FUNDING FOR 1992 OPERATIONS BY LEVY AND ESTABLISHING LEVYING AUTHORITY FOR FUTURE SUPPORT.

WHEREAS, the Board of County Commissioners of Mesa County (Board herein) received a petition for formation of a library district;

WHEREAS, on November 6, 1991 the Board determined to consider the question of formation of a library district by resolution as authorized by 24-90-107(3)(d);

WHEREAS, notice of this hearing was published on November 15, 1991 and November 24, 1991 in the Daily Sentinel;

WHEREAS, the Board has heard comments on and discussed the purposes of the District, and the service area and excluded areas;

WHEREAS, the Board has discussed the mill levy authorized to the District, property tax dollars and other revenue available to the District, the obligation to provide financial support for 1992, the means of providing financial support for 1992 and later years, and reviewed the proposed budget for 1992 operations;

WHEREAS, Board has discussed the control of the District by the Board of Trustees, the number of trustees, terms of office, means of selection of and limitations upon such Trustees;

WHEREAS, at the general election of 1990, voters approved a mill levy of up to three mills for the establishment, operation and maintenance of libraries, and such levying authority continues;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MESA COUNTY, COLORADO, THAT:

1. There is hereby established a library district for the purposes of providing library services throughout Mesa County, Colorado, a stable funding source, and continuity in management.

2. The name of the district shall be the Mesa County Public Library District.

3. The service area of the the District shall be Mesa County, Colorado, and the boundaries of the District shall be coterminous with the boundaries of Mesa County, Colorado, as described in 30-5-143, 12A C.R.S. No area of Mesa County is excluded.

4. The board of trustees shall consist of seven members, who shall be residents of the District. The initial terms of appointment of the members shall be: one member, one year; one member, two years; one member, three years; two members, four years; and two members, five years. After the initial appointment, the term of each member appointed thereafter shall be five years, except where a member is appointed to serve out a remaining term, which such appointment shall be for the remaining initial term.

5. County Commissioners Doralyn B. Genova and John M. Leane are hereby appointed to the committee to appoint the initial board of trustees, which such appointments will be brought before this Board for ratification. Future appointments to the Board of Trustees, whether by expiration of term or by vacancy, shall be a committee consisting of two county commissioners, and subject to ratification by a two-thirds majority of the Board of County Commissioners.

6. The Board of Trustees shall exercise the powers accorded library district boards of trustees by law, including those powers enumerated in part 1 of Article 90, Title 24, 10B C.R.S.

7. No trustee shall receive a salary or other compensation for services; but trustees may be reimbursed from district funds for travel and subsistence expenses actually incurred.

8. A trustee may be removed for cause. Removal may be effected by a two-thirds majority vote of the Board of County Commissioners upon a finding of good cause for removal.

9. The Board of Trustees has voter-approved authority, subject to requirements of law, to levy up three mills on the taxable real and personal property of the District for the establishment, operation and maintenance of a public library. Such voter approval was given on a county-wide basis in the 1990 general election.

10. Pursuant to the requirements of 24-90-107(2)(d), Mesa County shall provide for funding the operations of the

District for 1992. Such funding shall be provided from the revenues from a levy of 2.812 mills, which levy will raise approximately \$1,232,157,00 in revenue. Other revenue in the approximate amount of \$233,428.00 is anticipated to be available for library purposes. To the extent received, such revenues shall be used for the financial support of the Mesa County Public Library.

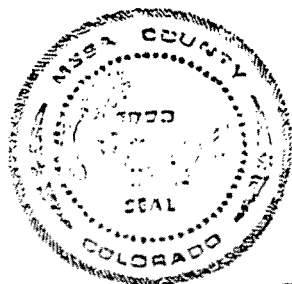
11. The District's 1992 expenditures shall be made according to the budget previously submitted by the Board of Trustees to the Board of County Commissioners. Said budget is hereby adopted as the 1992 budget for the Mesa County Public Library District.

12. The nominating committee appointed herein shall provide to the Board of County Commissioners the nominations to the Board of Trustees for consideration at the December 31, 1991 meeting.

13. Within ninety days, the respective boards shall enter into an agreement setting forth the rights, obligations and responsibilities, financial and otherwise, of the parties.

14. Upon appointment, the Board of Trustees shall meet and proceed to organize the district, adopting bylaws, rules and regulations for its own guidance and for the governance of the library.

DULY MOVED, SECONDED AND PASSED BY A UNANIMOUS VOTE THIS 17TH DAY OF DECEMBER, 1991 AT A PUBLIC MEETING.



The Board of County Commissioners
of Mesa County, Colorado

By: Doralyn B. Genova
Chair Doralyn B. Genova

Attest:

Monika Codd
Clerk to the Board