

RESOLUTIONS, CONTRACTS, LEASES AND ORDERS  
1979

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ORDER	1-8	TRANSFER FUNDS TO AMEND BUDGET
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3-79	1-29	CEDARWOOD ACRES SUBDIVISION
4-79	1-29	CANCEL LEASE AGREEMENT - J. W. MELVIN
ORDER	2-6	ALLOCATION OF FEDERAL FOREST MONIES
5-79	2-13	TRANSFER FROM CONTINGENCY FUND TO GENERAL FUND
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16-79	8-28	AMENDING PERSONNEL POLICY - ATTACHED
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ORDER	9-10	ORMISTON FUND - LOYD STEVENSON
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19-79	10-12	ADOPT 1980 BUDGET
20-79	11-5	GRANTING TAVERN LICENSE - CHAFFIN - LONGBRANCH
21-79	11-13	AMEND INDIVIDUAL SEWAGE DISPOSAL RULES AND REGS
22-79	11-13	ADOPT R/S BUDGET
23-79	11-19	SET MILL LEVIES
24-79	11-19	APPROPRIATE SUMS OF MONEY
25-79	12-10	DA APPOINTED TO REPRESENT SHERIFF IN LAW SUIT, JUSTICE
26-79	12-10	PROVIDING FOR ISSUANCE OF CO DEV REV BONDS, FLATIRON
27-79	12	DESIGNATING CO RDS FOR PUBLIC USE

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the \_\_\_\_\_ day of December, 1979, with the following persons in attendance:

COMMISSIONERS: Clay Bader, Floyd Ray, W. C. Bauer

COMMISSIONERS ABSENT: \_\_\_\_\_

COUNTY CLERK AND RECORDER: Jean DeGraff

COUNTY ATTORNEY: Grace S. Merlo

The following proceedings, among others, were taken:

RESOLUTION 27-79

WHEREAS: Colorado Department of Highways have recently reconstructed Colorado Highway 184 and realignment of the highway has left portions of the original highway not to be used by the State highway system; and

WHEREAS: Montezuma County, Colorado, by Law has the option to place those abandoned portions on their road system and assume the operation and maintenance responsibilities and further assume rights to all rights-of-ways included with those abandoned roadways.

NOW, THEREFORE, BE IT RESOLVED that Montezuma County accept the below defined abandoned sections of Highway 184 and all rights-of-ways associated with those roads, and dedicates those roads for the use of the public in perpetuity, and accept the responsibility of operation and maintenance of said roads. Those roadways are defined as follows:

County Road 37 from Colorado Highway 184 South a distance of .4 mile and lying in parts of Sections 34 and 35, Township 37 North, Range 14 West, N.M.P.M.

County Road R from Colorado Highway 184 West along the section line between Sections 30 and 31, Township 37 North, Range 14 West, N.M.P.M., for a distance of .25 mile.

County Road 33 north and south of Colorado Highway 184, all in Section 30, Township 37 North, Range 14 West, a distance of .5 mile.

County Road R.6 from Highway 184 East in Section 30, Township 37 North, Range 14 West, a distance of .25 mile.

County Road S West from Colorado Highway 184 along the section line between Sections 23 and 26, Township 37 North, Range 15 West, a distance of .3 mile.

County Road 31 South from Colorado Highway 184 along the section line between Sections 22 and 23, Township 37 North, Range 15

County Road S.3 West from Colorado Highway 184 in Section 22, Township 37 North, Range 15 West, N.M.P.M., a distance of .4 mile.

County Road 30.5 from Colorado Highway 184 South in Section 22, Township 37 North, Range 15 West, N.M.P.M., a distance of .25 mile.

County Road 30 North from Colorado Highway 184 to the municipal limits of the Town of Dolores, lying in Sections 16, 21, and 22, Township 37 North, Range 15 West, N.M.P.M., for a distance of 1.4 miles.

Commissioners voting aye in favor of the resolution were:

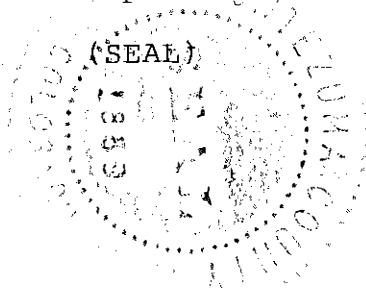
Larry V. Bader

W.C. Brown

Lloyd Ray

[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same, are true and correct.



[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 15th day of December 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: \_\_\_\_\_

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace Merlo

the following proceedings, among others, were taken:

RESOLUTION NO. 26-79

SERIES OF 1979

A RESOLUTION PROVIDING FOR AND AGREEING TO  
THE ISSUANCE OF COUNTY DEVELOPMENT REVENUE  
BONDS TO FINANCE A PROJECT FOR  
THE FLATIRON COMPANIES.

WHEREAS, the County of Montezuma, in the State of Colorado (the "County") is authorized by the Colorado County and Municipality Revenue Bond Act, constituting Article 3, Title 29, Colorado Revised Statutes 1973, as amended (the "Act"), to finance, acquire, own, lease, improve, and dispose of one or more projects, including any land, building or other improvement and all real or personal properties suitable or used for or in connection with any manufacturing, industrial, commercial, agricultural or business enterprise, upon such conditions as the Board of County Commissioners (the "Board") may deem advisable; and

WHEREAS, the County is further authorized by the Act to issue its revenue bonds for the purpose of defraying the cost of financing any such project; and

WHEREAS, representatives of the Flatiron companies (being a group of related companies composed of the Flatiron Equipment Co., a general partnership under the laws of the State of Colorado, the Flatiron Paving Company, a corporation under the laws of the State of Colorado, and the subsidiaries now existing or hereinafter formed, of Flatiron Paving Company in which it owns 80% or more of all outstanding stock, or corporations now existing or to be formed in which the existing stockholders of Flatiron Paving Company own sixty percent (60%) or more of all outstanding stock, all of which Flatiron companies are hereinafter collectively referred to as the ("Company") have met with officials of the County and have advised the County of the Company's interest in acquiring certain real and personal property owned or leased by Nielsons, Inc., of Cortez, Colorado, or its subsidiaries, consisting of equipment, land, a building or buildings and other improvements, and other necessary related real and personal properties suitable and to be used for and in connection with the commercial and business enterprise of equipment leasing for the construction industry and/or carrying on a construction business (the

WHEREAS, the County has considered the Company's proposal and has concluded that the economic and other benefits to the County from the Project will be substantial and that it wishes to proceed with the financing of the Project; and

WHEREAS, the action herein contemplated is not prohibited by law, and is authorized and contemplated by the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTEZUMA, COLORADO:

Section 1. In order to induce the Company to locate and acquire the Project within the County, and subsequently to remain and possibly expand within the County, the County shall take all steps necessary or advisable to effect the issuance of county development revenue bonds in a maximum aggregate principal amount not in any event exceeding \$10,000,000 and presently estimated to be approximately \$9,000,000, or the lesser amount as shall be mutually agreed upon, to finance the project. No costs are to be borne by the County in connection with this transaction.

Section 2. Prior to the execution of the necessary financing documents as shall be mutually agreed upon in connection with the Project, the bonds and the financing transaction, such documents will be subject to authorization by further resolution of the Board pursuant to law.

Section 3. The Company has agreed to provide for the reimbursement to the County of any and all costs and expenses incurred or to be incurred by the County relating to the Project, the financing and the bonds.

Section 4. Nothing contained in this Resolution shall constitute the debt or indebtedness of the County within the meaning of the Constitution or statutes of the State of Colorado, nor shall the same give rise to any pecuniary liability of the County or any charge against its general credit or taxing powers.

Section 5. All commitments by the County herein are subject to the condition that on or before twelve (12) months from the date of final adoption of this Resolution the County and the Company shall have agreed to mutually acceptable terms for the bonds, and for the sale, issuance and delivery thereof. Said twelve (12) month period may be extended, but only by and upon the mutual agreement of the County and the Company.

Section 6. This Resolution, as adopted by the Board, shall be numbered and recorded in the official records of the County. Its adoption and approval shall be authenticated by the signatures of the Chairman of the Board and the County Clerk and Recorder of the County, and shall have the official seal of the County affixed.

Introduced, and finally adopted and approved this 10th day of December, 1979.

Commissioners voting aye in favor of the Resolution were:

Clayton B. Bales, William P. Bales  
and Alfred M. Ray.

Commissioners voting Nay:

Nay, \_\_\_\_\_, and  
\_\_\_\_\_.

[Signature] County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 10th day of December, 19 19.

[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 10th day of December, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

*Res # 25-79*

WHEREAS, Former Sheriff Bobby W. Hampton and Deputy Sheriff Thomas Kendrick have been sued by Nick Justice, Plaintiff in the United States Federal Court, in his former legal capacity as the Montezuma County Sheriff and is in need of legal representation, and,

WHEREAS, Article 1-105 of Title 20 C.R.S. 1973 as amended, provides that the District Attorney upon a request in the form of a resolution by the Board of County Commissioners shall represent any county officer enumerated in Article 10 of Title 30, C.R.S. 1973 in the defense of any civil suit or civil proceeding brought against such officer in any court in this state, and,

WHEREAS, The Montezuma County Sheriff is such an officer enumerated in Article 10 of Title 30, C.R.S. 1973 as amended,

NOW THEREFORE BE IT RESOLVED, that the Montezuma County District Attorney is herewith requested to represent the Montezuma County Sheriff in the above mentioned law suit.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

*Clay V. Bader* *Floyd M. Ray* and *William C. Bauer*  
Signature Signature Signature

*Jean DeGraff*  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 19th day of November, 1979, with the following persons in attendance:

Commissioners: Clay V. Bader, W. C. Bauer and Floyd M. Ray

Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION TO APPROPRIATE SUMS OF MONEY #24-79

A RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS, IN THE AMOUNTS AS SET FORTH BELOW, FOR MONTEZUMA COUNTY, COLORADO, FOR THE 1980 BUDGET YEAR.

WHEREAS, The Commissioners have adopted the annual budget in accordance with the Local Government Budget Law, on October 12, 1979 and have adopted the annual budget for Revenue Sharing funds on November 13, 1979, and;

WHEREAS, the Commissioners have made provision therein for revenues in an amount equal to or greater than the total proposed expenditures as set forth in said budget, and;

WHEREAS, it is not only required by law, but also necessary to appropriate the revenues provided in the budget to and for the purposes described below, so as not to impair the operations of the County;

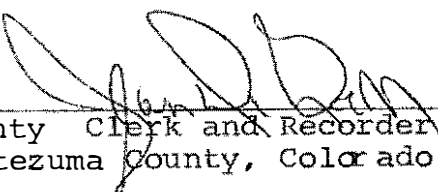
NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO; that the following sums are hereby appropriated from the revenue of each fund, to each fund, for current operating expenses;

FUND	AMOUNT APPROPRIATED
General	\$1,587,560.00
Road and Bridge	1,008,626.00
Airport	40,116.00
Contingency	62,705.00
Revenue Sharing	368,616.00
Social Services	<u>1,151,988.00</u>
Total	\$4,219,611.00

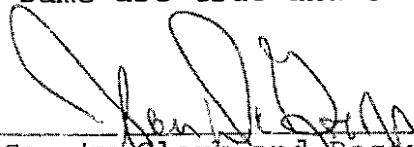
ADOPTED, this 19th day of November, 1979.

Commissioners voting Aye in favor of the Resolution were: Clay V. Bader, W. C. Bauer and Floyd M. Ray.

Commissioners voting nay were none.

  
\_\_\_\_\_  
County Clerk and Recorder of  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct. Dated this 19th day of November, 1979.

  
\_\_\_\_\_  
County Clerk and Recorder of

I      BOARD OF COUNTY COMMISSIONERS      RS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

A regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 19th day of November, 1979, with the following persons in attendance:

Commissioners: Clay Bader, W. C. Bauer and Floyd M Ray

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION TO SET MILL LEVIES #23-79

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 1979, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR MONTEZUMA COUNTY, COLORADO, FOR THE 1980 BUDGET

WHEREAS, the Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law, on the 12th day of October, 1979, and

WHEREAS, the amount of money necessary to balance the budget for general operating expenses is \$805,500.00, and;

WHEREAS, the amount of money necessary to balance the budget for debt retirement expenses is none, and;

WHEREAS, the 1979 valuation for assessment for Montezuma County, as certified by the County Assessor is \$45,885,660.00

NOW, THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. That for the purpose of meeting all general operating expenses of Montezuma County during the 1980 budget year, there is hereby levied a tax of 18.398 mills as stated below upon each dollar of the total valuation for assessment of all taxable property within the County for the year 1979.

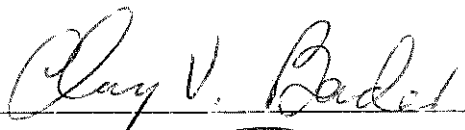

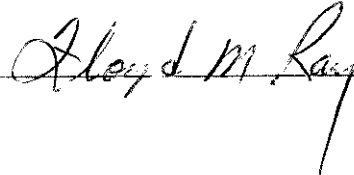
Section 2. That for the purpose of meeting all debt retirement expenses of Montezuma County during the 1980 budget year, there is hereby levied a tax of No mills upon each dollar of the total valuation for assessment of all taxable property within the County for the year 1980.

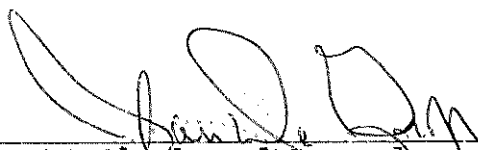
FUND	MILL LEVY
General	12.5
Road and Bridge	2.0
Airport	.948
Social Services	<u>2.950</u>
Total	18.398 Mills

Adopted, this 19th day of November, 1979.

Commissioners voting aye in favor of the resolution were Clay Bader, W. C. Bauer and Floyd Ray.

Commissioners voting nay were none.

  
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County Clerk and Recorder of  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1979, with the following persons in attendance;

Commissioners: Clay V Bader, Chairman, W. C. Bauer and Floyd M. Ray

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings were taken:

RESOLUTION TO ADOPT REVENUE SHARING BUDGET #22-79

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR REVENUE SHARING FUND AND ADOPTING A BUDGET FOR REVENUE SHARING FUND FOR MONTEZUMA COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 1980 AND ENDING ON THE LAST DAY OF DECEMBER, 1980.

WHEREAS, the Commissioners of Montezuma County, Colorado have appointed Gale W. Greenlee, C.P.A. to prepare and submit a proposed budget to said governing body at the proper time, and;

WHEREAS, Mr. Greenlee has submitted a proposed budget for Revenue Sharing funds to this governing body on October 5, 1979 for its consideration, and;

WHEREAS, a public hearing for proposed uses of Revenue Sharing fund was held on October 29, 1979, and

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on November 13, 1979 and interested taxpayers were given the opportunity to file or register any objections to said proposed budget, and;

WHEREAS, whatever increases may have been made in the expenditures, like increase was added to the revenues so that the budget remains in balance, as required by law.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. That estimated expenditures for Revenue Sharing are as follows:

Ending Balance	\$ -0-
Libraries	14,000.00
Capital Outlay	50,000.00
General Fund	304,616.00
Total	\$368,616.00

Section 2. That estimated revenues for Revenue Sharing fund are as follows:

Beginning Balance	\$246,226.00
Federal Grants	122,390.00
Total	\$368,616.00

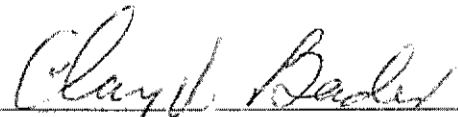
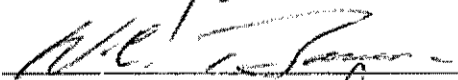
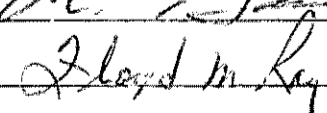
Section 3. That the budget as submitted and hereinabove summarized, be and the same hereby is approved and adopted as the Revenue Sharing budget of Montezuma County, Colorado, for the year stated above.


Section 4. That the budget hereby approved and adopted shall be signed by the Commissioners, Montezuma County, Colorado, and made a part of the public records of the County.

ADOPTED, this 13th day of November, 1979.

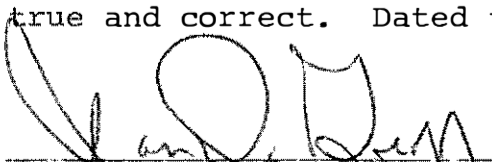
Commissioners voting Aye in favor of the Resolution were: Clay V. Bader, W. C. Bauer and Floyd M. Ray.

Commissioners voting Nay were none.

  
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\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct. Dated this 13th day of November, 1979.

  
\_\_\_\_\_  
County Clerk and Recorder of  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of November, 1979, with the following persons in attendance:

Commissioners: Clay Bader, Floyd Ray, W. C. Bauer  
Commissioners absent: \_\_\_\_\_  
County Clerk and Recorder: Jean DeGraff  
County Attorney: Grace S. Merlo

The following proceedings, among others, were taken:

RESOLUTION 21-79

WHEREAS: Montezuma County had adopted Individual Sewage Disposal Rules and Regulations in compliance with the laws of the State of Colorado, and,

WHEREAS: The fees set forth in these regulations are inadequate to provide such services to those demanding permits and inspections under these regulations; and,

WHEREAS: The Board of County Commissioners acting as the Montezuma County Board of Health, may from time to time amend these regulations.

NOW THEREFORE BE IT RESOLVED, that the Montezuma County Board of County Commissioners acting as the Montezuma County Board of Health hereby amend Section 3.3-B of the Montezuma County Individual Sewage Disposal Rules and Regulations as per the attached Amendment. Such Amendment is declared effective this date.

Commissioners voting aye in favor of the resolution were:

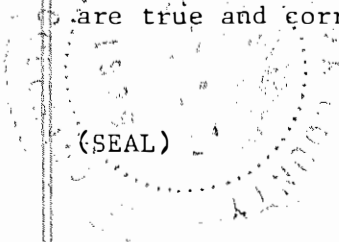
Clay V. Bader

W.C. Bauer

Floyd Ray

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing resolution is a true and correct copy of the same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.



Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

INDIVIDUAL SEWAGE DISPOSAL  
RULES AND REGULATIONS  
MONTEZUMA COUNTY, COLORADO

AMENDMENTS

Section 3.3-B

Amended to read:

A permit fee of \$45.00 shall be required of Applicants for new sewage disposal systems, payable to Montezuma County. Where work, for which a permit is required by these rules and regulations, is started or proceeded with prior to obtaining said permit, the above fee shall be doubled, but the proposed payment of such fee shall not relieve any persons from fully complying with the requirements of these rules and regulations in the execution of the work nor from any other penalties prescribed herein. When any re-inspection is required by the Health Officer, a fee of \$15.00 dollars shall be charged over and above the original fee. In cases where only investigative site inspections are required for informational reports, a fee of \$15.00 shall be required.

Resolution No. 20-99

Commissioners: Clay V Bader, Floyd M. Ray  
and William C Bauer .

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

It was moved by Commissioner Ray

and duly seconded by Commissioner Bauer

WHEREAS, GERALD GLENN CHAFFIN, also known as GARY G. CHAFFIN, and SHERRY L. CHAFFIN, doing business as LONGBRANCH SALOON, submitted an application to the County of Montezuma requesting the granting of a tavern license at the location at 21990 State Highway 184, Montezuma County, Colorado, described as follows:

A tract of land in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7, Township 37 North, Range 16 West, N.M.P.M., being more particularly described as follows:

BEGINNING at a point on the South right of way line of Colorado Highway No. 147 in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7, Township 37 North, Range 16 West, N.M.P.M., from which point the Northeast Corner of said Section 7 bears North 13°32'38" East a distance of 1469.47 feet; thence South 00°29'15" East a distance of 361.50 feet; thence South 87°35'17" East a distance of 361.50 feet to the East line of said Section 7; thence North 00°29'15" West a distance of 361.50 feet along the East line of said Section 7 to the South right of way line of Colorado Highway No. 147; thence North 87°35'17" West a distance of 361.50 feet along the South right of way line of Colorado Highway No. 147 to the point of beginning.

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado, scheduled a public hearing on said application for October 15, 1979, at 3:00 o'clock p.m. and set the neighborhood as being within a two mile radius of the proposed outlet; and publication and posting of notice of said public hearing was accomplished in accordance with the law; and said public hearing took place in the Commissioners' Room in the Montezuma County Courthouse, Cortez, Colorado, on the date and time as above set.

WHEREAS, at said public hearing the application was reviewed by the Commissioners and the Investigator's Report, presented by Mr. Razor, indicated that a poll of the neighborhood showed that 35 persons were in favor of granting the license, 34 persons were against granting the license and 30 persons were neutral; that there was no like type business within the neighborhood and that applicants' character references were valid.

WHEREAS, at said public hearing, the applicants presented evidence showing the character of the applicants, their past experience, their residence, the layout of the building where the outlet would be located, the character of the neighborhood and the hours their business would be open. The applicants further presented evidence as to the need for such an outlet by showing that there is no similar outlet in the neighborhood, the nearest being in the Town of Dolores, Colorado, some eight miles away and by presenting letters from residents in the neighborhood urging that the license be granted together with one petition signed by 60 persons in favor of the license being issued and another petition signed by 17 persons in opposition to the issuance of the license. The applicants stated that they found 7 persons in the neighborhood who stated they were neutral. In response to questioning by the Commissioners, the applicants

stated they had made certain improvements to eliminate noise which had been objectionable to some in the neighborhood in the past and stated that the doors of the establishment would remain closed both summer and winter and that a swamp cooler would be installed in the spring to eliminate the need for opening the doors in the summer. They further stated that several people had told them they wanted an establishment in the neighborhood where they could drink and dance without driving a long distance to get there. The applicants also stated that they would agree to any reasonable requirements the Commissioners might impose as a condition of the license being issued. Testimony was then presented in opposition to the granting of the license by Roger Davis, Wanda Turner, Norma Jenkins and Marva Davis questioning the need of such an establishment, the noise and traffic created by it, and the type of management that would be involved, and the lowering of property values.

WHEREAS, the public hearing was closed on the same day and the matter taken under advisement by the Commissioners until November 5, 1979, at 3:00 o'clock p.m., and the Commissioners, after reviewing all of the testimony, evidence and exhibits, have made a decision in regard to said application.

NOW, THEREFORE, BE IT RESOLVED that the application submitted by Gerald Glenn Chaffin also known as Gary G. Chaffin and Sherry L. Chaffin, doing business as the Longbranch Saloon for a tavern license at the above described location be granted for the following reasons:

1. Desires of the Inhabitants.

a. The applicants testified that they had received several requests for such an establishment and they presented a petition showing that 60 persons were in favor of the license being issued and 17 persons were opposed to it.

b. The Investigator's Report indicated that 35 persons were in favor, 34 persons were opposed and 30 were neutral.

c. The persons who spoke in opposition were mainly concerned about noise and traffic. The applicants stated they would continue to monitor the noise level, keep the doors shut and maintain order on the premises.

2. Needs of the Neighborhood.

There is no similar outlet in the neighborhood and the evidence indicated the nearest one was eight miles distant in the Town of Dolores, Colorado.

BE IT FURTHER RESOLVED that said license is being issued based on the assurances of the applicants that they will do the following:

a. Maintain better management than was had when this establishment operated as the Club 76.

b. Have an individual on duty who has been trained in law enforcement to maintain order on band nights.

c. Monitor the noise level with a sound meter so that the decibels outside do not exceed 70 decibels.

d. East door will not be open while music is playing.

e. Maintain sufficient gravel on the approach into the parking lot for ease of entry and exit.

f. Water-evaporative cooler will be installed in the spring of 1980 to avoid the necessity of doors being open while music playing. Cooler to be installed on the West side.


g. Install appropriate signs in parking lot prohibiting drinking therein; advising people to use Highway 184 rather than county roads wherever possible, etc.

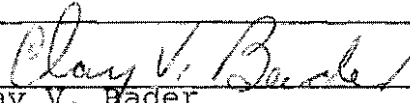
Commissioners voting Aye in favor of the Resolution were:

Bader, Bauer

and Ray.

Commissioners voting Nay: none.

  
County Clerk and  
Recorder of Montezuma  
County, Colorado.

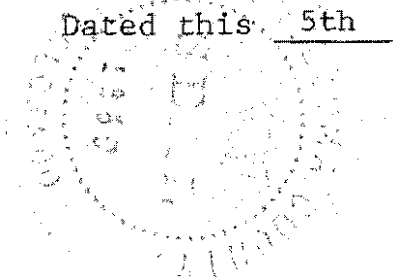
  
Clay V. Bader

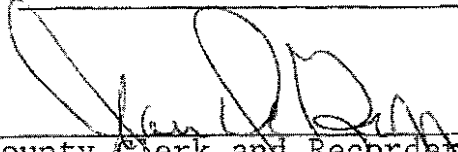
  
William C. Bauer

  
Bloyd M. Ray

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 5th day of November, 1979.



  
County Clerk and Recorder of  
Montezuma County, Colorado.

T ' BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a special meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 12th day of October, 1979, with the following persons in attendance;

Commissioners: W. C. Bauer, Vice-Chairman and Floyd M. Ray

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings were taken:

RESOLUTION TO ADOPT BUDGET #19-79

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND, AND ADOPTING A BUDGET FOR MONTEZUMA COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY JANUARY, 1980, AND ENDING ON THE LAST DAY OF DECEMBER, 1980.

WHEREAS, the Commissioners of Montezuma County, Colorado have appointed Gale W. Greenlee, C.P.A. to prepare and submit a proposed budget to said governing body at the proper time, and;

WHEREAS, Mr. Greenlee has submitted a proposed budget to this governing body on October 5, 1979 for its consideration, and;

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on October 12, 1979, and interested taxpayers were given the opportunity to file or register any objections to said proposed budget, and;

WHEREAS, whatever increases may have been made in the expenditures, like increase is added to the revenues so that the budget remains in balance, as required by law.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. That estimated expenditures for each fund are as follows:

Fund	Amount
------	--------

General	\$1,589,560
Road and Bridge	1,008,626
Airport	40,116
Contingency	62,705
Social Services	1,151,988

Section 2. That estimated revenues for each fund are as follows:

Fund	From Unappropriated Sources other Surplus	than Prop Tax	Gen Prop Tax Levy
General	\$171,395	\$1,053,134	\$548,000
Road & Bridge	134,508	837,600	80,500
Airport	28,730	11,150	42,000
Contingency	62,705	-0-	-0-
Social Services	50,341	980,326	135,000

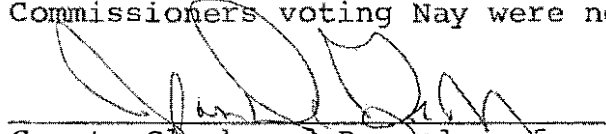
Section 3. That the budget as submitted, amended, and hereinabove summarized by fund, be, and the same hereby is approved and adopted as the budget of Montezuma County, Colorado, for the year stated above.

Section 4. That the budget hereby approved and adopted shall be signed by the Commissioners, Montezuma County, Colorado, and made a part of the public records of the County.

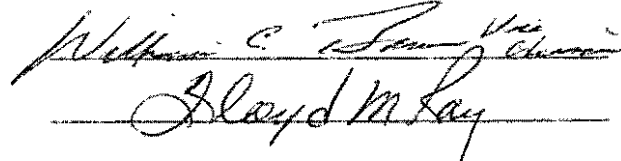
ADOPTED, this 12th day of October, 1979.

Commissioners voting Aye in favor of the Resolution were: W. C. Bauer and Floyd M. Ray.

Commissioners voting Nay were none.

  
\_\_\_\_\_  
County Clerk and Recorder of  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.  
Dated this 12th day of October, 1979.

  
\_\_\_\_\_  
County Clerk and Recorder of  
Montezuma County, Colorado

STATE OF COLORADO )  
 ) SS.  
COUNTY OF MONTEZUMA )

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, Colorado, on October 8, 1979, at 9:00 a.m.

There were present at said meeting the following:

Present:

Chairman: Clay Bader

Other Commissioners: Floyd Ray  
Bill Beaver

Absent:

There were also present: \_\_\_\_\_

County Clerk: Jean DeGraff

County Attorney: Grace Merle

Commissioner Ray introduced the following resolution, the text of which is as follows:

MONTEZUMA COUNTY, COLORADO  
RESOLUTION #18-79

WHEREAS, La Plata County, Montezuma County (the "County"), and the Mortgage Assistance Corporation (the "Company") entered into a Delegation Agreement dated December 18, 1978, an Addendum thereto dated April 16, 1979 and a Second Addendum thereto dated August 20, 1979;

WHEREAS, Montezuma County authorized said Delegation Agreement by Resolution passed, adopted, and approved on December 18, 1978, authorized said Addendum by Resolution passed, adopted, and approved on April 16, 1979 and authorized said Second Addendum by Resolution passed, adopted, and approved on August 20, 1979;

WHEREAS, said Delegation Agreement provides that the Board of County Commissioners of Montezuma County approve the terms and conditions of all agreements entered into by La Plata County relating to the financing contemplated by the Delegation Agreement;

WHEREAS, such approval was evidenced by the Second Addendum to Delegation Agreement (the "Second Addendum") executed and delivered by La Plata County, the County, and the Company;

WHEREAS, the Board of County Commissioners of the County desires to evidence approval of any and all changes occurring in the agreements since the date of the Second Addendum; and

WHEREAS, the following documents have been presented to the Board of County Commissioners of the County and entered into the minutes of the County on this date; copies of executed Origination and Service Agreements dated June 15, 1979 by and between La Plata County and the following individually: Durango Savings and Loan Association, Modern Savings and Loan Association, The Mutual Savings and Loan Association, and First Capitol Mortgage Company; the form of a First Amendment to Origination and Service Agreement dated September 20, 1979; the form of a Trust Indenture dated June 15, 1979 by and between La Plata County and The First National Bank of Denver; and copies of an executed Bond Purchase Agreement and executed Amendment thereto, both dated September 19, 1979 and both by and between La Plata County and Coughlin and Company, Inc. (collectively, the "Financing Agreements").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. In order to insure the financing of the Mortgage Loans to provide more adequate residential housing facilities for low and middle-income families and persons at the earliest possible date, with the public benefits which will flow

therefrom, it is deemed necessary and advisable that the Financing Agreements be approved by and on behalf of the County.

Section 2. The form, terms, and provisions of the Financing Agreements, as filed in the records of the County on this date, be and hereby are approved.

Section 3. The execution and delivery by and on behalf of the County of the Second Addendum is ratified and affirmed, with the approval of the Financing Agreements contained herein to be deemed supplemental to the approval contained therein.

Section 4. The Chairman of the Board of County Commissioners and the County Clerk of the County be and they hereby are authorized and directed to take such other steps or actions as may be required to carry out the terms and intent of this resolution and of the Second Addendum; including, without limitation, the signing of required certificates. Any certificate so signed shall be deemed a representation and warranty of the County.

Section 5. Nothing contained in this resolution shall obligate the County, nor constitute the debt or indebtedness of the County within the meaning of the Constitution or statutes of the State of Colorado nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

Section 6. If any section, paragraph, clause, or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this resolution.

Section 7. All action (not inconsistent with the provisions of this resolution) heretofore taken by the Board of County Commissioners and the officers of the County directed toward the authorization of the Southwestern Colorado Single Family Mortgage Participation Revenue Bonds, Series 1979 (Archuleta, La Plata, Montezuma, Montrose, Ouray, and San Miguel Counties) (La Plata County, Issuer) be, and the same hereby is, ratified, approved, and confirmed.

Section 8. All bylaws, orders, and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, or resolution, or part thereof.

Section 9. This resolution shall be in full force and effect upon its passage and approval.

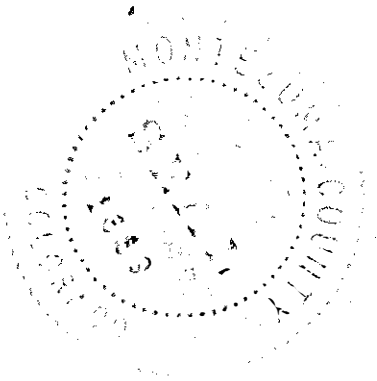
PASSED, ADOPTED, AND APPROVED this 9<sup>th</sup> day of October  
1979.

(SEAL)

Clay V. Bader  
Chairman, Board of County  
Commissioners

ATTEST:

[Signature]  
County Clerk



Whereupon it was moved by Commissioner Ray and seconded by Commissioner Baver that all rules of the Board of County Commissioners which might prevent, unless suspended, the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting. The motion was put to a vote, the vote being as follows:

Those Voting Yes: Ray, Baver, Bader

Those Voting No: \_\_\_\_\_

Those Absent: \_\_\_\_\_

A motion to adopt the foregoing resolution was then duly made by Commissioner Ray and duly seconded by Commissioner Baver, was put to a vote, the vote being as follows:

Those Voting Yes: Ray, Baver, Bader

Those Voting No: \_\_\_\_\_

Those Absent: \_\_\_\_\_

Thereupon the presiding officer declared said motion carried and said resolution duly passed and adopted.

After the consideration of other business unrelated to the financing of low and middle-income housing facilities, on motion duly made, seconded, and adopted, the meeting thereupon adjourned.

(SEAL)

ATTEST:

County Clerk

Clay V. Bader  
Chairman, Board of County  
Commissioners

STATE OF COLORADO

)

) SS.

COUNTY OF MONTEZUMA

)

I, James D. G. G. G., the duly elected, qualified, and acting Clerk of Montezuma County, Colorado, do hereby certify that the foregoing pages numbered 1 to 5, inclusive, are a true, correct, and complete copy of the record of proceedings, insofar as such proceedings relate to the resolution contained therein, of the Board of County Commissioners of Montezuma County, Colorado, had and taken at a lawful meeting of the Board held at the County Courthouse, Montezuma, Colorado, on October 9, 1979, commencing at the hour of 9:30 A.M., as recorded in the regular official book of the proceedings of the County kept in my office, said proceedings were duly had and taken as therein shown, the meeting herein shown was duly held, and the persons therein named were present at said meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County this 9 day of October 1979.

(SEAL)

James D. G. G. G.  
County Clerk

STATE OF COLORADO }  
County of Montezuma } ss. At a regular

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 1st day of October, A. D. 19 79 there were present:

Clay V. Bader Chairman,  
W. C. Bauer Commissioner,  
Floyd M. Ray Commissioner,  
Grace S. Merlo County Attorney,  
Jean DeGraff Clerk,

when the following proceedings, among others, were had and done, to-wit:

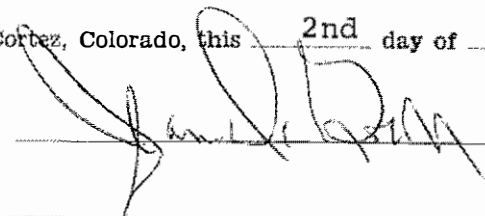
Commissioner Bauer made a motion to rescind the motion~~x~~ of last week transferring \$370,589.02 from the Revenue Sharing fund to the General fund. Motion seconded by Commissioner Ray and carried unanimously.

Commissioner Bauer then made a motion to transfer \$150,000.00 from the Revenue Sharing fund to the General fund. Motion seconded by Commissioner Ray and carried unanimously.

STATE OF COLORADO }  
County of Montezuma } ss. I, Jean DeGraff

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 2nd day of October, A. D. 19 79

  
County Clerk.



STATE OF COLORADO

County of Montezuma

ss.

At a regular

meeting of the Board of County Commissioners for Montezuma County, Colorado, held at the Court House in Cortez, Colorado, on Monday, the 10th day of Sept., A. D. 19 79 there were present:

<u>Clay V Bader</u>	Chairman,
<u>W. C. Bauer</u>	Commissioner,
<u>Floyd M. Ray</u>	Commissioner,
<u>Grace S. Merlo</u>	County Attorney,
<u>Jean DeGraff</u>	Clerk,

when the following proceedings, among others, were had and done, to-wit:

Commissioner Bauer made a motion that one third of the medical bills incurred by Loyd Stevenson, a cancer patient, be paid from the Clara Ormiston Fund, as follows:

Asa Welders, Box 1506, Cortez	\$63.00
Mercy Medical Center, Box 3272, Durango	33.50
Durango Medical & Surgical Assoc., P.C. Box 3133, Durango	417.00
Total	<u>\$513.50</u>

Motion seconded by Commissioner Ray and carried unanimously.

STATE OF COLORADO

County of Montezuma

ss.

I, Jean DeGraff

County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing order is truly copied from the records of the proceedings of the Board of County Commissioners for said Montezuma County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 19th day of September A. D. 19 79

Jean DeGraff  
County Clerk.

STATE OF COLORADO  
COUNTY OF MONTEZUMA

)  
) SS.  
)

# 17-19

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, Cortez, Colorado, on Monday August 20, 1979, at 9:00 a.m.

There were present at said meeting the following:

Present:

Chairman: Clay Badger

Other Commissioners: Floyd Roy  
Bill Bauer

Absent:

None

There were also present:

County Clerk: Jean DeGraff

County Attorney: Grace Neale

Commissioner Ray introduced the following resolution, the text of which is as follows:

✓

MONTEZUMA COUNTY, COLORADO

RESOLUTION

17-79

WHEREAS, La Plata County, Montezuma County (the "County"), and the Mortgage Assistance Corporation (the "Company") entered into a Delegation Agreement dated December 16, 1978 and an Addendum thereto dated April 16, 1979;

WHEREAS, Montezuma County authorized said Delegation Agreement by Resolution passed, adopted, and approved on December 16, 1978 and authorized said Addendum by Resolution passed, adopted, and approved on April 16, 1979;

WHEREAS, said Delegation Agreement provides that the Board of County Commissioners of Montezuma County approve the terms and conditions of all agreements entered into by La Plata County relating to the financing contemplated by the Delegation Agreement and the agreements have been revised since the approval granted by Montezuma County in the Addendum;

WHEREAS, it is necessary to evidence such approval by the Second Addendum to Delegation Agreement attached hereto as Exhibit A (the "Second Addendum") which will be executed and delivered by La Plata County, the County, and the Company;

WHEREAS, the parties to said Delegation Agreement and Addendum desire to amend the same; and

WHEREAS, the Board of County Commissioners of the County desires to amend the Resolution passed, adopted, and approved on April 16, 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. Section 1 of the Resolution of the Board of County Commissioners of the County passed, approved, and adopted on

April 16, 1979, authorizing the Addendum is amended by the insertion of new dates to read as follows:

It is the conclusive determination of the Board of County Commissioners of Montezuma County that persons and families with a household income of less than or equal to \$22,000 for the 1978 tax year lack the financial ability to pay prices sufficient to induce private enterprise to build a sufficient supply of adequate, safe, and sanitary dwellings without the special assistance afforded by the Act. Without in any way limiting the preceding determination, said Board further determines and resolves that the funds contemplated under this agreement to be employed in originating Mortgage Loans first be so employed in aid of persons and families with a household income less than or equal to \$15,000. Said Board further determines and resolves that on and after January 2, 1980, the aforementioned funds be so employed in aid of persons and families with a household income less than or equal to \$18,000. Moreover, said board further determines and resolves that on and after May 1, 1980, the aforementioned sums be so employed in aid of persons and families with a household income less than or equal to \$22,000. For purposes of this paragraph, "household income" is defined as the total of the adjusted gross income, as reported on federal income tax returns for the latest tax year prior to the date of the loan application as filed with the Internal Revenue Service, of the head of the household, if any, and the spouse of the head of the household, if any; or, if there is no head of the household, of all persons over the age of 18 residing or intending to reside in a dwelling unit (said head of the household, if any, spouse of the head of the household, if any, or persons over the age of 18 being referred to in this definition as "household members"); provided that \$1,000 shall be deducted from such total of adjusted gross incomes for each dependent claimed for federal income tax purposes by any household member (including any children born since the end of the applicable tax year); and provided

further that for the purposes of this definition, the spouse, if any, of the head of the household, if any, is a dependent.

Section 2. In order to insure the financing of the Mortgage Loans to provide more adequate residential housing facilities for low and middle-income families and persons at the earliest possible date, with the public benefits which will flow therefrom, it is deemed necessary and advisable that the Second Addendum be approved, executed, and delivered by and on behalf of the County.

Section 3. The form, terms, and provisions of the Second Addendum, as set forth as Exhibit A hereto, be and hereby are approved, and the Chairman of the Board of County Commissioners and the County Clerk of the County be and they hereby are authorized and directed to execute and deliver the Second Addendum.

Section 4. The Chairman of the Board of County Commissioners and the County Clerk of the County be and they hereby are authorized and directed to take such other steps or actions as may be required to carry out the terms and intent of this resolution and of the Second Addendum; including, without limitation, the signing of required certificates. Any certificate so signed shall be deemed a representation and warranty of the County.

Section 5. Nothing contained in this resolution or in the Second Addendum shall obligate the County, except to the extent described in the Second Addendum, nor constitute the debt or indebtedness of the County within the meaning of the Constitution or statutes of the State of Colorado nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

Section 6. If any section, paragraph, clause, or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this resolution.

Section 7. All action (not inconsistent with the provisions of this resolution) heretofore taken by the Board of County Commissioners and the officers of the County directed toward the authorization of the Second Addendum be, and the same hereby is, ratified, approved, and confirmed.

Section 8. All bylaws, orders, and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, or resolution, or part thereof.

Section 9. This resolution shall be in full force and effect upon its passage and approval.

PASSED, ADOPTED, AND APPROVED this 20<sup>th</sup> day of August 1979.

(SEAL)

  
\_\_\_\_\_  
Chairman, Board of County  
Commissioners

ATTEST:

  
  
\_\_\_\_\_  
County Clerk

Whereupon it was moved by Commissioner Ray and seconded by Commissioner Bauer that all rules of the Board of County Commissioners which might prevent, unless suspended, the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting. The motion was put to a vote, the vote being as follows:

Those Voting Yes: Ray, Bauer, Bader

Those Voting No:

None

Those Absent:

None

A motion to adopt the foregoing resolution was then duly made by Commissioner Ray and duly seconded by Commissioner Bauer, was put to a vote, the vote being as follows:

Those Voting Yes: Ray, Bauer, Bader

Those Voting No:

None

Those Absent:

None

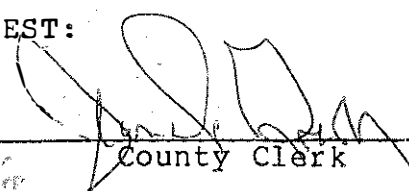
Thereupon the presiding officer declared said motion carried and said resolution duly passed and adopted.

After the consideration of other business unrelated to the financing of low and middle-income housing facilities, on motion duly made, seconded, and adopted, the meeting thereupon adjourned.

(SEAL)

  
\_\_\_\_\_  
Chairman, Board of County  
Commissioners

ATTEST:

  
\_\_\_\_\_  
County Clerk

STATE OF COLORADO

)

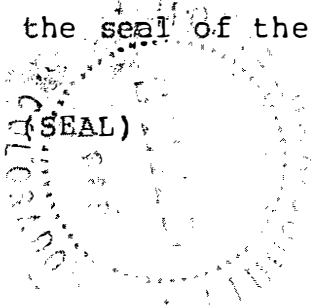
) SS.

COUNTY OF MONTEZUMA

)

I, John DeGroat, the duly elected, qualified, and acting Clerk of Montezuma County, Colorado, do hereby certify that the foregoing pages numbered 1 to 6, inclusive, are a true, correct, and complete copy of the record of proceedings, insofar as such proceedings relate to the resolution contained therein, of the Board of County Commissioners of Montezuma County, Colorado, had and taken at a lawful meeting of the Board held at the County Courthouse, Cortez, Colorado, on Monday August 20, 1979, commencing at the hour of 9:00 a.m., as recorded in the regular official book of the proceedings of the County kept in my office, said proceedings were duly had and taken as therein shown, the meeting herein shown was duly held, and the persons therein named were present at said meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County this 20<sup>th</sup> day of August 1979.



[Signature]  
County Clerk

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 2nd day of July/August, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #15

WHEREAS, Montezuma County, Colorado, has adopted a Manual of Personnel Policies for its employees; and,

WHEREAS, said Manual of Personnel Policies provide for amendment of these policies by the Board of County Commissioners; and,

WHEREAS, in the management of the Policy it has been deemed advantageous and prudent to amend certain portions of the Policy.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Montezuma County, Colorado, hereby amend the Montezuma County Manual of Personnel Policies as per the attached itemized amendments.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

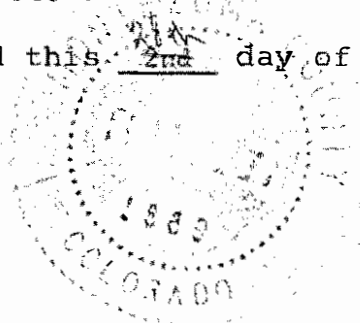
Commissioners voting Nay: None

Clay V. Bader, Floyd M. Ray, and W.C. Bauer  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 2nd day of July/August, 19 79.



Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

MANUAL OF PERSONNEL POLICIES

Montezuma County, Colorado

AMENDMENTS

Section 4.5.1 is amended to read:

4.5.1 Permanent full-time employees shall accrue sick leave on the basis of one working day per month to a maximum of ninety (90) working days. Permanent employees who work half-time ( $\frac{1}{2}$ ) ~~and~~ more shall accrue sick leave on a pro-rated basis. When a holiday occurs during a paid sick leave the holiday is not considered a day of sick leave.

Section 4.5.3 is amended to read:

4.5.3. The department head shall require an employee to furnish a statement from a physician for any absence longer than three (3) days which is to be charged to sick leave.

Section 4.5.5 is amended to read:

4.5.5 Unused accrued sick leave shall not be paid at the time of termination of an employee's service with the County except in the event an employee terminates voluntarily at the age of 65 in good standing after twenty (20) years of service with the County. Such employees will be paid for fifty (50) percent of their accrued sick leave upon termination. In the event an employee terminates voluntarily under age 65 in good standing after twenty (20) years of service with the County, such employee will be paid for twenty-five (25) percent of their accrued sick leave upon termination.

Section 4.6 is amended to read:

4.6 Maternity Leave: Those employees requiring maternity leave shall receive ten (10) days of their accrued sick leave. In extenuating conditions certified by a physician, the employee may petition the Board of County Commissioners for pay for any other accrued sick leave they may have available. Should the Department Head determine that the employee is still unable to perform their duties, accrued vacation time may be used. Leave beyond the available sick leave allowed and vacation time available shall be considered leave without pay.

Section 6.6.2 is amended to read:

6.6.2 Normal Retirement: A County employee may retire at any time on or after the employee's sixty second (62) birthday to their seventieth (70) birthday. Application for normal retirement will be submitted to the Department Head no less than thirty (30) days nor more than ninety (90) days prior to the effective date of the proposed retirement. Those desiring to delay their retirement beyond age seventy (70) shall follow the procedures of 6.6.3.

Section 6.6.6 is amended to read:

6.6.6 Severance at Retirement: Employees retiring under this policy shall be paid for all accrued vacation leave, accrued compensatory time and sick leave as provided in Section 4.5.5 of this policy.

Section 6.6.7 is amended to read:

6.6.7 Death: When an employee dies while in the service with the County, the widow, widower, dependent children, or the Estate shall be entitled to all pay due; including regular salary, compensatory time, accrued vacation time, and accrued sick leave in accordance with 4.5.5. The party(s) to receive such payment are to be determined by the Courts or such other legal authority authorized to make such determinations.

15-79

State of Colorado       )  
                              )  
County of Montezuma     )       SS.

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the Montezuma County Courthouse in Cortez, Colorado, being the regular meeting place of the Board, at the hour of 3:00 p.m. on Monday, the 4th day of June, 1979.

Present:

Chairman:	Clay Bader
Commissioners:	Floyd Ray
	W.C. Bauer
County Attorney:	Grace S. Merlo
County Clerk and Recorder:	Jean DeGraff
Absent:	None

Thereupon, the following proceedings, among others, were had and taken.

Commissioner Bader reviewed the action of this Board taken at this same regular meeting of Monday, May 21, 1979, at which time a hearing on the Service Plan and related documents for the proposed Dolores Fire Protection District was held by the Board of County Commissioners, pursuant to the provisions of Chapter 32, Article 1, Colorado Revised Statutes 1973 and in accordance with a Resolution adopted and approved by the Board on the 23rd day of April, 1979.

Thereupon Commissioner Ray introduced and moved the adoption of the following Resolution:

#15-79

#15-79

R E S O L U T I O N

WHEREAS, pursuant to the provisions of Chapter 32, Article 1, Colorado Revised Statutes 1973, the Board of County Commissioners of Montezuma County, Colorado, on Monday, the 21st day of May, 1979, held a public hearing on the Service Plan and related documents for the proposed Dolores Fire Protection District; and

WHEREAS, Notice of this hearing was duly published in the Montezuma Valley Journal, a newspaper of general circulation within Montezuma County, said publication occurring on April 27, May 4 and 11th, 1979, as required by law and said Notice was forwarded to the Petitioners and to the governing body of each municipality and special district which has levied an ad valorem tax within a radius of three miles of the proposed District, and also to the Planning Commission of Montezuma County; and

WHEREAS, the Board has considered the Service Plan and all other testimony and evidence presented at the hearing; and

WHEREAS, it appears that the Service Plan should be approved.

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

1. That the Board of County Commissioners of Montezuma County, Colorado, does hereby determine that all of the requirements of Chapter 32, Article 1, Colorado Revised Statutes 1973, relating to the filing of the Service Plan for the proposed Dolores Fire Protection District have been fulfilled and that Notice of the hearing was duly given in the time and manner required by law.

2. That said publication of the Notice of Hearing in the Montezuma Valley Journal, a newspaper of general circulation within the County, is hereby approved.

3. That the Service Plan of the proposed Dolores Fire Protection District is hereby approved.

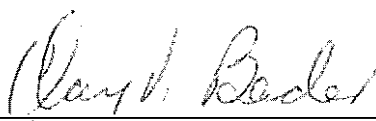
4. All resolutions, or parts thereof, in conflict with the provisions hereof, be and the same are hereby repealed.

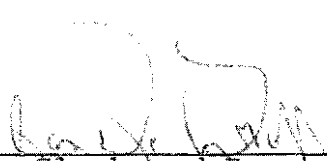
5. That a certified copy of this Resolution be filed in the records of Montezuma County and submitted to the petitioners for the purpose of filing in the District Court of Montezuma County, Colorado.

ADOPTED AND APPROVED this 4th day of June,

1979.

(S E A L)

  
\_\_\_\_\_  
Chairman  
Board of Commissioners  
Montezuma County, Colorado

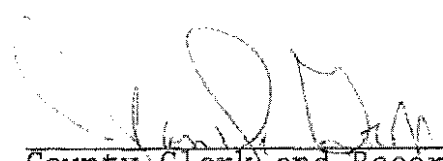
  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

CERTIFICATE

I, Jean DeGraff, do hereby certify that the above and foregoing is a true, correct and complete copy of a Resolution adopted by the Board of County Commissioners of Montezuma County, Colorado, at a duly called meeting held May 21, 1979.

WITNESS my hand and official seal this 4th day of June, 1979.

(S E A L)

  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

Commissioner Bauer seconded the motion for the passage and adoption of said Resolution.

The question being upon the passage and adoption of said Resolution, the roll was called and the question put to a vote with the following results:

Those Voting AYE:

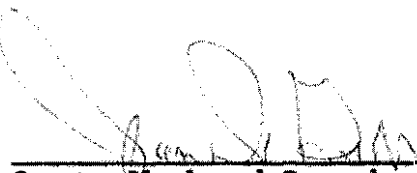
Commissioners: Clay Bader  
Floyd Ray  
W.C. Bauer

Those Voting Nay: NONE

The presiding officer thereupon declared that, a majority of all the Commissioners elected having voted in favor thereof, the motion was carried and the Resolution duly passed and adopted.

After consideration of other matters to come before the Board, on motion duly made and seconded, the meeting was adjourned.

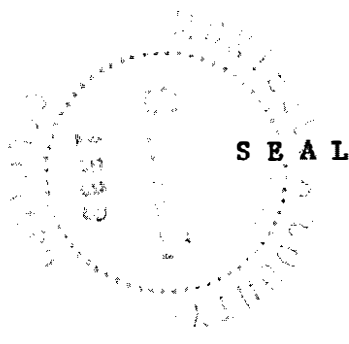



  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

I, Jean DeGraff, County Clerk and Recorder of the County of Montezuma, State of Colorado, do hereby certify that the foregoing pages number 1 to 4, inclusive, constitute a true and correct copy of the record of proceedings of the Board of County Commissioners of said County, taken at a regular meeting held on the 4th day of June, 1979, at the Montezuma County Courthouse, Cortez, Colorado, insofar as said minutes relate to a Resolution, a copy of which is therein set forth; that the copy of said Resolution contained in the minutes is a full, true and correct copy of the original of said Resolution as adopted by the Board of County Commissioners at said meeting; that the original Resolution has been duly signed and approved by the presiding officer of the Board of County Commissioners and myself, as County Clerk and Recorder, sealed with the corporate seal of the County and recorded in the Book of Resolutions of the County kept for that purpose in my office.

I further certify that the Chairman and two members of the Board of County Commissioners were present at said meeting and that three members of the Board voted on the passage of the Resolution as set forth in said minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County of Montezuma, Colorado, this 4th day of June, 1979.



  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 29th day of May, 1979, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #14-79

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado, have authority by Colorado law to regulate the use of its road system; and,

WHEREAS, Mountain Gravel and Construction Company has a contract with the City of Cortez to construct the Industrial Park and reconstruct portion of County Road 25 lying totally within the City limits; and,

WHEREAS, the reconstruction of Road 25 will require its being closed from time to time during construction.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that to provide for the safety of the general public, Mountain Gravel and Construction is granted permission to close County Road 25 between U.S. Highway 666 and County Road L during times of construction from May 29 to August 31, 1979. Those business establishments located along this section shall be provided limited access to their properties subject to the convenience of the construction equipment being operated. Mountain Gravel and Construction Company shall furnish all barricades, signs, flaggers and other safety devices required by regulation and law.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

Clay V. Bader, Floyd M. Ray, and William C. Bauer  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

# 13-79

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 21st day of May, 1979, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

ESOLUTION #13-79

WHEREAS, many young men and women of Montezuma County served honorably and faithfully during the Vietnam conflict, and

WHEREAS, Governor Richard D. Lamm, of the State of Colorado has signed a proclamation declaring the week of May 28 through June 2, 1979 as Vietnam Veterans Week in Colorado.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of Montezuma County, Colorado, do hereby recognize the contributions and sacrifices of Montezuma County residents who served our Armed Forces in Southeast Asia and do join the overnorn in proclaiming May 28 through June 3, 1979, as Vietnam Veterans Week in Montezuma County.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

Clay V. Bader, W.C. Bauer, and Floyd M. Ray  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 21st day of May, 1979.

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

RESOLUTION NO. 12-79

A RESOLUTION CONCERNING THE PROPOSED MONTEZUMA-DOLORES COUNTY METROPOLITAN RECREATION DISTRICT, IN THE COUNTIES OF MONTEZUMA AND DOLORES, AND THE STATE OF COLORADO; APPROVING THE SERVICE PLAN FOR SAID PROPOSED DISTRICT WITHOUT CONDITION OR MODIFICATION.

WHEREAS, the County of Montezuma (herein the "County"), in the State of Colorado (herein the "State"), is a County operating under the laws of the State; and

WHEREAS, a "Service Plan of the Proposed Montezuma-Dolores County Metropolitan Recreation District, (herein sometimes designated as the "service plan"), including supplemental documents, maps, and exhibits was filed with the County Clerk and Recorder of the County of Montezuma, State of Colorado, requesting a formation and incorporation of said district; and

~~May~~ April, 1979, WHEREAS, a public hearing was held on the 23rd day of ~~May~~, 1979, on the adequacy of the service plan. Notice of the date, time and location of the public hearing was published in the Montezuma Valley Journal, a newspaper of general circulation in the County of Montezuma once each week for a period of three successive weeks by three publications, i.e., on the 4th day of April, the 11th day of April, and the 18th day of April, 1979, the first publication of each newspaper being at least twenty days prior to the date set for the hearing; and

WHEREAS, said public hearing was duly held and conducted in accordance with Article 1, of Title 32, Colorado Revised Statutes, 1973, as amended; and

WHEREAS, pursuant to the provisions of Article 1, Title 32, Colorado Revised Statutes, 1973, as amended, the Board of County Commissioners constitutes the approving authority and is required to review any service plan or revised or modified service plan filed by the petitioners of any proposed special district; and

WHEREAS, the Board of County Commissioners has reviewed the service plan including all supplemental documents, maps and exhibits for the organization of said district, has reviewed the recommendations of County Planning Commission, and has considered all testimony and evidence presented at

the hearing held on April 23, 1979, which was considered by the Board of County Commissioners to be relevant to the formation of said district were the adequacy of the service plan; and

WHEREAS, the Board of County Commissioners has determined and hereby determines:

1. That the Service Plan of the Proposed Montezuma-Dolores County Metropolitan Recreation District fully complies with the provisions and requirements of Article 1, Title 32, Colorado Revised Statutes, 1973, as amended, and contains the information required to be included therein.

2. That the required processing fee in the amount of \$200.00 has been paid.

3. That there is sufficient existing and projected need for organized service in the area to be serviced by the Proposed Montezuma-Dolores County Metropolitan Recreation District.

4. That there is a strong possibility that the City of Cortez will be served by cable television in the near future which would cause the present method of funding for the existing television facilities or service in the area to be served by the Montezuma-Dolores County Metropolitan Recreation District not to be adequate for either present or projected needs.

5. That the proposed district is economically capable of providing sufficient television service to the area within its proposed boundaries.

6. That no Regional Service Authority has been formed or is in the process of being formed within the territory which extends into the proposed boundaries of this district and that the provisions of Section 32-7-137, Colorado Revised Statutes, 1973, as amended, do not apply to the organization of the Proposed Montezuma-Dolores County Metropolitan Recreation District.

7. That the Montezuma-Dolores County Metropolitan Recreation District is capable of providing economic and efficient television service and facilities to the area within its proposed boundaries.

8. That the proposed facilities and service standards of the Montezuma-Dolores County Metropolitan Recreation District are compatible with the facilities and service standards of the adjacent municipalities and special districts.

9. That the description of the boundaries of the district are as according to the legal description found in the service plan submitted to the County Commissioners.


NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO

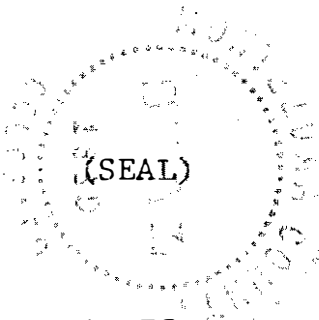
District be, and the same hereby is, approved without condition or modification.

Section 2. This resolution and order, upon its adoption, shall be made a part of the permanent records of the Board of County Commissioners.

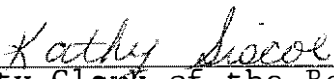
Section 3. This resolution will promote the general welfare of the inhabitants of the County, and that this resolution shall become effective and be in force immediately upon its adoption.

ADOPTED AND APPROVED THIS 30<sup>th</sup> day of April, 1979.

  
\_\_\_\_\_  
Chairman, Board of County  
Commissioners, Montezuma  
County, Colorado



ATTEST:

  
Dep County Clerk of the Board  
of County Commissioners,  
Montezuma County,  
Colorado

Commissioners voting aye in favor of the Resolution were:  
Clay V Bader, W. C. Bauer and Floyd M. Ray.

Commissioners voting nay were none.

I certify that the above resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 30th day of April, 1979.

  
\_\_\_\_\_  
Deputy County Clerk & Recorder  
Montezuma County, Colorado

(SEAL)

STATE OF COLORADO                    }  
COUNTY OF MONTEZUMA                }    ss.

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, in Cortez, Colorado, being the regular meeting place of said Board, at the hour of 9:30 o'clock a.m. on Monday, the 23rd day of April, 1979.

There were present:

Chairman:	Clay V. Bader
Commissioners:	Floyd M. Ray
	W. C. Bauer
Clerk and Recorder:	Jean DeGraff
Absent:	None

Thereupon the following proceedings, among others, were had and taken.

The Chairman informed the Board that a Service Plan, supplemental documents and the required processing fee had been filed for the proposed Dolores Fire Protection District and a request made that a Hearing on said Service Plan be called and held.

Thereupon Commissioner Bader introduced the following Resolution: # 11-79

R E S O L U T I O N

#11-99

WHEREAS, a Service Plan, supplemental documents and a processing fee have been filed relating to the proposed Dolores Fire Protection District; and

WHEREAS, the law requires that a Hearing be called and held within 30 days of this meeting concerning the adequacy of said Service Plan;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO;

Section 1. That a Hearing on the Service Plan, as filed, for the proposed Dolores Fire Protection District be and the same is hereby set for the hour of 3:00 o'clock PM, at the County Courthouse, in Cortez, Colorado, the regular meeting place of the Board of County Commissioners on Monday, the 21st day of May, 1979.

Section 2. That the Clerk of this Board is hereby directed to cause the Notice of Hearing to be published in the Montezuma Valley Journal, Cortez, Colorado, newspaper of general circulation with the County, once each week for a period of three successive weeks by three publications, the first publication to be at least 20 days prior to the date of Hearing.

Section 3. That the Clerk is hereby further directed to provide written Notice of the Hearing to the Petitioners and to the governing body of any existing municipality or special district which has levied an ad valorem tax within the next preceding tax year and has boundaries within a radius of three miles of the proposed Dolores Fire Protection District, and also to the planning Commission of Montezuma County.

OFFICE OF  
COUNTY CLERK AND RECORDER  
MONTEZUMA COUNTY, COLORADO

STATE OF COLORADO }  
COUNTY OF MONTEZUMA }

ss.

NOTICE OF HEARING

PUBLIC NOTICE IS HEREBY GIVEN that there was filed with the County Clerk and Recorder of Montezuma County, Colorado, a Service Plan and related documents for the proposed Dolores Fire Protection District, the purpose of which is generally to provide facilities for a fire station and fire fighting equipment and personnel. Said service plan and related documents are now on file in the office of the County Clerk and Recorder and are available for public inspection.

NOTICE IS FURTHER GIVEN that, by Order of the County Commissioners of Montezuma County, Colorado, a public hearing on said Service Plan and related documents will be held at the Montezuma County Courthouse in Cortez, Colorado, at 3:00 p.m. on Monday, the 21st day of May, 1979.

The purpose of said Hearing shall be to consider the adequacy of the Service Plan of the proposed Dolores Fire Protection District and form a basis for adopting a Resolution approving, conditionally approving or disapproving said Service Plan.

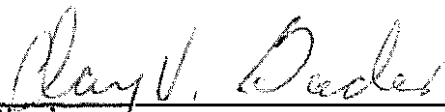
The proposed Dolores Fire Protection District is legally described as follows: All territory in Montezuma County included within a boundary line described as follows: Beginning at the Northeast Corner of Montezuma County; thence in Southerly and Westerly direction along the East boundary line of Montezuma County to the point where it intersects the South line of Section 13, T38N, R11W; thence West to the Southeast Corner of Section 16, T38N, R12W; thence South to the Southeast Corner of Section 33, T38N, R12W; thence West to the Southeast Corner of Section 36, T38N, R14W; thence South to the Southeast Corner of Section 25, T37N, R14W; thence West to the Northeast Corner of NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 34, T37N, R14W; thence South to the Southeast Corner of SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 3, T36N, R14W; thence West to the North Quarter Corner of Section 7, T36N, R14W; thence South to the Center of said Section 7; thence West to the West Quarter Corner of said Section 7; thence North to the Northwest Corner of said Section 7; thence West to the South Quarter Corner of Section 1, T36N, R15W; thence North to the Center of said Section 1; thence East to the East Quarter Corner of said Section 1; thence North to the Northeast Corner of said Section 1; thence West to the Southwest Corner of Section 35, T37N, R15W; thence South to the Southeast Corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 10, T36N, R15W; thence West to the Southwest Corner of NW $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 10; thence North to the North Quarter Corner of said Section 10; thence West to the Southwest Corner of SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 4, T36N, R15W; thence North to the Northwest Corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 4; thence West to the Southwest Corner of Section 33, T37N, R15W; thence North to the Southeast Corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 32, T37N, R15W; thence West to the Southwest Corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 32; thence South to the South Quarter Corner of said Section 32; thence West to the Southwest Corner of Section 31, T37N, R15W; thence North to the West Quarter Corner of said Section 31; thence West to the Southwest Corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 36, T37N, R16W; thence North to the Northwest Corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 36; thence East to the Northeast Corner of said Section 36; thence North to the East Quarter Corner of Section 25, T37N, R16W; thence West to the West Quarter Corner of Section 26, T37N, R16W; thence North to the West Quarter Corner of Section 26, T38N, R16W; thence West to the Southwest Corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 27, T38N, R16W; thence North to the Southwest Corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 22, T38N, R16W; thence West to the West Quarter Corner of said Section 22; thence North to the Northwest Corner of Section 15, T38N, R16W; thence West to the Southwest Corner of Section 9, T38N, R16W; thence North to the Northwest Corner of Section 33, T39N, R16W; thence Northwest to the Northwest Corner of Section 19, T39N, R16W. This line extended if necessary to the point of intersection with the North boundary line of Montezuma County. Thence East following North boundary line of Montezuma County to the point of beginning.

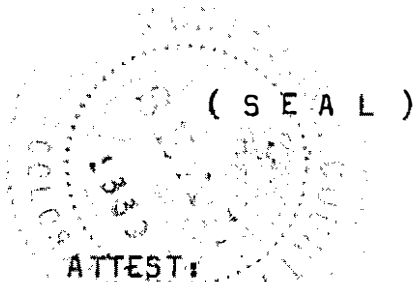
THIS NOTICE GIVEN BY ORDER OF THE COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO


Section 5. All resolutions, or parts thereof, in conflict with the provisions hereof, be and the same are hereby repealed.

Section 6. That this Resolution, immediately upon its passage, shall be recorded in the Book of Resolutions of the County kept for that purpose and shall be authenticated by the signatures of the Chairman of the Board of County Commissioners and the County Clerk and Recorder.

ADOPTED AND APPROVED this 23rd day of April, 1979.

  
\_\_\_\_\_  
Chairman  
Board of County Commissioners  
Montezuma, County, Colorado



  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

After reading the foregoing Resolution, Commissioner Ray then moved that said Resolution be passed and adopted. Commissioner Bauer seconded the motion.

The question being upon the passage and adoption of said Resolution, the roll was called and the question put to a vote with the following results:

Those voting AYE: *Clay Butler, Floyd Ray, W.C. Bauer*  
Those voting NAY: *None*

The presiding officer thereupon declared that a majority of all the Commissioners elected having voted in favor thereof, the motion was carried and the Resolution duly passed and aded.

*Clay V. Butler*  
\_\_\_\_\_  
Chairman  
Board of County Commissioners  
Montezuma County, Colorado

( S E A L )

ATTEST:

*[Signature]*  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

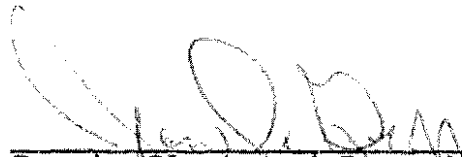
STATE OF COLORADO        }  
COUNTY OF MONTEZUMA      }    ss.

I, Jean DeGraff, County Clerk and Recorder of the County of Montezuma, State of Colorado, do hereby certify that the foregoing pages numbered 1 to 5, inclusive, constitute a true and correct copy of the record of proceedings of the Board of County Commissioners of said County, taken at a regular meeting held on the 22 day of April, 1979, at the Montezuma County Courthouse, Cortez, Colorado, insofar as said minutes relate to a Resolution, a copy of which is therein set forth; that the copy of said Resolution contained in the minutes is a full, true and correct copy of the original of said Resolution as adopted by the Board of County Commissioners at said meeting; that the original Resolution has been duly signed and approved by the presiding officer of the Board of County Commissioners and myself, as County Clerk and Recorder, sealed with the corporate seal of the County and recorded in the Book of Resolutions of the County kept for that purpose in my office.

I further certify that the Chairman and two members of the Board of County Commissioners were present at said meeting and that three members of the Board voted on the passage of the Resolution as set forth in said minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County of Montezuma, Colorado, this 23 day of April, 1979.

( S E A L )

  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

STATE OF COLORADO            )  
COUNTY OF MONTEZUMA        )           ss.

CERTIFICATE OF MAILING  
AND OF PUBLICATION

IN RE THE ORGANIZATION OF THE  
DOLORES FIRE PROTECTION DISTRICT  
MONTEZUMA COUNTY, COLORADO

IT IS HEREBY CERTIFIED by the undersigned, Jean DeGraff,  
County Clerk and Recorder of Montezuma County, Colorado, as  
follows:

1. That on the 23rd day of April, 1979, the Board of  
County Commissioners of Montezuma County, Colorado, did act  
to call and set a Hearing for Monday, May 21, 1979, at the  
hour of 3:00 o'clock p.m., in the Montezuma County Courthouse  
in Cortez, Colorado, concerning the Service Plan and related  
documents for the proposed Dolores Fire Protection District.

2. That, as a part of said action, directions were given  
that copies of the Notice of Hearing for said Hearing be given or  
sent to the Petitioners, and to the governing body of any existing  
municipality or special district which has levied an ad valorem  
tax within the next preceding tax year and which had boundaries  
within a radius of three miles of the proposed District, and in  
addition, to the Planning Commission of Montezuma County.

3. That in compliance with said directions a copy of said  
Notice of Hearing was personally delivered to the representative  
of the Petitioners, and additional copies were deposited in the  
United States Mail, postage prepaid, registered with return receipt  
requested, to the Planning Commission of Montezuma County and to  
the governing bodies of the municipalities of special districts  
listed on the following page 8, which municipalities and special  
districts constitute all such municipalities or special districts  
within the class required by law to be given such Notice.

IN RE THE ORGANIZATION OF THE  
DOLORES FIRE PROTECTION DISTRICT  
MONTEZUMA COUNTY, COLORADO

Taxing entities within a three mile radius of the proposed Dolores Fire Protection District.

Arriola Cemetery District, Lee E. Searcy, Rt 1 Box 142, Dolores, Co 81323  
Cortez Cemetery District, Thelma McCabe, 7131 Co Rd 25, Cortez Co 81321  
Dolores Cemetery District, Juanita Fredriksen, Bx 67, Dolores Co 81323  
Dolores Water Conservancy District, Edgar Gilliland, Bx 1117, Cortez Co 8.  
Fairview Cemetery District, Jeanne Reed, Yellow Jacket, Co 81335  
Lebanon Cemetery District, Elmo Goza, Rt 1 Box 215, Dolores, Co 81323  
Lewis Cemetery District, James Sturman, Bx 518, Dolores, Co 81323  
Montezuma Mosquito Control District, Cal Beaver, Bx 99, Cortez, Co 81321  
Montezuma Water District No. 1, Box 314, Cortez, Co 81321  
Pleasant View Fire District, Pleasant View, Co 81331  
Sylvan Cemetery District, Bessie White, Pleasant View, Co 81331  
Southwest Water Conservation District, Archie B Toner, Bx 475, Durango, Co  
Lewis-Arriola Fire District, Lewis, Co 81327  
Montezuma County Hospital District, Randy Calhoun, 1311 N Mildred, Cortez,  
City of Dolores, Dolores, Co 81323  
School District RE 1, R. E. Howerton, Dr. N, Cortez, Co 81321  
School District RE4A, Dolores, Co 81323  
School District RE6, Mancos, Co 81328  
Dolores County Commissioners, Courthouse, Dove Creek, Co 81324  
Montezuma County Planning Commission, W. L. Glenn, Rm303, Courthouse, Cortez

Petitioners:

Wilson Brumley, Box 703, Dolores, Co 81323  
Bill Ragland, Box 513, Dolores, Co 81323  
Jim Tebbs, Box 486, Dolores, Co 81323  
Gary Allen, Rt 2 Box 104, Mancos, Co 81328  
L. Dick Nielson, Star Rt 1 Box 10, Dolores, Co 81323

Representative:

Dilts, Dyer and Fossum, Clifford C. Fossum, 140 W 1st, Cortez, Colorado

IN RE THE ORGANIZATION OF THE  
DOLORES FIRE PROTECTION DISTRICT  
MONTEZUMA COUNTY, COLORADO

**PUBLIC NOTICE**

OFFICE OF  
COUNTY CLERK AND RECORDER  
MONTEZUMA COUNTY, COLORADO

STATE OF COLORADO )

COUNTY OF MONTEZUMA ) ss.

**NOTICE OF HEARING**

PUBLIC NOTICE IS HEREBY GIVEN that there was filed with the County Clerk and Recorder of Montezuma County, Colorado, a Service Plan and related documents for the proposed Dolores Fire Protection District, the purpose of which is generally to provide facilities for a fire station and fire fighting equipment and personnel. Said service plan and related documents are now on file in the office of the County Clerk and Recorder and are available for public inspection.

NOTICE IS FURTHER GIVEN that, by Order of the County Commissioners of Montezuma County, Colorado, a public hearing on said Service Plan and related documents will be held at the Montezuma County Courthouse in Cortez, Colorado, at 3:00 p.m. on Monday, the 21st day of May, 1979.

The purpose of said Hearing shall be to consider the adequacy of the Service Plan of the proposed Dolores Fire Protection District and form a basis for adopting a Resolution approving, conditionally approving or disapproving said Service Plan.

The proposed Dolores Fire Protection District is legally described as follows: All territory in Montezuma County in-

cluded within a boundary line described as follows:

Beginning at the Northeast Corner of Montezuma County; thence in a Southerly and Westerly direction along the East boundary line of Montezuma County to the point where it intersects the South line of Section 13, T38N, R11W; thence West to the Southeast Corner of Section 16, T38N, R12W; thence South to the Southeast Corner of Section 33, T38N, R12W; thence West to the Southeast Corner of Section 36, T38N, R14W; thence South to the Southeast Corner of Section 25, T37N, R14W; thence West to the Northeast Corner of NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 34, T37N, R14W; thence South to the Southeast Corner of SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 3, T36N, R14W; thence West to the North Quarter Corner of Section 7, T36N, R14W; thence South to the Center of said Section 7; thence West to the West Quarter Corner of said Section 7; thence North to the Northwest Corner of said Section 7; thence West to the South Quarter Corner of Section 1, T36N, R15W; thence North to the Center of said Section 1; thence East to the East Quarter Corner of said Section 1; thence North to the Northeast Corner of said Section 1; thence West to the Southwest Corner of Section 35, T37N, R15W; thence South to the Southeast Corner of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 10, T36N, R15W; thence West to the South-

T37N, R15W; thence North to the West Quarter Corner of said Section 31; thence West to the Southwest Corner of SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 36, T37N, R16W; thence North to the Northwest Corner of NE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 36; thence East to the Northeast Corner of said Section 36; thence North to the East Quarter Corner of Section 25, T37N, R16W; thence West to the West Quarter Corner of Section 26, T37N, R16W; thence North to the West Quarter Corner of Section 26, T38N, R16W; thence West to the Southwest Corner of SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 27, T38N, R16W; thence North to the Southwest Corner of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 22, T38N, R16W; thence West to the West Quarter Corner of said Section 22; thence North to the Northwest Corner of Section 15, T38N, R16W; thence West to the Southwest Corner of Section 9, T38N, R16W; thence North to the Northwest Corner of Section 33, T39N, R16W; thence Northwest to the Northwest Corner of Section 19, T39N, R16W. This line extended if necessary to the point of intersection with the

## Proof of Publication

THE MONTEZUMA VALLEY JOURNAL

STATE OF COLORADO )

County of Montezuma )

I, R. D. Brown, do solemnly swear that

I am publisher of The Montezuma Valley Journal, and that I have personal knowledge of the essential facts stated herein; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Montezuma, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of Montezuma for a period of more than fifty-two consecutive weeks next to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second class matter under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire issue of every number

of said weekly newspaper for the period of 3 consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated

April 27 A. D., 19 79  
and that the last publication of said notice was in the issue of said newspaper dated

May 11 A. D., 19 79  
In Witness Whereof I have here unto set my hand

this 11 day of May A. D., 19 79

R. D. Brown

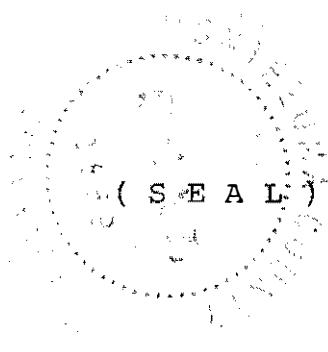
Subscribed and sworn to before me, a Notary Public in and for the County of Montezuma, State of Colorado,

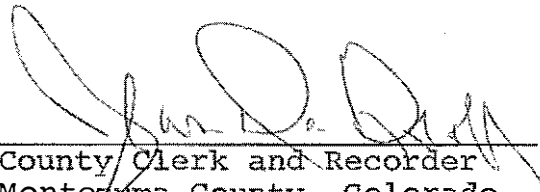
this 11 day of May A. D., 19 79

Notary Public

4. That said Notice of Hearing was also caused to be published in The Montezuma Valley Journal, Cortez, Colorado, newspaper of general circulation within Montezuma County, Colorado, in the editions dated April 27, May 4 and 11, 1979, as required by law and the directions of the County Commissioners, and a Proof of Publication thereof is attached to page 10 hereof and is on file in my office as evidence thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 15th day of May, 1979.



  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 23rd day of April, 1979, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #10

WHEREAS, the County of Montezuma, Colorado, is an operator of an airport regularly serving a certificate holder or permit holder to whom Part 121.538 or Part 129.25 applies and being in compliance with Federal Aviation Regulations, 14 CFR Part 107, relating to airport security, and

WHEREAS, the Federal Aviation Administration is considering proposing regulations which would increase the minimum training standards for personnel functioning as airport law enforcement officers,

WHEREAS, the County of Montezuma, Colorado, desires to provide adequate training to its airport law enforcement officers.

NOW, THEREFORE, BE IT RESOLVED BY THE County Commissioners of Montezuma County, Colorado, that:

A. No law enforcement officer shall be assigned law enforcement responsibilities at the Cortez-Montezuma County Airport until:

1. He/She has been given the full powers of arrest as pertains to all Federal, State and local laws.
2. He/She has completed a minimum of 40 hours of training on pertinent Federal Aviation Regulations concerning airport security to include Part 107, current airport security program and the air carrier standard security program.
3. At least two hours quarterly recurrent training as pertains to Item 2 above.
4. The County shall provide to all law enforcement officers performing functions at the Cortez-Montezuma County Airport at least minimum qualification training in the use of firearms; at least two hours quarterly training in the courteous and efficient treatment of persons subject to inspection, detention, search and other

MAY 16 1979

B. The training should be administered by an instructor who has graduated from the FAA Aviation Security Training Course and/or the airport management with available assistance from a Federal Aviation Administration Aviation Security Specialist.

This resolution shall become effective immediately upon passage and approval.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and  
William C. Bauer.

Commissioners voting Nay: None

Clay V. Bader, Floyd M. Ray, and  
Signature Signature  
William C. Bauer.

[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

STATE OF COLORADO  
COUNTY OF MONTEZUMA

)  
) SS.  
)

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, Cortez, Colorado, on April 16, 1979, at 11:00 a.m.

There were present at said meeting the following:

Present:

Chairman: Clay Backer

Other Commissioners: Floyd Ray  
Bill Bauer

Absent:

None

There were also present:

County Clerk: Jean DeGruff

County Attorney: Grace Merlo

Commissioner Ray introduced the following resolution, the text of which is as follows:

APR 25 1979

MONTEZUMA COUNTY, COLORADO

RESOLUTION

#9-79

WHEREAS, La Plata County, Montezuma County (the "County"), and the Mortgage Assistance Corporation (the "Company") entered into a Delegation Agreement dated December 18, 1978;

WHEREAS, Montezuma County authorized said Delegation Agreement by Resolution passed, adopted, and approved on December 18, 1978;

WHEREAS, said Delegation Agreement provides that the Board of County Commissioners of Montezuma County approve the terms and conditions of all agreements entered into by La Plata County relating to the financing contemplated by the Delegation Agreement;

WHEREAS, it is necessary to evidence such approval by the Addendum to Delegation Agreement attached hereto as Exhibit A (the "Addendum") which will be executed and delivered by La Plata County, the County, and the Company;

WHEREAS, the parties to said Delegation Agreement desire to amend the same; and

WHEREAS, the Board of County Commissioners of the County desires to amend the Resolution passed, adopted, and approved on December 18, 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. Section 2 of the Resolution of the Board of County Commissioners of the County passed, approved, and adopted on December 18, 1978, authorizing the Delegation Agreement is repealed in its entirety and the following is enacted in its stead:

It is the conclusive determination of the Board of County Commissioners of Montezuma County that persons and families with a household income of less than or equal to \$22,000 for the 1978 tax year lack the financial ability to pay prices sufficient to induce private enterprise to build a sufficient supply of adequate, safe, and sanitary dwellings without the special assistance afforded by the Act. Without in any way limiting the preceding determination, said Board further determines and resolves that the funds contemplated under this agreement to be employed in originating Mortgage Loans first be so employed in aid of persons and families with a household income less than or equal to \$15,000. Said Board further determines and resolves that on and after October 1, 1979, the aforementioned

determines and resolves that on and after February 1, 1980, the aforementioned sums be so employed in aid of persons and families with a household income less than or equal to \$22,000. For purposes of this paragraph, "household income" is defined as the total of the adjusted gross income, as reported on federal income tax returns for the latest tax year prior to the date of the loan application as filed with the Internal Revenue Service, of the head of the household, if any, and the spouse of the head of the household, if any; or, if there is no head of the household, of all persons over the age of 18 residing or intending to reside in a dwelling unit (said head of the household, if any, spouse of the head of the household, if any, or persons over the age of 18 being referred to in this definition as "household members"); provided that \$1,000 shall be deducted from such total of adjusted gross incomes for each dependent claimed for federal income tax purposes by any household member (including any children born since the end of the applicable tax year); and provided further that for the purposes of this definition, the spouse, if any, of the head of the household, if any, is a dependent.

Section 2. In order to insure the financing of the Mortgage Loans to provide more adequate residential housing facilities for low and middle-income families and persons at the earliest possible date, with the public benefits which will flow therefrom, it is deemed necessary and advisable that the Addendum be approved, executed, and delivered by and on behalf of the County.

Section 3. The form, terms, and provisions of the Addendum, as set forth as Exhibit A hereto, be and hereby are approved, and the Chairman of the Board of County Commissioners and the County Clerk of the County be and they hereby are authorized and directed to execute and deliver the Delegation Agreement.

Section 4. The Chairman of the Board of County Commissioners and the County Clerk of the County be and they hereby are authorized and directed to take such other steps or actions as may be required to carry out the terms and intent of this resolution and of the Addendum; including, without limitation, the signing of required certificates. Any certificate so signed shall be deemed a representation and warranty of the County.

Section 5. Nothing contained in this resolution or in the Addendum shall obligate the County, except to the extent described in the Addendum, nor constitute the debt or indebtedness of the County within the meaning of the Constitution or statutes of the State of Colorado nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this resolution.

Section 7. All action (not inconsistent with the provisions of this resolution) heretofore taken by the Board of County Commissioners and the officers of the County directed toward the authorization of the Addendum be, and the same hereby is, ratified, approved, and confirmed.

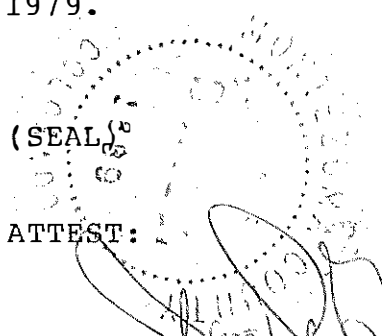
Section 8. All bylaws, orders, and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, or resolution, or part thereof.

Section 9. This resolution shall be in full force and effect upon its passage and approval.

PASSED, ADOPTED, AND APPROVED this 16<sup>th</sup> day of April 1979.

(SEAL)

ATTEST:

  
[Signature]  
County Clerk

Clay V. Becker  
Chairman, Board of County  
Commissioners

Whereupon it was moved by Commissioner Ray and seconded by Commissioner Bauer that all rules of the Board of County Commissioners which might prevent, unless suspended, the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting be, and the same hereby are, suspended for the purpose of permitting the final passage and adoption of said resolution at this meeting. The motion was put to a vote, the vote being as follows:

Those Voting Yes: Ray, Bauer, Becker

Those Voting No:

none

Those Absent:

none

A motion to adopt the foregoing resolution was then duly made by Commissioner Ray and duly seconded by

Those Voting Yes: Ray Bauer, Bader

Those Voting No:

none

Those Absent:

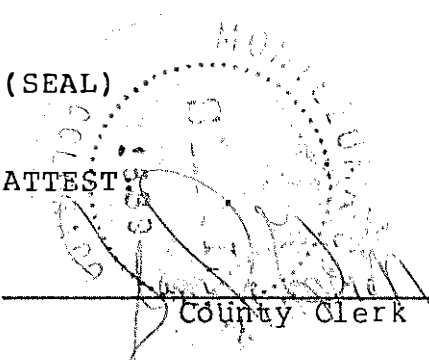
none

Thereupon the presiding officer declared said motion carried and said resolution duly passed and adopted.

After the consideration of other business unrelated to the financing of low and middle-income housing facilities, on motion duly made, seconded, and adopted, the meeting thereupon adjourned.

(SEAL)

ATTEST:

 County Clerk

Ray H. Bader  
Chairman, Board of County  
Commissioners

STATE OF COLORADO  
COUNTY OF MONTEZUMA

)  
) SS.  
)

I, Jean De Cress, the duly elected, qualified, and acting Clerk of Montezuma County, Colorado, do hereby certify that the foregoing pages numbered 1 to , inclusive, are a true, correct, and complete copy of the record of proceedings, insofar as such proceedings relate to the resolution contained therein, of the Board of County Commissioners of Montezuma County, Colorado, had and taken at a lawful meeting of the Board held at the County Courthouse, Cortez, Colorado, on April 16, 1979, commencing at the hour of 11:00 a.m., as recorded in the regular official book of the proceedings of the County kept in my office, said proceedings were duly had and taken as therein shown, the meeting herein shown was duly held, and the persons therein named were present at said meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County this 16<sup>th</sup> day of April 1979.

(SEAL)

Jean De Cress  
County Clerk

Resolution #8

#9

STATE OF COLORADO     )  
                              )     ss.  
COUNTY OF MONTEZUMA    )

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, in Cortez, Colorado, being the regular meeting place of said Board, at the hour of 9:30 o'clock a.m. on Monday the 2nd day of April, 1979.

There were present:

Chairman:             Clay V. Bader

Commissioners:     Floyd Ray

                      W.C. Bauer

County Clerk  
and Recorder: Jean DeGraff

Absent:               None

Thereupon the following proceedings, among others, were had and taken.

The Chairman informed the Board that a Service Plan, supplemental documents and the required processing fee had been filed for the proposed Montezuma-Dolores County Metropolitan Recreation District and a request made that a Hearing on said Service Plan be called and held.

Thereupon Commissioner Ray introduced the following Resolution:

## R E S O L U T I O N

WHEREAS, a Service Plan, supplemental documents and a processing fee have been filed relating to the proposed Montezuma-Dolores County Metropolitan Recreation District: and

WHEREAS, the law requires that a Hearing be called and held within 30 days of this meeting concerning the adequacy of said Service Plan:

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. That a Hearing on the Service Plan, as filed, for the proposed Montezuma-Dolores County Metropolitan Recreation District be and the same is hereby set for the hour of 3:00 o'clock p.m., at the County Courthouse, in Cortez, Colorado, the regular meeting place of the Board of County Commissioners, on Monday, the 23rd day of April, 1979.

Section 2. That the Clerk of this Board is hereby directed to cause the Notice of Hearing to be published in the Montezuma Valley Journal, Cortez, Colorado, newspaper of general circulation within the County, once each week for a period of three successive weeks by three publications, the first publication to be at least 20 days prior to the date of Hearing.

Section 3. That the Clerk is hereby further directed to provide written Notice of the Hearing to the Petitioners and to the governing body of any existing municipality or special district which has levied an ad valorem tax within the next preceding tax year and has boundaries within a radius of three miles of the proposed Montezuma-Dolores County Metropolitan Recreation District, and also to the Planning Commission of Montezuma County.

Section 4. That said Notice shall be in substantially the following form:

ADDENDUM TO DELEGATION AGREEMENT

This Addendum to a Delegation Agreement dated April 16, 1979, among the County of La Plata, Colorado ("La Plata County"), Montezuma County, Colorado ("Montezuma County"), and Mortgage Assistance Corporation (the "Company").

WITNESSETH:

WHEREAS, La Plata County, Montezuma County, and the Company entered into a Delegation Agreement dated December 18, 1978;

WHEREAS, Montezuma County authorized said Delegation Agreement by Resolution passed, adopted, and approved on December 18, 1978;

WHEREAS, said Delegation Agreement provides that the Board of County Commissioners of Montezuma County approve the terms and conditions of all agreements entered into by La Plata County relating to the financing contemplated by the Delegation Agreement; and

WHEREAS, the parties to said Delegation Agreement desire to amend the same.

NOW, THEREFORE, in consideration of the above premises, the parties hereto agree as follows:

1. The Board of Commissioners of Montezuma County approve the form of the documents and terms thereof attached as Exhibit A hereto.

2. Without limiting the generality of the approval, the Board of Commissioners of Montezuma County also specifically grant their approval to the following terms contained in the above-mentioned documents:

(a) The total Mortgage Loans tentatively designated to be originated in Montezuma County shall be in an amount equal to \$2,000,000.00;

originated in Montezuma County by allowing loans scheduled to be originated in one county to also be originated in another county in order to further the purposes of providing housing for low- and middle-income families and persons in La Plata County, Montezuma County, and other counties that have entered into Delegation Agreements with La Plata County and Company;

(c) No individual Mortgage Note originated pursuant to the financing contemplated by the Delegation Agreement shall exceed \$62,500; and

(d) The Company may administer the origination and servicing of Mortgage Loans for residential housing facilities for low- and middle-income persons and families on behalf of La Plata County and Montezuma County and the Board of County Commissioners of Montezuma County approve the inclusion of Archuleta, Montrose, Ouray, and San Miguel counties in the program.

3. The approval contained herein shall become final and constitute the approval required by the Delegation Agreement only upon certification by the County Clerk of Montezuma County that the Administration Agreement, Indenture, and Bond Purchase Agreement as executed by La Plata County are substantially in the form presented to and approved by the Board of County Commissioners of Montezuma County.

4. Subsection (e) of Section 1 of said Delegation Agreement is deleted in full and in its stead the following is inserted:

It is the conclusive determination of the Board of County Commissioners of Montezuma County that persons and families with a household income of less than or equal to \$22,000 for the 1978 tax year lack the financial ability to pay prices sufficient to induce private enterprise to build a sufficient supply of adequate, safe, and sanitary dwellings without the special assistance afforded by the Act. Without in any way limiting the preceding determination, said Board further determines and resolves the funds contemplated under this agreement to be employed in originating Mortgage Loans first be so employed in aid of persons and families with a household income less than or equal to \$15,000. Said Board further determines and resolves that on and after October 1, 1979, the aforementioned funds be so employed in aid of persons and families with a household income less than or equal to \$10,000. Montezuma County Board

"household income" is defined as the total of the adjusted gross income, as reported on federal income tax returns for the latest tax year prior to the date of the loan application as filed with the Internal Revenue Service, of the head of the household, if any, and the spouse of the head of the household, if any; or, if there is no head of the household, of all persons over the age of 18 residing or intending to reside in a dwelling unit (said head of the household, if any, spouse of the head of the household, if any, or persons over the age of 18 being referred to in this definition as "household members"); provided that \$1,000 shall be deducted from such total of adjusted gross incomes for each dependent claimed for federal income tax purposes by any household member (including any children born since the end of the applicable tax year); and provided further that for the purposes of this definition, the spouse, if any, of the head of the household, if any, is a dependent.

5. Notwithstanding anything to the contrary contained in subsection (b) of Section 5 of said Delegation Agreement, the Delegation Agreement shall automatically terminate on the later of the date contained therein or on June 1, 1979, if La Plata County has not entered into the Administration Agreement described therein by said date. This provision shall be deemed effective as of March 1, 1979.

IN WITNESS WHEREOF, the parties hereto have entered into this Addendum on the 16<sup>th</sup> day of April 1979.

Montezuma County  
LA PLATA COUNTY, COLORADO

By Clay V. Bader  
Chairman of the Board  
of County Commissioners

(SEAL)  
ATTEST:

[Signature]  
County Clerk

La Plata  
MONTÉZUMA COUNTY, COLORADO

By R. J. Smith  
Chairman of the Board  
of County Commissioners

(SEAL)  
ATTEST:

[Signature]  
County Clerk

✓

STATE OF COLORADO     )  
                              )  
COUNTY OF MONTEZUMA   )     ss.

The Board of County Commissioners of Montezuma County, Colorado, met in regular session at the County Courthouse, in Cortez, Colorado, being the regular meeting place of said Board, at the hour of 9:30 o'clock a.m. on Monday the 2nd day of April, 1979.

There were present:

Chairman:             Clay V. Bader

Commissioners:       Floyd Ray

                              W.C. Bauer  
County Clerk  
and Recorder: Jean DeGraff

Absent:               None

Thereupon the following proceedings, among others, were had and taken.

The Chairman informed the Board that a Service Plan, supplemental documents and the required processing fee had been filed for the proposed Montezuma-Dolores County Metropolitan Recreation District and a request made that a Hearing on said Service Plan be called and held.

Thereupon Commissioner Ray introduced the following Resolution:

## R E S O L U T I O N

WHEREAS, a Service Plan, supplemental documents and a processing fee have been filed relating to the proposed Montezuma-Dolores County Metropolitan Recreation District:  
and

WHEREAS, the law requires that a Hearing be called and held within 30 days of this meeting concerning the adequacy of said Service Plan:

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTEZUMA COUNTY, COLORADO:

Section 1. That a Hearing on the Service Plan, as filed, for the proposed Montezuma-Dolores County Metropolitan Recreation District be and the same is hereby set for the hour of 3:00 o'clock p.m., at the County Courthouse, in Cortez, Colorado, the regular meeting place of the Board of County Commissioners, on Monday, the 23rd day of April, 1979.

Section 2. That the Clerk of this Board is hereby directed to cause the Notice of Hearing to be published in the Montezuma Valley Journal, Cortez, Colorado, newspaper of general circulation within the County, once each week for a period of three successive weeks by three publications, the first publication to be at least 20 days prior to the date of Hearing.

Section 3. That the Clerk is hereby further directed to provide written Notice of the Hearing to the Petitioners and to the governing body of any existing municipality or special district which has levied an ad valorem tax within the next preceding tax year and has boundaries within a radius of three miles of the proposed Montezuma-Dolores County Metropolitan Recreation District, and also to the Planning Commission of Montezuma County.

Section 4. That said Notice shall be in substantially the following form:

OFFICE OF  
COUNTY CLERK AND RECORDER  
MONTEZUMA COUNTY

STATE OF COLORADO    )  
                              )    ss.  
COUNTY OF MONTEZUMA    )

NOTICE OF HEARING

PUBLIC NOTICE IS HEREBY GIVEN that there was filed with the County Clerk and Recorder of Montezuma County, Colorado, a Service Plan and related documents for the proposed Montezuma-Dolores County Metropolitan Recreation District, the purpose of which is generally to offer television and F.M. translator service within the confines of the proposed District. Said Service Plan and related documents are now on file in the office of the County Clerk and Recorder and are available for public inspection.

NOTICE IS FURTHER GIVEN that, by Order of the County Commissioners of Montezuma County, Colorado, a public hearing on said Service Plan and related documents will be held at the Montezuma County Courthouse in Cortez, Colorado, at 3:00 p.m. on Monday, the 23rd day of April, 1979.

The purpose of said Hearing shall be to consider the adequacy of the Service Plan of the proposed Montezuma-Dolores County Metropolitan Recreation District and form a basis for adopting a Resolution approving, conditionally approving or disapproving said Service Plan.

The proposed Montezuma-Dolores County Metropolitan Recreation District is legally described as follows:

All of Montezuma County excepting therefrom the following:  
Township 39 North, Range 10 West; Township 39 North, Range 11 West; Township 39 North, Range 12 West; Township 39 North, Range 13 West; Township 39 North, Range 14 West; Township 38 North, Range 11 West; Township 38 North, Range 12 West; Township 38 North, Range 13 West; and Township 38 North, Range 14 West, N.M.P.M.

AND

All of Dolores County lying West of the Dolores River described as follows:  
Township 42 North, Range 18 West; Township 41 North, Range 18 West; Township 40 North, Range 17 West; Township 39 North, Range 17 West; Township 38 North, Range 19 West; Township 38 North, Range 20 West; Township 39 North, Range 18 West; Township 39 North, Range 19 West; Township 39 North, Range 20 West; Township 40 North, Range 18 West; Township 40 North, Range 19 West; Township 40 North, Range 20 West; Township 41 North, Range 19 West; Township 41 North, Range 20 West; Township 42 North, Range 19 West; and Township 42 North, Range 20 West, N.M.P.M.

THIS NOTICE GIVEN BY ORDER of the Board of County Commissioners of Montezuma County, Colorado, this 2nd day of April, 1979.

(SEAL)

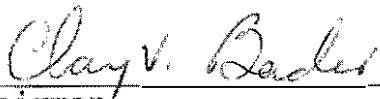
Jean DeGraff  
County Clerk & Recorder  
Montezuma County, Colorado

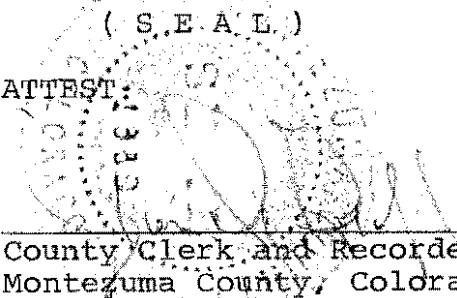
Published in the Montezuma Valley Journal April 4th, 11th and  
18th, 1979.

Section 5. All resolutions, or parts thereof, in conflict with the provisions hereof, be and the same are hereby repealed.

Section 6. That this Resolution, immediately upon its passage, shall be recorded in the Book of Resolutions of the County kept for that purpose and shall be authenticated by the signatures of the Chairman of the Board of County Commissioners and the County Clerk and Recorder.

ADOPTED AND APPROVED this 2nd day of April, 1979.

  
\_\_\_\_\_  
Chairman  
Board of County Commissioners  
Montezuma County, Colorado

( S.E.A.L. )  
ATTEST:  
  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

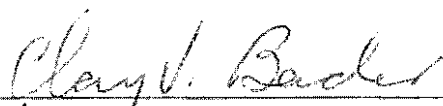
After reading the foregoing Resolution, Commissioner Ray then moved that said Resolution be passed and adopted. Commissioner Bauer seconded the motion.

The question being upon the passage and adoption of said Resolution, the roll was called and the question put to a vote with the following results:

Those voting AYE: Clay V. Bader, Floyd Ray, W.C. Bauer.


Those voting Nay: None.

The presiding officer thereupon declared that a majority of all the Commissioners elected having voted in favor thereof, the motion was carried and the Resolution duly passed and adopted.

  
\_\_\_\_\_  
Chairman  
Board of County Commissioners  
Montezuma County, Colorado

( S E A L )

ATTEST:

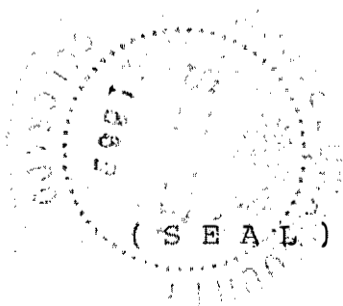
  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado


STATE OF COLORADO        )  
                              )     ss.  
COUNTY OF MONTEZUMA    )

I, Jean DeGraff, County Clerk and Recorder of the County of Montezuma, State of Colorado, do hereby certify that the foregoing pages numbered 1 to 5, inclusive, constitute a true and correct copy of the record of proceedings of the Board of County Commissioners of said County, taken at a regular meeting held on the 2nd day of April, 1979, at the Montezuma County Courthouse, Cortez, Colorado, insofar as said minutes relate to a Resolution, a copy of which is therein set forth; that the copy of said Resolution contained in the minutes is a full, true and correct copy of the original of said Resolution as adopted by the Board of County Commissioners at said meeting; that the original Resolution has been duly signed and approved by the presiding officer of the Board of County Commissioners and myself, as County Clerk and Recorder, sealed with the corporate seal of the County and recorded in the Book of Resolutions of the County kept for that purpose in my office.

I further certify that the Chairman and two members of the Board of County Commissioners were present at said meeting and that three members of the Board voted on the passage of the Resolution as set forth in said minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County of Montezuma, Colorado, this 2nd day of April, 1979.



  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado

APR 25 1979

STATE OF COLORADO     )  
                              )  
COUNTY OF MONTEZUMA   )

ss.

CERTIFICATE OF MAILING  
AND OF PUBLICATION

IN RE THE ORGANIZATION OF THE     )  
MONTEZUMA - DOLORES COUNTY        )  
METROPOLITAN RECREATION DISTRICT   )  
MONTEZUMA COUNTY, COLORADO        )

IT IS HEREBY CERTIFIED by the undersigned, Jean DeGraff,  
County Clerk and Recorder of Montezuma County, Colorado, as  
follows:

1. That on the 2nd day of April, 1979, the Board of  
County Commissioners of Montezuma, Colorado, did act to call  
and set a Hearing for Monday, the 23rd day of April, 1979, at the  
hour of 3:00 o'clock p.m., in the Montezuma County Courthouse  
in Cortez, Colorado, concerning the Service Plan and related  
documents for the proposed Montezuma - Dolores County Metropolitan  
Recreation District.

2. That, as a part of said action, directions were given  
that copies of the Notice of Hearing for said Hearing be given or  
sent to the Petitioners, and to the governing body of any existing  
municipality or special district which has levied an ad valorem  
tax within the next preceding tax year and which had boundaries  
within a radius of three miles of the proposed District, and in  
addition, to the Planning Commission of Montezuma County.

3. That in compliance with said directions a copy of said  
Notice of Hearing was personally delivered to the representative  
of the Petitioners, and additional copies were deposited in the  
United States Mail, postage prepaid, registered with return receipt  
requested, to the Planning Commission of Montezuma County and to  
the governing bodies of the municipalities of special districts  
listed on the following page 8, which municipalities and special  
districts constitute all such municipalities or special districts  
within the class required by law to be given such Notice.

IN RE THE ORGANIZATION OF THE )  
 MONTEZUMA - DOLORES COUNTY )  
 METROPOLITAN RECREATION DISTRICT )  
 MONTEZUMA COUNTY, COLORADO )

Taxing entities within a three mile radius of the proposed Montezuma Dolores County Metropolitan Recreation District.

- ✓ Arriola Cemetery District, Lee E. Searcy, Rt 1 Box 142, Dolores, Co 81323
- ✓ Cortez Cemetery District, Thelma McCabe, 7131 County Rd 25, Cortez, Co 81321
- ✓ Cortez Sanitation District, Box 1540, Cortez, Co 81321
- ✓ Dolores Cemetery District, Juanita Fredriksen, Bx 67, Dolores, Co. 81323
- ✓ Dolores Water Conservancy District, Edgar Gilliland, Bx 1117, Cortez, Co
- ✓ Fairview Cemetery District, Jeanne Reed, Yellow Jacket, Co.
- ✓ Lebanon Cemetery District, Elmo Goza, Rt 1 Bx 215, Dolores, Co 81323
- ✓ Lewis Cemetery District, James Sturman, Bx 518, Dolores, Co 81323
- ✓ Mancos Cemetery District, John Ritter, Mancos, Co 81328
- ✓ Mancos Water Conservancy District, Lloyd Doerfer, Mancos, Co 81328
- ✓ Montezuma Mosquito Control District, Citizens State Bank, Cortez, Colo
- ✓ Montezuma Water District No. 1, Box 314, Cortez Co. 81321
- ✓ Pleasant View Fire District, Pleasant View, Co. 81331
- ✓ Sylvan Cemetery District, Bessie White, Pleasant View, Co. 81331
- ✓ Southwest Water Conservation District, Archie B Toner, Bx 475, Durango, Co
- ✓ Lewis-Arriola Fire District, Lewis, Co. 81327
- ✓ Montezuma County Hospital District, Randy Calhoun, 1311 N Mildred, Cortez, Co
- ✓ City of Cortez, Box 1540, Cortez, Co 81321
- ✓ City of Dolores, Dolores, Co, 81323
- ✓ City of Mancos, Co, Mancos, Co 81328
- ✓ School District RE 1, R. E. Howerton, Dr. R, Cortez, Co 81321
- ✓ School District RE 4, Dolores, Co 81323
- ✓ School District RE 6, Mancos, Co 81328
- ✓ La Plata County Commissioners, Courthouse, Durango, Co 81301
- ✓ Dolores County Commissioners, Courthouse, Dolores Creek, Co 81324
- ✓ Mancos Fire Protection District, Herman Wagner, Mancos, Co 81328
- ✓ Montezuma County Planning Commission, W. L. Glenn, Rm 303 Courthouse, Cortez

Petitioners:

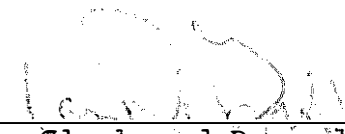
- ✓ Leona J Foster, P O Box 116, Mancos, Co 81328
- ✓ Frances L Meredith, 13267 Co. Rd 23, Cortez, Co 81321
- ✓ Belmear Brown, 814 N. Market, Cortez, Co 81321

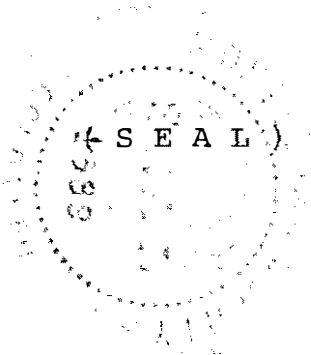
Representative:

- ✓ Merlo, Merlo & Williamson, Kent F. Williamson, Box 1776, Cortez, Co 81321

4. That said Notice of Hearing was also caused to be published in The Montezuma Valley Journal, Cortez, Colorado, newspaper of general circulation within Montezuma County, Colorado, in the editions dated April 4, 11, and 18, 1979, as required by law and the directions of the County Commissioners, and a Proof of Publication thereof is attached to page 10 hereof and is on file in my office as evidence thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Cortez, Colorado, this 13<sup>th</sup> day of April 1979.

  
\_\_\_\_\_  
County Clerk and Recorder  
Montezuma County, Colorado



IN RE THE ORGANIZATION OF THE )  
MONTEZUMA - DOLORES COUNTY )  
METROPOLITAN RECREATION DISTRICT )  
MONTEZUMA COUNTY, COLORADO )

PUBLIC NOTICE

OFFICE OF  
COUNTY CLERK AND RECORDER  
MONTEZUMA COUNTY

STATE OF COLORADO )  
 ) ss.  
COUNTY OF MONTEZUMA )

NOTICE OF HEARING

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AND

All of Dolores County lying West of the Dolores River described as follows: Township 42 North, Range 18 West; Township 41 North, Range 18 West;

Township 40 North, Range 17 West; Township 39 North, Range 17 West; Township 38 North, Range 19 West; Township 38 North, Range 20 West; Township 39 North, Range 18 West; Township 39 North, Range 19 West; Township 39 North, Range 20 West; Township 40 North, Range 18 West; Township 40 North, Range 19 West; Township 40 North, Range 20 West; Township 41 North, Range 19 West; Township 41 North, Range 20 West; Township 42 North, Range 19 West; and Township 42 North, Range 20 West, N.M.P.M.

THIS NOTICE GIVEN BY ORDER of the Board of County Commissioners of Montezuma County, Colorado, this 2nd day of April, 1979.

/s/ Jean DeGraff  
County Clerk & Recorder  
Montezuma County, Colorado  
Published in the Montezuma Valley Journal Wednesday, April 4, 11 and 18, 1979.

Proof of Publication

THE MONTEZUMA VALLEY JOURNAL

STATE OF COLORADO )  
 ) ss.  
County of Montezuma )

I, R. D. Braun, do solemnly swear that

I am publisher of **The Montezuma Valley Journal**, and that I have personal knowledge of the essential facts stated herein; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Montezuma, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of Montezuma for a period of more than fifty-two consecutive weeks next to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second class matter under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire issue of every number

of said weekly newspaper for the period of 3 consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated

April 4 A. D., 19 79  
and that the last publication of said notice was in the issue of said newspaper dated

April 8 A. D., 19 79  
In Witness Whereof I have here unto set my hand

this 18 day of April A. D., 19 79

R D Braun

Subscribed and sworn to before me, a Notary Public in and for the County of Montezuma, State of Colorado,

this 18 day of April A. D., 19 79

Joe Patterson  
Notary Public.

My Commission expires September 10, 19 79

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 20th day of February, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #7-79

WHEREAS: Montezuma County, Colorado has encountered extraordinary expenses in providing snow removal and emergency access services during the period of November, 1978, to April, 1979; and

WHEREAS: The further provision of said snow removal and provision of emergency access services to the public in Montezuma County, will result in the reduction of other essential services;

NOW THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of Montezuma County, Colorado that the State of Colorado be and is hereby requested to provide financial assistance to help defray the extraordinary costs encountered for providing emergency access and snow removal in Montezuma County.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

Clay V. Bader, W.C. Bauer, and Floyd M. Ray  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 20th day of February, 19 79.

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 20th day of February, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader Floyd M. Ray  
and William C. Bauer

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #6-79

WHEREAS: Montezuma County, Colorado is responsible for the construction, maintenance and operations of a County Road System dedicated to the general public uses; and,

WHEREAS: Various activities other than the traveling public must from time to time use the County roadways and right-of-ways; and,

WHEREAS: Colorado law requires and or permits the counties of Colorado to establish regulatory directives as to the use of their roadways and right-of-ways; and,

WHEREAS: Various utility facilities are and may continue to be installed in County roadway right-of-ways.

NOW THEREFORE, BE IT RESOLVED, that Montezuma County, Colorado hereby adopt the Montezuma County Road Utility Use Policy as attached hereto.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

Clay V. Bader, Floyd M. Ray, and William C. Bauer  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 13th day of February, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray  
and William C. Bauer

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #5-79

WHEREAS: Colorado statutes permit Colorado Counties to provide ambulance services; and,

WHEREAS: The Mancos Ambulance Association provides ambulance service to Montezuma County residents; and,

WHEREAS: The ambulance operated by the Mancos Ambulance Association was inadequate to provide the required service and therefore another ambulance was necessary; and,

WHEREAS: The Mancos Ambulance Association has received a grant from the Highway Safety Ambulance Funds in the amount of \$10,000.00 to apply toward the purchase of said ambulance and have further applied all the available funds held by the Association toward the purchase having a balance of \$3,102.00 due for the purchase; and,

WHEREAS: Montezuma County could not anticipate the needs for the necessary funds when their 1979 Budget was prepared and there are no other funds available to complete the purchase of said ambulance.

NOW THEREFORE BE IT RESOLVED, that Montezuma County transfer from its Contingency Fund the amount of \$3,102.00 to the General Fund and that a disbursement be made from the General Fund a like amount to the Mancos Ambulance Association to complete the purchase of an ambulance.

IT IS FURTHER RESOLVED, that an emergency exists and can only be resolved by this budget amendment and disbursement.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader

Floyd M. Ray

, and

William C. Bauer

Commissioners voting Nay: None

Clay V. Bader

Signature

Floyd M. Ray

Signature

, and

[Signature]

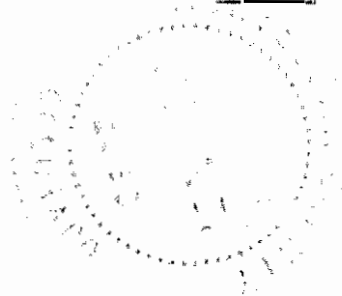
Signature

[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 13th day of February, 19 79

[Signature]  
County Clerk and Recorder  
Montezuma County, Colorado



# MANCOS AMBULANCE

## Financial Statement for 1978

Balance Jan. 1, 1978	\$ 1,084.57
Membership dues	1,480.00
Paid Ambulance calls	588.90
Donations	95.04
Interest on C.D.'s	<u>180.00</u>
Total Revenue	\$ 3,428.51

### Expenditures

Cox Conoco	\$ 263.75
Car Wash	5.15
Laundry	51.70
ASA Welders	42.00
Security Bond(G. McWhirt)	20.00
Keese Motors	73.70
Post Office (Cards)	90.00
Cortez Printers	20.00
Mancos State Bank (C.D.'s)	2,000.00
Petty Cash	<u>10.00</u>
Total Expenditures	\$ 2,576.30

Balance Jan. 1, 1979	(Checking Acc't)	\$ 852.21
	(C.D.'s )	<u>5,000.00</u>
Total Funds		\$ 5,852.21

New Ambulance-1978 Maxivan	\$ 18,102.00
Less Grant	10,000.00
Less cashed C.D.'s	<u>5,000.00</u>
Bal. due	\$ 3,102.00

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

BOOK 498 PAGE 271

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 29th day of Janaury, 1979, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #4-79

WHEREAS: Montezuma County, Colorado has leased a parcel of land from J. W. Melvin, et al for purposes of establishing a sanitary landfill; and,

WHEREAS: Said lease is recorded and on file with the County Clerk and Recorder of Montezuma County, Colorado in Book 459 Page 565; and,

WHEREAS: As per the terms of the lease agreement, Montezuma County has notified J. W. Melvin, et al of their intent to cancel said lease.

NOW THEREFORE BE IT RESOL ED, that Montezuma County, Colorado hereby cancel said lease agreement and cause this action to be filed in the records of the Montezuma County Clerk and Recorder.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader

Floyd M. Ray

William C. Bauer

Commissioners voting Nay: None

Clay V. Bader  
Signature

William C. Bauer  
Signature

Floyd M. Ray  
Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 29th day of January, 19 79.

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 29th day of January, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray,  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #3-79

WHEREAS: Developers of subdivisions must provide for public facilities in subdivisions; and

WHEREAS: The developers of Cedarwood Acres Subdivision have caused to install roads, water lines and electric lines to be installed in portions of said subdivision in accordance with the accepted subdivision development plan.

NOW THEREFORE BE IT RESOLVED: That all lots of Blocks I and II and Lots 9, 10, 11, 12 of Block III of Cedarwood Acres Subdivision are hereby released for sale and development.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader, Floyd M. Ray, and William C. Bauer

Commissioners voting Nay: None

\_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_  
Signature Signature Signature

Jean DeGraff  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 22nd day of January, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #2-79

WHEREAS: By Colorado Statutes, Montezuma County is the licensing authority for all ambulances operating within its' jurisdiction; and,

WHEREAS: Colorado Statutes provide for certain minimum standards for operating ambulances in its' jurisdiction.

NOW, THEREFORE, BE IT RESOLVED that Montezuma County sets forth the conditions for eligibility for licensing of ambulances as follows:

1. The ambulance shall have a current State motor vehicle inspection.
2. The ambulance shall be equiped with equipment listed in the latest edition of "Essential Equipment for Ambulances" published by the American College of Surgeons Committee on Trauma or equivalent equipment.
3. The drivers of the ambulances shall have a valid Colorado driver's license.
4. The ambulance shall be covered under the Colorado Auto Accident Reparation Act.
5. The ambulance driver shall carry an American Red Cross advanced first aid card.

Further be it resolved that no person, or persons shall provide ambulance services publicly or privately in Montezuma County, unless subject to the exemption provided herein, that person or persons holds a valid ambulance license issued by Montezuma County, Colorado.

This resolution shall not apply to:

- (a) The exceptional emergency use of search and rescue unit vehicles and other vehicles not ordinarily used to transport patients.
- (b) The use of vehicles in a major catastrophe or emergency when there are an insufficient number of local ambulances.

- (c) The transportation of patients in Colorado by ambulances based outside the state.
- (d) The scheduled transportation of convalescent patients, handicapped individuals or persons who would not be expected to require skilled treatment or care enroute, or to the vehicles designed for such purpose; or,
- (e) The transportation of intoxicated persons or persons incapacitated by alcohol, not otherwise disabled or seriously injured, who would not be expected to require skilled treatment or care enroute, in vehicles used solely for such purpose.

Further be it resolved that the Montezuma County Health Officer be designated as the agent for the Board of County Commissioners of Montezuma County as the licensing authority.

Commissioners voting aye in favor of the Resolution were:

Clay V. Bader

Floyd M. Ray

and

William C. Bauer

Commissioners voting Nay: None

and

County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 22nd day of January, 19 79.

County Clerk and Recorder  
Montezuma County, Colorado

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF MONTEZUMA  
STATE OF COLORADO

At a regular meeting of the Board of County Commissioners of Montezuma County, Colorado, duly convened and held the 22nd day of January, 19 79, with the following persons in attendance:

Commissioners: Clay V. Bader, Floyd M. Ray  
and William C. Bauer.

Commissioners absent: None

County Clerk and Recorder: Jean DeGraff

County Attorney: Grace S. Merlo

the following proceedings, among others, were taken:

RESOLUTION #1-79

WHEREAS: Colorado statutes permit Colorado Counties to provide ambulance services; and,

WHEREAS: Montezuma County Hospital District and Southwest Memorial Hospital have provided ambulance service to the community; and,

WHEREAS: Southwest Memorial Hospital lost the services of its existing ambulance in an accident and therefore needed immediate replacement of same by acquisition of a new vehicle; and,

WHEREAS: The hospital did not have adequate funds to acquire a new ambulance; and,

WHEREAS: Montezuma County upon application for Division of Highway Safety Ambulance Funds was awarded a grant in the amount of \$10,000.00 to apply toward purchase of a new ambulance to be operated by the hospital; and,

WHEREAS: The City of Cortez, the Montezuma County Hospital District and Montezuma County have agreed to furnish additional funds of \$4249.00 each for the balance of the purchase price of said ambulance; and,

WHEREAS: Montezuma County could not anticipate the need for such expenditures in the preparation of its 1979 budget.

NOW, THEREFORE, BE IT RESOLVED, that Montezuma County receive and expend said \$10,000.00 grant award for the purchase of said ambulance as unanticipated receipts and expenditures to and from the County General Fund.

IT IS FURTHER RESOLVED, that the County transfer from its Contingency Fund to the General Fund an amount of \$4249.00 to the General Fund for the County's additional share of the purchase price of said ambulance.

IT IS FURTHER RESOLVED that an emergency exists and can only

Commissioners voting aye in favor of the Resolution were:

Clay N. Bader

Floyd M. Ray

, and

William C. Bauer

Commissioners voting Nay: None

, and

James D. Bell  
County Clerk and Recorder  
Montezuma County, Colorado

I certify that the above and foregoing Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado, and the votes upon same are true and correct.