

RESOLUTIONS -- 2010

Resolution Number	Date Signed	Name
1-2010	Jan. 25, 2010	Dog resolution amending 2-88
2-2010	March 8, 2010	Fairgrounds use by Ute Mountain Roundup, Inc.
3-2010	March 15, 2010	Approval to conduct a primary election by mail ballot
4-2010	April 19, 2010	Canceling 0.45% county sales tax
5-2010	June 28, 2010	Local Admin. HSS support
6-2010	Aug. 23, 2010	Comm. Term limit ballot question
7-2010	Aug. 30, 2010	Prohibiting operation of medical marijuana centers
8-2010	Aug 30, 2010	protection of private property, economic stability, health, Safety of Montezuma County. For State & Fed. Activities
9-2010	Sep. 13, 2010	Amending Res. 2-98,12-2000,4-2002,10-2003, 17-2003, 13-2004,4-2006,11-2007,7-2008, & 12-2009 of Montezuma County Land Use, Code
10-2010	Sept 13, 2010	Creation of Public Lands Coordinating Commission
11-2010	Nov. 15, 2010	Amending of Res. 10-2010
12-2010	Dec. 6, 2010	Amending the 2010 budget
Social Services	Dec 6, 2010	Resolution to change social services budget
13-2010	Dec. 6, 2010	Adopt 2011 budget
14-2010	Dec. 6, 2010	Levying General property taxes for the year 2010
15-2010	Dec. 6, 2010	Levying general property taxes for 2010 for LEA
16-2010	Dec. 6, 2010	Appropriate sums of money

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

Resolution # 16-2010

A RESOLUTION TO APPROPRIATE SUMS OF MONEY

WHEREAS, the Commissioners have adopted the annual budget in accordance with Local Government Budget Law on December 6, 2010 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 revenue provided in the budget to and for the purposed described below so as not to impair the operations of the County.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that the following sums are hereby appropriated from the revenue of each fund, to each fund, for current operating and capital expenses:

1) General Fund	\$12,691,419
2) Road & Bridge Fund	\$4,695,861
3) Social Services Fund	\$13,670,293
4) Conservation Trust Fund	\$60,000
5) Clara Ormiston Fund	\$0
6) Emergency Telephone Service Fund	\$250,000
7) Sheriff Forfeiture Fund	\$0
8) Revolving Loan Fund	\$0
9) Lodgers Tax Fund	\$0
10) Jail Bond Fund	\$1,110,610
11) Law Enforcement Authority Fund	\$634,570
12) Capital Fund	\$0
13) Landfill Enterprise Fund	\$1,095,031

14) TABOR Emergency Reserve Fund	\$0
15) Contingency Fund	\$0
16) Fiscal Emergency Reserve Fund	\$0
TOTAL	\$34,207,784

Commissioners voting aye in favor of the resolution were:

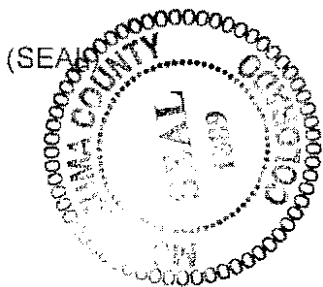
Paris D. Rupp _____ *Mark H. Wapner*

Commissioners voting nay against the resolution were:

Carol Tullis
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 6th day of December, 2010.



Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 15-2010

**A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2010 TO HELP
DEFRAY THE COSTS OF THE LAW ENFORCEMENT AUTHORITY OF MONTEZUMA
COUNTY, COLORADO, FOR THE 2011 BUDGET.**

WHEREAS, the Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law on the 6th day of December, 2010; and,

WHEREAS, the 2010 valuation by the Board of County Commissioners for the unincorporated areas of Montezuma County only as certified by the County Assessor for the Law Enforcement Authority is \$427,331,280.

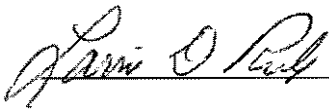
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that;

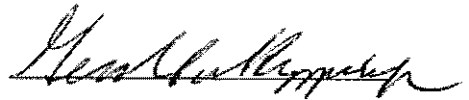
For the purpose of meeting all general operating expenses of the Law Enforcement Authority of Montezuma County during the 2011 budget year, there is hereby levied a tax of mills as stated below upon each dollar of the total valuation of assessment of all taxable property within the unincorporated areas only of Montezuma County for the year 2010.

SUMMARY OF FUNDS BUDGET 2011

LAW ENFORCEMENT AUTHORITY	1.45
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Commissioners voting aye in favor of the resolution were:

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Commissioners voting nay against the resolution were:

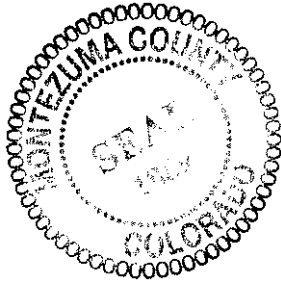


County Clerk and Recorder
Montezuma County, Colorado

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 6th day of December, 2010.

(SEAL)



Carol Jullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 14-2010

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2010 TO HELP DEFRAID THE COSTS OF GOVERNMENT FOR MONTEZUMA COUNTY, COLORADO, FOR THE 2011 BUDGET.

WHEREAS, the Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law on the 6th day of December, 2010; and

WHEREAS, the 2010 valuation by the Board of County Commissioners for all of Montezuma County as certified by the County Assessor is \$543,765,410.

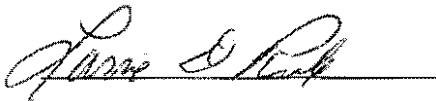
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that;

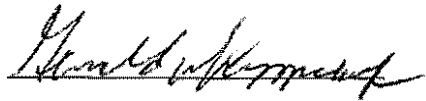
For the purpose of meeting all general operating expenses of Montezuma County during the 2011 budget year, there is hereby levied a tax of mills as stated below upon each dollar of the total valuation of assessment of all taxable property within the County for the year 2010.

SUMMARY OF FUNDS BUDGET 2011


County General	10.338
Social Services	1.300
Road and Bridge	2.616
TOTAL COUNTY MILL LEVY	14.254

Commissioners voting aye in favor of the resolution were:





Commissioners voting nay against the resolution were:




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 6th day of December, 2010

(SEAL)



County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 13 - 2010

A RESOLUTION ADOPTING A BUDGET FOR MONTEZUMA COUNTY, COLORADO FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2011 AND ENDING ON THE LAST DAY OF DECEMBER 2011.

WHEREAS, the Commissioners of Montezuma County, Colorado, have appointed Ashton N. Harrison to prepare and submit a proposed budget to said governing body; and

WHEREAS, Mr. Harrison has submitted a proposed budget to this governing body for its consideration; and

WHEREAS, due to 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 December 6, 2010, and interested electors were given the opportunity to file or register any objections to said proposed budget.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that the budget as submitted hereby is approved and adopted as the budget of Montezuma County, Colorado for the year 2011.

Commissioners voting aye in favor of the resolution were:

Larry D. Ruck _____ *John W. Haggard*

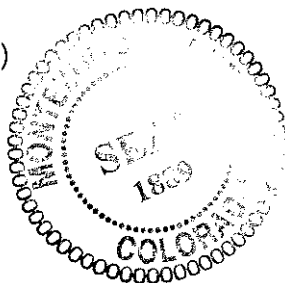
Commissioners voting nay against the resolution were:

Carol Jullis
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 6th day of December, 2010.

(SEAL)



Carol Jullis
County Clerk and Recorder
Montezuma County, Colorado

Montezuma County Social Services Fund

RESOLUTION TO CHANGE BUDGET

Be it resolved that, this 6th day of December, 2010, The Montezuma County Board of Social Services authorizes expenditures in excess of the amount approved in the Social Services budget for the calendar year 2010, as shown below:

Authorized Expenditures for \$382,000.00	INCREASE	
	Administrative and Benefit Payments	
	Fraud	\$35,000.00
	Colorado Works	\$250,000.00
	LEAP	\$80,000.00
	Medicaid Transportation	\$17,000.00

Revenue State Grants for \$373,250.00	AND INCREASE	
	Administrative and Benefit Payments	
	Fraud	\$26,250.00
	Colorado Works	\$250,000.00
	LEAP	\$80,000.00
	Medicaid Transportation	\$17,000.00

Authorized Expenditures for \$382,000.00	DECREASE	
	Administrative and Benefit Payments	
	Administration	\$35,000.00
	Food Assistance (Food Stamps)	\$347,000.00

Revenue State Grants for \$375,000.00	AND DECREASE	
	Administrative and Benefit Payments	
	Administration	\$28,000.00
	Food Assistance (Food Stamps)	\$347,000.00

Fund Balance	\$1,750.00
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For the reason that: **The Budget itself is not over spent but State Auditors recommend these Changes to the Budget be done. The increase in the Fund Balance is due to the difference in reimbursement rates between the funds.**

The Commissioners will make them available in the County Social Services Fund or the Board will make such funds available from the Fund Balance for the County Share of the above authorized increase in expenditures.

Signed: _____

Larrie D. Rule, Chairman

Montezuma County Board of Commissioners

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

Resolution # 12 - 2010
A Resolution Amending the 2010 Budget

WHEREAS, Montezuma County adopted operating and capital budgets for the General Fund, Road & Bridge Fund, Social Services Fund, Conservation Trust Fund, Clara Ormiston Fund, Emergency Telephone Service Fund, Sheriff Forfeiture Fund, Revolving Loan Fund, Lodgers Tax Fund, Jail Bond Fund, Law Enforcement Authority Fund, Capital Fund, and Landfill Enterprise Fund, on December 14, 2009, for the ensuing budget year 2010; and

WHEREAS, Montezuma County, after adoption of the 2010 budget, received unanticipated revenues or revenues not assured at the time of the adoption of the budget other than the local government's property tax mill levy.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Montezuma County, Colorado, the governing board, authorizes the expenditure of such funds by enacting a supplemental budget and appropriation as follows:

General Fund

Total General Fund Expenditures	\$ 751,668
Beginning General Fund Balance as of 1/1/2010	\$3,594,709

Road & Bridge Fund

Total Road & Bridge Fund Expenditures	\$ 590,976
Beginning Road & Bridge Fund Balance as of 1/1/2010	\$2,545,950

Social Services Fund

Beginning Social Services Fund Balance as of 1/1/2010	\$1,510,697
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Conservation Trust Fund

Total Conservation Trust Fund Transfers Out	\$ 24,217
Beginning Conservation Trust Fund Balance as of 1/1/2010	\$ 177,232

Clara Ormiston Fund

Total Clara Ormiston Fund Transfers Out	\$ 8,549
Beginning Clara Ormiston Fund Balance as of 1/1/2010	\$ 25,756

Emergency Telephone Service Fund

Total Emergency Telephone Service Fund Expenditures	\$ 169,444
Total Emergency Telephone Service Fund Transfers Out	\$ 4
Beginning Emergency Telephone Service Fund Balance as of 1/1/2010	\$ 536,675

Sheriff's Forfeiture Fund

Beginning Sheriff's Forfeiture Fund Balance as of 1/1/2010	\$ 320
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Revolving Loan Fund

Beginning Fund Balance as if 1/1/2010	\$ 138,699
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Lodgers Tax Fund

Total Lodgers Tax Fund Expenditures	\$ 1,000
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Beginning Lodgers Fund Balance as of 1/1/2010 \$ 135,739

Jail Bond Fund

Beginning Jail Bond Fund Balance as of 1/1/2010 \$2,726,565

Law Enforcement Authority Fund

Beginning Law Enforcement Authority Fund Balance as of 1/1/2010 \$ 541,071

Capital Fund

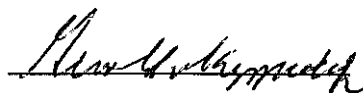
Beginning Capital Fund Balance as of 1/1/2010 \$2,943,558

Landfill Enterprise Fund

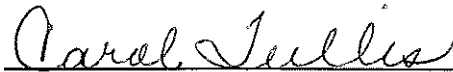
Beginning Landfill Enterprise Fund Net Assets as of 1/1/2010 \$1,226,541

Commissioners voting aye in favor of the resolution were:





Commissioners voting nay against the resolution were:

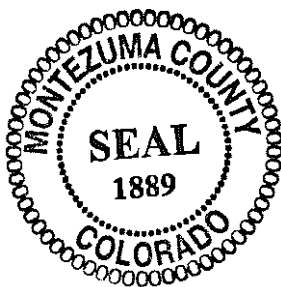


County Clerk and Recorder
Montezuma County, Colorado

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 6th day of December, 2010.

(SEAL)





County Clerk and Recorder
Montezuma County, Colorado

**The Board of County Commissioners
of the County of Montezuma
State of Colorado**

Resolution # 11-2010

A Resolution to amend Resolution # 10-2010

Whereas, Resolution # 08-2010 asserts Montezuma County's authority that all federal agencies and state agencies involved with federal agencies to coordinate with the Board of County Commissioners; and

Whereas, the sheer number of federal actions on public lands in Montezuma County requires studious attention and due diligence; and

Whereas, it is essential that private property and the public's use of public lands be protected;

Now therefore, be it resolved by the Board of County Commissioners that:

Section 1: Purpose of the Public Lands Coordinating Commission

(1) The purpose of said Commission is to review all plans, policies, projects, and management actions affecting public lands in Montezuma County considered or taken by all federal agencies and state agencies involved with federal agencies and make recommendations concerning such to the Board of County Commissioners.

(2) Nothing in this resolution shall be interpreted to apply to Ute Mountain Ute or Southern Ute Tribal Lands.

Section 2: Membership of the Public Lands Coordinating Commission

(1) Said Commission shall consist of nine (9) members.

(2) Said Commission shall have three approved alternates.

(3) Each member of said Commission shall be a resident of Montezuma County, Colorado.

Section 3: Officers of the Public Lands Coordinating Commission

(1) Said Commission shall elect a Chairman, Vice-Chairman, and Secretary from among its members whose terms shall each be two (2) years.

(2) No officer shall serve more than two (2) terms.

Section 4: Vacancies on the Public Lands Coordinating Commission

(1) A vacancy occurring among the members of said Commission shall be filled by the Board of County Commissioners.

Section 5: Removal of Members of the Public Lands Coordinating Commission

(1) All members of said commission serve at the pleasure of the Board of County Commissioners.

(2) Any member of said Commission who misses more than three (3) consecutive meetings or more than one-fifth ($1/5$) of all meetings in a calendar year shall immediately be removed as a member of said Commission

(3) If any member of said Commission ceases to be a resident of Montezuma County his or her membership shall immediately terminate.

Section 6. Terms of Members of the Public Lands Coordinating Commission

(1) The term of appointed members shall be three (3) years.

(2) Terms for appointment of said Commission shall be staggered by making the appointments so that approximately one-third ($1/3$) of the members terms expire each year.

(3) There are no term limits established.

Section 7. Meetings of the Public Lands Coordinating Commission

(1) Said Commission shall meet at least quarterly, but may meet as often as deemed necessary.

(2) All meetings and work sessions of said Commission shall be open to the public.

(3) All meetings and work sessions of said Commission may be electronically recorded and stored at the Montezuma County Courthouse.

(4) Minutes of all meetings and work sessions shall be recorded and stored at the Montezuma County Courthouse.

(5) Said Commission shall post an agenda for every meeting and work session at the Montezuma County Courthouse at least (48) hours prior to any meeting or work session.

(6) Any meeting comprising a quorum of members shall constitute a meeting and must comply with this resolution.

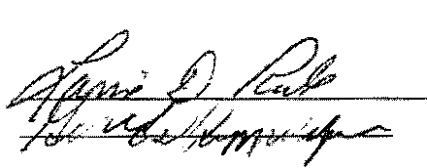
**Section 8. Civility to Rule all Meetings of the Public Lands
Coordinating Commission**

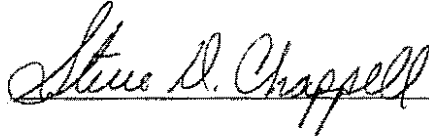
(1) Said Commission shall treat all federal and state employees who attend meetings with professionalism, courtesy, and respect, and the same shall be expected of all federal and state employees in turn, as coordination and cooperation is not possible in an atmosphere of hostility. Said Commission shall also require members of the public to behave in similar fashion.

(2) The chair of said Commission, or the vice-chair in his or her absence, is vested with the authority to remove any said Commission member, federal or state employee, or member of the public from any meeting or work session who violates this section. In the event any such person refuses to leave, the chair or vice –chair shall immediately cause the meeting to be adjourned without approval of a majority of said Commission in attendance.

Board of County Commissioners
of Montezuma County, Colorado

Commissioners voting aye in favor of the resolution were:





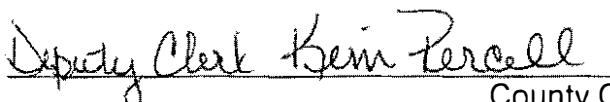
Commissioners voting nay against the resolution were:

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 15th Day of November, 2010

(SEAL)





County Clerk and Recorder

**The Board of County Commissioners
of the County of Montezuma
State of Colorado**

Resolution # 10-2010

A Resolution Creating the Public Lands Coordinating Commission

Whereas, Resolution # 08-2010 asserts Montezuma County's authority that all federal agencies and state agencies involved with federal agencies to coordinate with the Board of County Commissioners; and

Whereas, the sheer number of federal actions on public lands in Montezuma County requires studious attention and due diligence; and

Whereas, it is essential that private property and the public's use of public lands be protected;

Now therefore, be it resolved by the Board of County Commissioners that:

Section 1: Purpose of the Public Lands Coordinating Commission

(1) The purpose of said Commission is to review all plans, policies, projects, and management actions affecting public lands in Montezuma County considered or taken by all federal agencies and state agencies involved with federal agencies and make recommendations concerning such to the Board of County Commissioners.

(2) Nothing in this resolution shall be interpreted to apply to Ute Mountain Ute or Southern Ute Tribal Lands.

Section 2: Membership of the Public Lands Coordinating Commission

(1) Said Commission shall consist of seven (7) to nine (9) members.

(2) Each member of said Commission shall be a resident of Montezuma County, Colorado.

Section 3: Officers of the Public Lands Coordinating Commission

(1) Said Commission shall elect a Chairman, Vice-Chairman, and Secretary from among its members whose terms shall each be two (2) years.

(2) No officer shall serve more than two (2) terms.

Section 4: Vacancies on the Public Lands Coordinating Commission

(1) A vacancy occurring among the members of said Commission shall be filled by the Board of County Commissioners.

Section 5: Removal of Members of the Public Lands Coordinating Commission

(1) All members of said Committee serve at the pleasure of the Board of County Commissioners.

(2) Any member of said Commission who misses more than three (3) consecutive meetings or more than one-fifth ($1/5$) of all meetings in a calendar year shall immediately be removed as a member of said Commission

(3) If any member of said Commission ceases to be a resident of Montezuma County his or her membership shall immediately terminate.

Section 6. Terms of Members of the Public Lands Coordinating Commission

(1) The term of appointed members shall be three (3) years.

(2) Terms for appointment of said Commission shall be staggered by making the appointments so that approximately one-third ($1/3$) of the members terms expire each year.

(3) There are no term limits established.

Section 7. Meetings of the Public Lands Coordinating Commission

(1) Said Commission shall meet at least quarterly, but may meet as often as deemed necessary.

(2) All meetings and work sessions of said Commission shall be open to the public.

(3) All meetings and work sessions of said Commission shall be electronically recorded and stored at the Montezuma County Courthouse.

(4) Minutes of all meetings and work sessions shall be recorded and stored at the Montezuma County Courthouse.

(5) Said Commission shall post an agenda for every meeting and work session at the Montezuma County Courthouse at least forty eight (48) hours prior to any meeting or work session.

(6) Any meeting between three (3) or members of said Commission shall constitute a meeting and must comply with this Resolution.

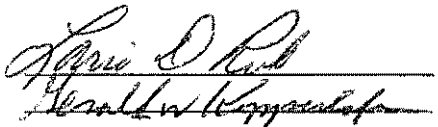
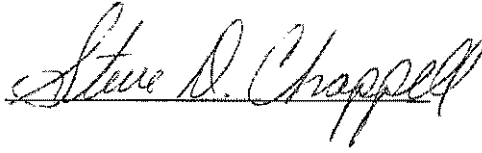
**Section 8. Civility to Rule all Meetings of the Public Lands
Coordinating Commission**

(1) Shall Commission shall treat all federal and state employees who attend meetings with professionalism, courtesy, and respect, and the same shall be expected of all federal and state employees in turn, as coordination and cooperation is not possible in an atmosphere of hostility. Said Commission shall also require members of the public to behave in similar fashion.

(2) The chair of said Commission, or the vice-chair in his or her absence, is vested with the authority to remove any said Commission member, federal or state employee, or member of the public from any meeting or work session who violates this section. In the event any such person refuses to leave, the chair or vice –chair shall immediately cause the meeting to be adjourned without approval of a majority of said Commission in attendance.

Board of County Commissioners
of Montezuma County, Colorado

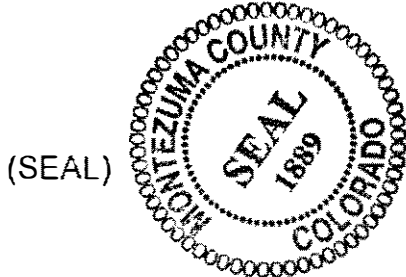
Commissioners voting aye in favor of the resolution were:

Commissioners voting nay against the resolution were:

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 13th Day of September, 2010





County Clerk and Recorder
Montezuma County, Colorado

**Public Lands Coordination Commission
Membership Roster (carried by motion)**

September 13, 2010

<u>Members</u>	<u>Interest Represented</u>	<u>Term</u>
Frank Green	4 Wheel / Motorized Use	10/13/10 -- 10/13/11
Chris Majors	Fire Protection/ Fire Districts	10/13/10 -- 10/13/11
Dewayne Findley	Timber/ Forestry	10/13/10 -- 10/13/11
Darrin Goodall	Stewardship Comitee	10/13/10 -- 10/13/12
Drew Gordanier	Montezuma County Planning and Zoning	10/13/10 -- 10/13/12
Rob Yates	Oil & Gas	10/13/10 -- 10/13/12
Scott Williams	Hunting / Outfitting / Recreation	10/13/10 -- 10/13/12
Bob Clayton	Oil & Gas / Motorized Recreation	10/13/10 -- 10/13/12
Zane Odell	Livestock Association	10/13/10 -- 10/13/12

Alternates (Not carried by motion)

Steve Suckla	Livestock Association
Linda Odell	Livestock Association
Dan Belt	Hunting / Outfitting/ Recreation
Sherri Dyers	4 Wheel / Motorized 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 13th day of September, 2010, with the following persons in attendance:

Commissioners:	Larrie D. Rule, Steve Chappell and Gerald W. Koppenhafer
Commissioners Absent:	
County Attorney:	Bob Slough
County Administrator:	Ashton N. Harrison
County Clerk:	Carol Tullis

the following proceedings, among others, were taken:

RESOLUTION No. 09-2010

**A RESOLUTION AMENDING RESOLUTION NOS. 2-98, 12-2000, 4-2002, 10-2003, 17-2003,
13-2004, 4-2006, 11-2007, 7-2008 and 12-2009**

THE MONTEZUMA COUNTY LAND USE CODE

WHEREAS, the Montezuma County Land Use Code was adopted on the 20th day of July, 1998, and

WHEREAS, the Montezuma County Land Use Code was amended on the 6th day of November, 2000 by Resolution No. 12-2000, the 8th day of April, 2002 by Resolution No. 4-2002, the 15th day of September, 2003 by Resolution No. 10-2003, the 15th day of December, 2003 by Resolution No. 17-2003, the 18th day of October, 2004, by Resolution No. 13-2004, the 17th of July, 2006, by Resolution No. 4-2006, the 18th day of December, 2006, by Resolution No. 13-2006; the 29th day of October, 2007, by Resolution No. 11-2007; the 21st day of July 2008 by Resolution No. 7-2008 and subsequently amended on November 16, 2009 by Resolution No. 12-2009;

WHEREAS, on July 8, 2010 and August 23, 2010, during scheduled Planning Commission meetings, the Montezuma County Planning Commission certified to the Board of County Commissioners proposed amendments to said Land Use Code; and

WHEREAS, it has become necessary to amend said Land Use Code.

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

8105.3 Judicial Review. The adoption of this Resolution is a legislative function. Judicial review of a final judicial or quasi-judicial local land use decision shall be as provided by 13-51.5-101 to 103 et seq., C.R.S., as amended.

8105.4 Repeal. That Resolution No. 15-78, dated July 17, 1978 declaring that certain matters shall not be regulated is hereby repealed.

8105.5 Effective Date. This Code is necessary for the immediate preservation of the public health, safety and welfare, and shall be effective immediately upon adoption.

NOW THEREFORE BE IT RESOLVED that this Resolution is hereby adopted and said Montezuma County Land Use Code is so amended.

Adopted this 13th day of September, 2010, at 2:00 o'clock p.m.

Board of County Commissioners
of Montezuma County, Colorado

Tappin D. Rob
Steve D. Chappell
Herold W. Koppert

Commissioners voting aye in favor of this Resolution were:

_____, _____ and _____

Commissioners voting no against this Resolution were:

_____, _____ and _____

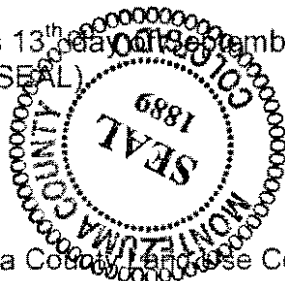
Carol Jullis

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 for Montezuma County, Colorado, and the votes upon same are true and correct.

Dated this 13th day of September, 2010.

(SEAL)



Carol Jullis

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 this 30th day of August, 2010
with the following persons in attendance:

Commissioners:	Larrie Rule, Gerald Koppenhafer and Steve Chappell
County Administrator:	Ashton N. Harrison
County Attorney:	Bob Slough
Clerk and Recorder:	Carol Tullis

The following proceedings, among others, were taken:

Resolution #08 -2010

WHEREAS, 1/3 of the land in Montezuma County is public land under federal agency management; and

WHEREAS, the local economy depends on the multiple use of public lands; and

WHEREAS, it is the policy of the Montezuma County Board of County Commissioners to keep all of the industries that depend on public lands viable and to seek compatibility among these various uses of public lands; and

WHEREAS, it is the policy of the Montezuma County Board of Commissioners to pursue active involvement in the planning, decision-making, and management processes of the federal land management agencies that manage public land within the boundaries of Montezuma County; and

WHEREAS, federal laws authorize coordination of land management with states and local governments; and

WHEREAS, coordination on the part of such agencies is required by the Federal Land Policy Management Act, the Clean Air Act, the Homeland Security Act, and other laws and regulations; and

WHEREAS, coordination is also mandated by executive orders from the President to every federal agency relating to federalism, intergovernmental cooperation; and

WHEREAS, the Montezuma County Board of County Commissioners will be asking for coordination also with regard to the Data Quality Act which is applicable to all federal agencies, and the Office of Management and Budget

(OMB) Guidelines issued to direct the agencies in implementation of the Act, and with regard to analysis required for impact of regulations on small counties; and

WHEREAS, Montezuma County is entitled to require coordination with and from federal agencies and state agencies involved with federal agencies implementing plans, policies, projects and management actions in Montezuma County.

NOW BE IT RESOLVED that the Board of County Commissioners of the County of Montezuma, State of Colorado, calls upon all federal agencies and state agencies linked with them in implementing plans, projects, policies, and management actions in Montezuma County to coordinate with the Board of County Commissioners or their designee as they are required to do by federal laws; and

BE IT FURTHER RESOLVED that nothing in this resolution shall apply to Ute Mountain Ute or Southern Ute Tribal lands; and

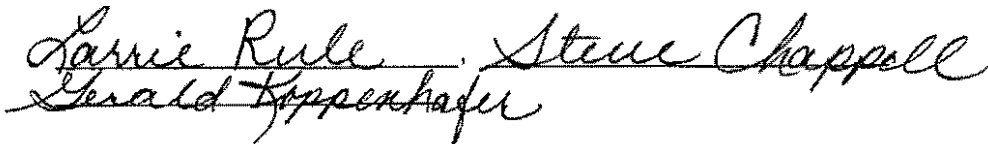
BE IT FURTHER RESOLVED that the policy of the Board of County Commissioners that in all federal and state agency activities, private property in Montezuma County be protected, the economic stability of Montezuma County is protected, and the health safety and welfare of the citizens be protected, and that all of these protections should be addressed and provided for in any federal or state plan, policy or action.

DATED this 30th day of August, 2010



Larrie Rule, Chair

Commissioners voting aye in favor of the resolution were:



Commissioners voting nay against the resolution were:

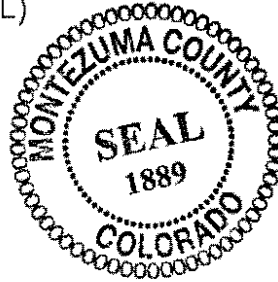
_____, _____,

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.

Caral Jullis

County Clerk and Recorder
Montezuma County,
Colorado

DATED this 30th day of August, 2010 (SEAL)



The Board of County Commissioners
of the County of Montezuma
State of Colorado

Resolution # 07-2010

**A Resolution Pursuant to C.R.S. 12-43.3 – 103(2)(a) and 12-43.3-106
Prohibiting the Operation of Medical Marijuana Centers, Optional
Premises Cultivation Operations, Medical Marijuana-Infused Products
Manufacturers' Licenses, and the Cultivation or Sale of Medical
Marijuana in Montezuma County, Colorado, except within the
Corporate Limits and Authority of the City of Cortez, the Town of
Dolores, and the Town of Mancos**

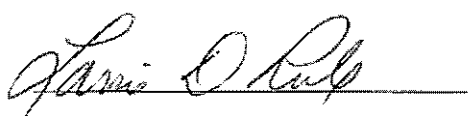
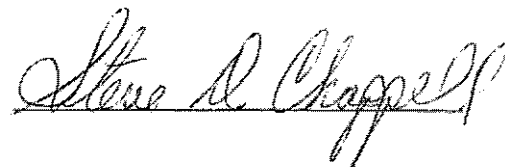
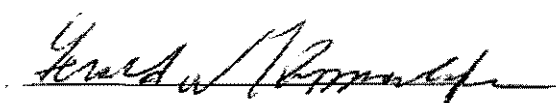
Whereas the Montezuma County Board of County Commissioners conducted a public hearing on Monday, August 30, 2010 to consider the following and finds:

Now Therefore, be it resolved that the Montezuma County Board of County Commissioners adopts this Resolution prohibiting the operation of medical marijuana centers, optional premises cultivation operations, medical marijuana-infused products manufacturers' licenses, and the cultivation or sale of medical marijuana in Montezuma County, Colorado, except within the corporate limits and authority of the City of Cortez, the Town of Dolores, and the Town of Mancos; and

Be it further resolved this Resolution shall be effective immediately.

Board of County Commissioners
of Montezuma County, Colorado

Commissioners voting aye in favor of the resolution were:

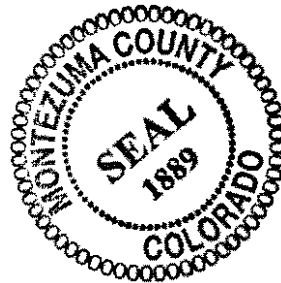




I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

Dated this 30th day of August, 2010

(SEAL)

Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado



The Board of County Commissioners
of the County of Montezuma
State of Colorado

Resolution # 06-2010

Shall The Limitations On Terms Of Office By Article 18, Section 11(1), Colorado Constitution, Be Lengthened To Three (3) Consecutive Terms For Each Montezuma County Commissioner Pursuant To Article 18, Section 11(2), Colorado Constitution?

Whereas; Article 18, Section 11(1), Colorado Constitution, imposes limitations on terms of office; and

Whereas, Article 18, Section 11(2), Colorado Constitution, provides that the voters may lengthen such limitations;

Now therefore, be it resolved by the Board of County Commissioners of Montezuma County:

1. That the following proposal and ballot title is hereby referred to the registered electors of Montezuma County at the next election to be held on November 2, 2010:

Shall The Limitations On Terms Of Office By Article 18, Section 11(1), Colorado Constitution, Be Lengthened To Three (3) Consecutive Terms For Each Montezuma County Commissioner Pursuant To Article 18, Section 11(2), Colorado Constitution?

2. The election shall be conducted as a coordinated election in Montezuma County in accordance with articles 1 to 13 of title 1, C.R.S. For purposes of C.R.S. § 1-11-203.5, this Resolution shall serve to set the ballot title and the ballot question for the question set forth herein and the ballot title for such questions shall be the text of the question itself.

3. Upon approval by a majority of the registered electors voting thereon at said election this proposal shall be effective.

4. The Montezuma County Clerk and Recorder shall publish the text of this proposal as provided by law, and the Montezuma County Clerk and Recorder shall be the "designated election official" responsible for the running of said election.

This Resolution is adopted this 23rd day of August, 2010, at 2:30 o'clock p.m.

Commissioners voting aye in favor of the resolution were:

Larry D. Rob Steve Chappell
Keith W. Kopp

Commissioners voting nay against the resolution were:

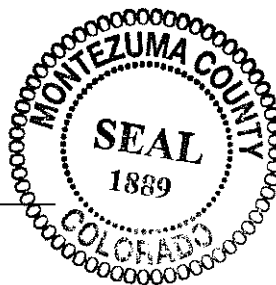
I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

Dated this 23rd day of August, 2010

(SEAL)

Carae Tullis

County Clerk and Recorder
Montezuma County, Colorado



**Resolution for the Support of Local Administration of Colorado's Human
Services System and a Commitment to Excellence**

Resolution NO. 05-2010

WHEREAS, the Governor's Child Welfare Action Committee (CWAC) established by Executive Order B 00608 on April 16, 2008, examined the child welfare system over the course of eighteen months and developed thirty-five recommendations to improve the safety of vulnerable children in Colorado; and

WHEREAS, Montezuma County supported the creation of the Governor's CWAC and endorsed twenty-seven of the twenty-nine recommendations that originated from it; and

WHEREAS, many recommendations from the Governor's CWAC have already been implemented including the Child Welfare Training Academy and the Differential Response Pilot; and

WHEREAS, National data from the United States Department of Human Services shows that the rate of child fatalities due to abuse or neglect per 100,000 children is slightly higher for state administered systems than county administered systems; and

WHEREAS, in Colorado, the percent of child fatalities with prior county involvement has declined over a seven year period from 56% to 24%; and

WHEREAS, one of the Governor's CWAC recommendations was to structurally reorganize the delivery of human services in the state, not just the child welfare system; and

WHEREAS, this recommendation, despite the work and focus of the Governor's CWAC on child welfare, implicated all of human services including, but not limited to, food stamps, child care, and Temporary Assistance to Needy Families (TANF); and

WHEREAS, Colorado Counties Inc.'s (CCI) Health and Human Services Policy Statement states that CCI supports and "advocates local administration of the social services system in order to maximize the flexibility and responsiveness of the system to local needs, while ensuring efficient management and local control."; and

WHEREAS, CCI's bylaws state our opposition to any movement that has as its objective centralization of government in large units to the detriment of Colorado's residents;

NOW, THEREFORE, BE IT RESOLVED that Montezuma County reaffirms its commitment to excellence in the provision of human services and child welfare.

BE IT FURTHER RESOLVED that Montezuma County is committed to continuous quality improvement.

BE IT FURTHER RESOLVED that Montezuma County is committed to enhancing the accountability of both state and local governments' management.

BE IT FURTHER RESOLVED that Montezuma County reaffirms its support for a locally-administered human services system.

The Board of County Commissioners
of the County of Montezuma
State of Colorado

Board of County Commissioners
of Montezuma County, Colorado

Larrie D. Rule

Larrie D. Rule, Chair

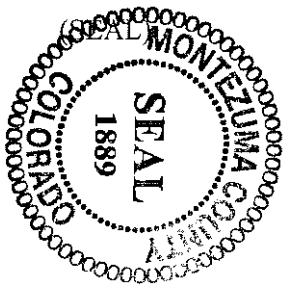
Commissioners voting aye in favor of the resolution were:

Larrie D. Rule Steve Chappell Gerald Koppach

Commissioners voting nay against the resolution were:

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 28th day of ^{June} 2010



Carol Gullis

County Clerk and Recorder
Montezuma County, Colorado

The Board of County Commissioners
of the County of Montezuma
State of Colorado

Resolution No. 04-2010

A Resolution Canceling the 0.45% Sales and Use Tax for the Construction
and Operation of the Montezuma County Detention Center

Whereas; Resolution No. 5-99 authorized a 0.45% sales and use tax
for the constructing, equipping, and operating the Montezuma County
Detention Center; and

Whereas; the voters of Montezuma County approved such sales and
use tax; and

Whereas; the Montezuma County Jail Bond Fund has obtained
enough revenues to meet all future years payments of said facility; and


Whereas; Resolution No. 5-99 states that Montezuma County shall
cancel such sales and use tax at the earliest permitted date; and

Whereas; July 1, 2010 is the earliest permitted date to cancel such
sales and use tax.

Now therefore, be it resolved that:

The Board of County Commissioners of Montezuma County hereby
terminates said 0.45% sales and use tax effective July 1, 2010. A copy of
this resolution shall be filed with the Colorado Department of Revenue
pursuant to C.R.S. 29-2-106(7) and 29-2-110.

Board of County Commissioners
of Montezuma County, Colorado


Larrie D. Rule, Chair

Commissioners voting aye in favor of the resolution were:

Commissioner Kevin D. Kubi, Commissioner Steve Chappell

Commissioner Gerald W. Koppenhauer

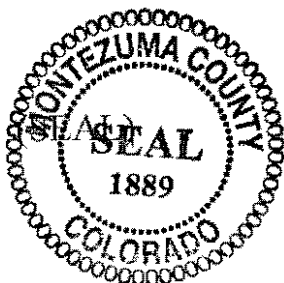
Commissioners voting nay against the resolution were:

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 19th day of April, 2010.

Carol Willis

County Clerk and Recorder
Montezuma County, Colorado



Resolution No. 5 - 99

A RESOLUTION OF MONTEZUMA COUNTY IMPOSING A COUNTY-WIDE SALES AND USE TAX; RESTRICTING THE REVENUES GENERATED FROM THE SALES AND USE TAX FOR THE PURPOSE OF CONSTRUCTING AND EQUIPPING A COUNTY JAIL, INCLUDING THE REMODEL OF EXISTING FACILITIES TO ACCOMMODATE THE JUSTICE BUILDING TREATMENT UNIT, AND FUNDING THE OPERATION, MAINTENANCE, REPAIR AND IMPROVEMENT OF THE COUNTY JAIL; AUTHORIZING THE ISSUANCE OF SALES AND USE TAX REVENUE BONDS, ESTABLISHING A CAPITAL IMPROVEMENT FUND FOR DEPOSIT OF SUCH AMOUNT OF SALES AND USE TAX REVENUES AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS TO BE NECESSARY FOR THE PAYMENT OF THE BONDS AND PROVIDING FOR THE REMAINING PORTION OF SUCH REVENUES; SETTING THE BALLOT TITLE AND BALLOT QUESTION REFERRING THIS RESOLUTION AT AN ELECTION TO BE HELD NOVEMBER 2, 1999; TERMINATING THE SALES AND USE TAX FOLLOWING THE PAYMENT OF ALL BONDS OR REFUNDING BONDS AUTHORIZED BY THE BALLOT ISSUE; PROVIDING THE EFFECTIVE DATE OF THIS RESOLUTION; AND SETTING FORTH OTHER DETAILS IN RELATION THERETO.

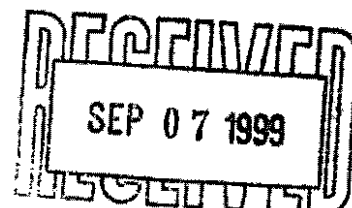
WHEREAS, the Board of County Commissioners (the "Board") of the County of Montezuma (the "County") and the State of Colorado (the "State"), desires to establish a secure funding source for the construction and equipping of a County jail, including the remodel of existing facilities to accommodate the justice building treatment unit, and for the operation, maintenance, repair and improvement of the jail over a determined period of time; and

WHEREAS, pursuant to part 1 of article 2 of section 29 of the Colorado Revised Statutes, Montezuma County, Colorado (the "County"), is authorized to levy a county sales tax and use tax; and

WHEREAS, the Board has formulated a plan to fund such capital improvements and expenses from a temporary county sales tax and use tax and from the issuance of sales and use tax revenue bonds; and

WHEREAS, no proposal for a county sales tax and use tax shall become effective until approved by a majority of the registered electors of the county voting on such proposal pursuant to section 29-2-104, C.R.S.; and

WHEREAS, the Board has determined to set the ballot title and ballot question for the question to be submitted at the election called by this Resolution.



NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that the following proposal for a county-wide sales tax and use tax is hereby referred to the registered electors of Montezuma County.

1. Amount of tax and deposit of revenue.

- (a) The amount of tax shall be forty-five one hundredths (0.45%) percent and all revenue received by Montezuma County from said tax shall be deposited (i) into the "Montezuma County Sales and Use Tax Capital Improvement Trust Fund", hereby created pursuant to section 29-2-111, and expended solely for the purpose of constructing and equipping a County jail, including the remodel of existing facilities to accommodate the justice building treatment unit, and all necessary or incidental costs related thereto, or for the payment of bonds or other obligations issued for such purpose, or (ii) into the "Montezuma County Jail Operations Fund", hereby created, and expended solely for the purpose of paying the costs of operating, maintaining, repairing and improving the County jail. Said tax shall terminate on the earliest permitted date following the payment of all bonds or refunding bonds authorized by the Ballot Question set forth hereafter.
- (b) The Board, in its sole discretion, shall annually determine the amount of sales and use tax revenues to be deposited into the Montezuma County Sales and Use Tax Capital Improvement Trust Fund; provided however, such amount shall not be less than the amount necessary for payment, when due, of the bonds authorized by the Ballot Question set forth hereafter.
- (c) In calendar year 2001, no greater than \$266,170 of the sales and use tax revenue shall be deposited in the Montezuma County Jail Operations Fund, such deposits to be allocated as follows: 58% to be used for jail operations and 42% to be used for the justice building treatment unit. After calendar year 2001, the maximum annual amount of the tax revenue which may be deposited in the Montezuma County Jail Operations Fund shall not exceed the maximum amount which is permitted in the previous calendar year plus 3 % of such amount.

2. Description of the sales tax

- (a) Approval by the registered electors shall impose a sales tax as provided by law in the amount of forty-five one hundredths (0.45%) percent on the sale of tangible personal property at retail and the furnishing of services, as provided in paragraph (d) of this subsection, in Montezuma County.
- (b) For the purpose of this sales tax proposal, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to a destination outside the limits of Montezuma County or to a common carrier for delivery to a destination outside the limits of Montezuma County. The gross receipts from such sales shall include

delivery charges when such charges are subject to the State sales and use tax imposed by article 26 of title 39, C.R.S., regardless of the place to which delivery is made. If a retailer has no permanent place of business in Montezuma County, or has more than one place of business, the place at which the retail sale are consummated for the purpose of a sales tax imposed hereby shall be determined by the provisions of article 26 of title 39, C.R.S., and by rules and regulations promulgated by the department of revenue.

- (c) The amount subject to tax shall not include the amount of any sales or use tax imposed by article 26 of title 39, C.R.S.
- (d) The tangible personal property and services taxable pursuant hereto shall be the same as the tangible personal property and services taxable pursuant to section 39-26-104, C.R.S., and subject to the same exemptions as those specified in section 39-26-114, C.R.S., except section 39-26-114(18), C.R.S. Sales of food, as defined in section 39-26-102(4.5), C.R.S., shall be exempt. Purchases of machinery or machine tools as provided in section 39-26-114(11), C.R.S., shall be exempt. Sales and purchases of farm equipment or farm equipment under lease or contract as provided in section 39-26-114(20), C.R.S., shall be exempt. Pesticides that are registered by the State Commissioner of Agriculture for use in the production of agriculture and livestock products pursuant to the provisions of the "Pesticide Act", article 9 of title 35, C.R.S., and offered for sale by dealers licensed to sell such pesticides pursuant to section 35-9-115, C.R.S., as provided in section 39-26-114(23), C.R.S., shall be exempt. And the sales and purchases of those items in section 39-26-114(1)(a)(XXI), C.R.S., shall be exempt, said items being electricity, coal, wood, gas, fuel oil, and coke sold, but not for resale, to occupants of residences, whether owned, leased, or rented by said occupants, for the purpose of operating residential fixtures and appliances which provide light, heat, and power for such residences. "Gas" includes natural, manufactured, and liquefied petroleum gas.
- (e) All sales of personal property on which a specific ownership tax has been paid or is payable shall be exempt from said sales tax when such sales meet both the following conditions:
 - (I) The purchaser is a nonresident of or has his principal place of business outside of Montezuma County; and
 - (II) Such personal property is registered or required to be registered outside the limits of Montezuma County under the laws of this State.
- (f) The seven percent limitation provided in section 29-2-108, C.R.S., will not be exceeded in any municipality within Montezuma County.

- (g) That a vendor's fee for the collection of said sales tax shall be allowed pursuant to 39-26-105, C.R.S.

3. Description of the use tax

Approval by the registered electors shall impose a use tax as provided by law in the amount of forty-five one hundredths (0.45%) percent on the storing, using or consuming in Montezuma County any motor and other vehicles purchased at retail outside Montezuma County on which registration is required.

- (a) Said use tax shall not apply to the storage, use, or consumption of any tangible personal property the sale of which is subject to a retail sales tax imposed by Montezuma County.
- (b) Said use tax shall not apply to the storage, use, or consumption of any tangible personal property purchased for resale in Montezuma County, either in its original form or as an ingredient of a manufactured or compounded product, in the regular course of business.
- (c) Said use tax shall not apply to the storage, use, or consumption of tangible personal property brought into Montezuma County by a nonresident thereof for his own storage, use, or consumption while temporarily within Montezuma County; however, this exemption does not apply to the storage, use, or consumption of tangible personal property brought into this State by a nonresident to be used in conduct the of a business in this State.
- (d) Said use tax shall not apply to the storage, use, or consumption of tangible personal property by the United States government, or the State of Colorado, or its institutions, or its political subdivisions in their governmental capacities only or by religious or charitable corporations in the conduct of their regular religious or charitable functions.
- (e) Said use tax shall not apply to the storage, use, or consumption of tangible personal property by a person engaged in the business of manufacturing or compounding for sale, profit, or use any article, substance, or commodity, which tangible personal property enters into the processing of or becomes an ingredient or component part of the product or service which is manufactured, compounded or furnished and the container, label, or the furnished shipping case thereof.
- (f) Said use tax shall not apply to the storage, use, or consumption of any article of tangible personal property the sale or use of which has already been subjected to a legally imposed sales or use tax of another county equal to or in excess of that imposed hereby. A credit shall be granted against the use tax imposed hereby with respect to a person's storage, use, or consumption in the subsequent county of tangible personal property purchased by him in a previous county. The amount of

the credit shall be equal to the tax paid by him by reason of the imposition of a sales or use tax of the previous county on his purchase or use of the property. The amount of the credit shall not exceed the tax imposed hereby.

- (g) Said use tax shall not apply to the storage, use, or consumption of tangible personal property and household effects acquired outside Montezuma County and brought into it by a nonresidential acquiring residency.
- (h) Said use tax shall not apply to the storage or use of a motor vehicle if the owner is or was, at the time of purchase, a nonresident of Montezuma County and he purchased the vehicle outside of Montezuma County for use outside the county and actually so used it for a substantial and primary purpose for which it was acquired and he registered, titled, and licensed said motor vehicle outside Montezuma County.
- (i) Said use tax shall not apply to the storage, use, or consumption of any construction and building materials and motor and other vehicles on which registration is required if a written contract for the purchase thereof was entered into prior to the effective date of such use tax.
- (j) Said use tax shall not apply to the storage, use, or consumption of any construction and building materials required or made necessary in the performance of any construction contract bid, let, or entered into at any time prior to the effective date of such use tax.
- (k) That the Montezuma County Clerk and Recorder shall collect said use tax for Montezuma County and that no registration shall be made of any motor or other vehicle for which registration is required, and no certificate of title shall be issued for such vehicle by the Department of Revenue or its authorized agents until any tax due upon the use, storage, or consumption thereof pursuant to this Resolution has been paid. Said Montezuma County Clerk and Recorder may enter into agreements with the Colorado Department of Revenue for the collection of said tax.

4. That the revenue and spending limits of Art. 10, Section 20, Colorado Constitution or any other law shall not apply to or limit said sales and use tax and revenue therefrom or expenditure thereof and said revenue and expenditures shall not be included in any revenue and spending limitation and shall be collected and spent without limitation or condition except as herein provided.

5. An election shall be held on Tuesday, November 2, 1999 at which there shall be submitted to the eligible electors of the County a question authorizing a debt and tax increase (the "Ballot Question"), which question shall be in substantially the form set forth hereafter.

SHALL MONTEZUMA COUNTY DEBT BE INCREASED BY AN AMOUNT NOT TO EXCEED \$6,260,000, WITH A MAXIMUM REPAYMENT COST OF \$10,950,000, AND SHALL MONTEZUMA COUNTY TAXES BE INCREASED \$975,000 (FIRST FULL FISCAL YEAR DOLLAR INCREASE); SUCH DEBT TO CONSIST OF SALES AND USE TAX REVENUE BONDS OR OTHER FINANCIAL OBLIGATIONS ISSUED SOLELY FOR THE PURPOSE OF CONSTRUCTING AND EQUIPPING A COUNTY JAIL, INCLUDING THE REMODEL OF EXISTING FACILITIES TO ACCOMMODATE THE JUSTICE BUILDING TREATMENT UNIT, AND ALL NECESSARY OR INCIDENTAL COSTS RELATED THERETO, AND TO BE ISSUED, DATED AND SOLD AT SUCH TIMES, AND AT SUCH PRICES (AT OR ABOVE PAR) AND CONTAINING SUCH TERMS, NOT INCONSISTENT HERewith, AS THE BOARD OF COUNTY COMMISSIONERS MAY DETERMINE; SUCH TAX INCREASE TO CONSIST OF A COUNTY-WIDE SALES AND USE TAX OF 0.45% (FORTY-FIVE ONE-HUNDREDTHS OF ONE PERCENT, WHICH REPRESENTS 45 CENTS ON EACH 100 DOLLAR PURCHASE) BEGINNING JANUARY 1, 2000, WITH A TERMINATION OF SUCH TAX INCREASE FOLLOWING THE PAYMENT OF ALL BONDS OR REFUNDING BONDS AUTHORIZED BY THIS BALLOT ISSUE; SHALL THE COUNTY BE AUTHORIZED TO ESTABLISH A CAPITAL IMPROVEMENT FUND AND TO DEPOSIT INTO SAID FUND SUCH AMOUNT OF SALES AND USE TAX REVENUES AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS TO BE NECESSARY FOR PAYMENT OF THE BONDS AUTHORIZED HEREIN; SHALL THE REMAINING PORTION OF THE SALE AND USE TAX REVENUES BE DEPOSITED INTO A COUNTY JAIL OPERATIONS FUND TO BE UTILIZED SOLELY FOR THE PURPOSE OF FUNDING OPERATION, MAINTENANCE, REPAIR AND IMPROVEMENT OF THE COUNTY JAIL; SHALL RESOLUTION NO. 5 - 99 OF THE COUNTY PROVIDING FOR THE IMPOSITION OF THE SALES AND USE TAX BE APPROVED; AND SHALL ALL TAX REVENUES GENERATED FROM THE SALES AND USE TAX AUTHORIZED HEREIN AND FROM ANY EARNINGS FROM THE INVESTMENT OF SUCH REVENUES AND THE PROCEEDS OF SUCH BONDS CONSTITUTE A VOTER-APPROVED REVENUE CHANGE, AND AN EXCEPTION TO THE REVENUE AND SPENDING LIMITS OF ARTICLE 10, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW?

6. The election shall be conducted as a coordinated election in Montezuma County in accordance with articles 1 to 13 of title 1, C.R.S. For purposes of C.R.S. § 1-11-203.5, this Resolution shall serve to set the ballot title and the ballot question for the question set forth herein and the ballot title for such question shall be the text of the question itself. The officers and employees of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

7. Should any one or more sections or provisions of this Resolution be judicially determined invalid or unenforceable, such determination shall not affect, impair, or invalidate the remaining provisions hereof, the intention being that the various provisions hereof are severable.

8. Upon approval by a majority of the registered electors voting thereon at said election, this proposal for a sales tax and use tax shall be effective throughout the incorporated

and unincorporated portions of Montezuma County on January 1, 2000, and continuing said tax terminates on the earliest permitted date following the payment of all bonds or refunding bonds authorized by the Ballot Question set forth herein.

9. That this Resolution and the sales and use tax provided for herein shall conform to the constitutional and statutory provisions cited herein and as amended hereafter.

10. The Montezuma County Clerk and Recorder shall publish the text of this proposal as provided in section 29-2-104(5), C.R.S., and the Montezuma County Clerk and Recorder shall be the "designated election official" responsible for the running of said election. Upon approval by a majority of the registered electors voting thereon at said election, the Montezuma County Clerk and Recorder shall notify the State Executive Director of the Department of Revenue in accordance with section 29-2-106(2), C.R.S.

This Resolution is adopted this 7 day of Sept, 1999, at 9 o'clock a.m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY,
COLORADO

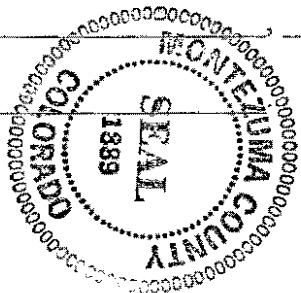
Eugene Stuy

Commissioners voting aye in favor of this Resolution were:

Thomas E. [unclear] and *[unclear]*
Eugene Stuy

Commissioners voting no against this Resolution were:

_____ and _____



Thomas [unclear]
Deputy County Clerk and Recorder
Montezuma County, Colorado

RESOLUTION # 03 2010

This resolution is for the approval to conduct a primary mail ballot election on August 10, 2010

WHEREAS, the County Commissioners of Montezuma County, State of Colorado at a regular meeting of said Board of County Commissioners, held on the 15th day of March, 2010 authorizes the August 10, 2010 primary election be a mail ballot election.

WHEREAS, pursuant to title 1 article 7.5-101 of the Colorado Revised Statutes allows political subdivisions of the State of Colorado, including counties to conduct certain elections in accordance with said Act, and

WHEREAS, the Montezuma County Clerk and Recorder will present a plan to the Secretary of State for approval to conduct a Primary Mail Ballot election, and;

WHEREAS, pursuant to C.R.S. 1-7.5-104, it is the option of the governing board of any political subdivision to determine if an election, which is otherwise eligible, shall be by mail ballot, and;

WHEREAS, the Montezuma County Clerk and Recorder estimated that by conducting a mail ballot election, a savings to the taxpayers of Montezuma County may result;

NOW, THEREFORE, BE IT RESOLVED that the election called for on August 10, 2010, shall be conducted in accordance with the Mail Ballot Election Act and the regulations of the Secretary of State promulgated hereunder.

NOW, THEREFORE, BE IT RESOLVED that this resolution is hereby
adopted this 15th day of March, 2010,
at 10:40 o'clock A.m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO

James D. Rupp

Steve D. Chappell

Herold W. Koppelman

Commissioners voting aye in favor of this resolution were:

James D. Rupp, Steve D. Chappell,

And Herold W. Koppelman.

Commissioners voting no against the Resolution were:

And _____.



Carol Jullis
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 8th day of March, 2010, with the following persons in attendance:

Commissioners: Gerald Koppenhafer, Larrie Rule, and Steve Chappell
Commissioners Absent:
County Administrator: Ashton N. Harrison
County Attorney: Bob Slough
Clerk and Recorder: Carol Tullis

the following proceedings, among others, were taken:

Resolution #2 - 2010

Fairgrounds Use by Ute Mountain Roundup, Inc.

Whereas, Montezuma County has been home to the Ute Mountain Roundup for 80 years; and,

Whereas, Ute Mountain Roundup, Inc. took over operation of the rodeo in 2006, moving the location to the Montezuma County Fairgrounds and desires to keep it there; and,

Whereas, Montezuma County must be compensated for the use of its facilities at the Fairgrounds in order to cover the costs of maintaining those facilities; and,

Whereas, Montezuma County and Ute Mountain Roundup, Inc. desire to improve the facilities at the fairgrounds for the benefit of the health, safety and welfare of the citizens of Montezuma County and the Ute Mountain Roundup rodeo.

Now therefore, be it resolved that:

Ute Mountain Roundup, Inc. shall be allowed exclusive use of the entire Montezuma County Fairgrounds facility each year for the next five years for the following dates:

June 7 – 13, 2010

June 6 – 12, 2011

June 4 – 10, 2012

June 3 – 9, 2013

June 9 – 15, 2014

or other dates if mutually agreed.

That Ute Mountain Roundup, Inc. shall pay the rate set by the County for facilities and services used by non-profit organizations; and

That Ute Mountain Roundup, Inc. shall have the exclusive use of all the facilities of the Montezuma County Fairgrounds for the specified dates.

Board of County Commissioners
of Montezuma County, Colorado

Larrie D. Rule
Larrie D. Rule, Chair

Commissioners voting aye in favor of the resolution were:

Larrie D. Rule Steve D. Chappell Donald W. Hopper

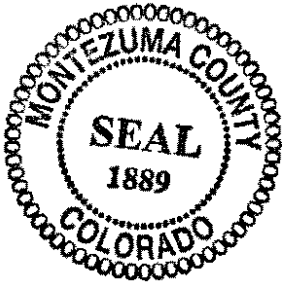
Commissioners voting nay against the resolution were:

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 8th day of March, 2010.

(SEAL)

Carol Jullis
County Clerk and Recorder
Montezuma County, Colorado



RESOLUTION NO. 1-2010

A RESOLUTION AMENDING RESOLUTION NO. 2-88 DECLARING IT TO BE UNLAWFUL FOR ANY PERSON TO OWN, KEEP, HARBOR OR POSSESS A DOG THAT IS NOT UNDER CONTROL AND PROVIDING FOR IMPOUNDMENT OF SUCH DOGS AND CRIMINAL PENALTIES.

WHEREAS the Board of County Commissioners of Montezuma County, State of Colorado, finds that dogs not under control present a danger to the safety of persons and property and that persons and property must be protected from such dogs;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County pursuant to C.R.S. 30-15-101 and 102, except as provided in C.R.S. 30-15-101(1)(b), that Resolution 2-88 is amended as follows:

1. It shall be unlawful for any person to own, keep, harbor or possess a dog that is not under control.
2. (a) "Control" means as to a "vicious dog" as defined in paragraph 3 herein that said vicious dog (I) is physically restrained to the premises of its custodian, or (II) is in the immediate presence of said dog's custodian who is enforcing said dog's obedience to said custodian's commands.
(b) "Control" means as to any dog that is not "vicious" as defined in paragraph 3 herein that when said dog is away from and off the premises of its custodian that said dog (I) is physically restrained to prevent freedom of action, or (II) is in the immediate presence of said dog's custodian who is enforcing said dog's obedience to said custodian's commands.
3. "Vicious dog" means a dog that is a clear and present danger to the safety of persons or property.
4. "Custodian" means any person owning, keeping, harboring or possessing a dog.
5. "Premises" means said custodian's vehicle or real property, except that "premises" does not include any public or county road right of way on said custodian's real property.
6. (a) Any violation hereof not involving bodily injury to any person shall be a class 2 petty offense, punishable, upon conviction, by a fine of not more than one thousand (\$ 1,000.00) dollars or by imprisonment in the county jail for not more than ninety (90) days, or by both such fine and imprisonment for each separate offense. The penalty assessment procedure provided in C.R.S. 16-2-201 may be followed for violations not involving bodily injury to any person as follows: the penalty assessment fine shall be fifty (\$50.00) dollars for the first violation, and one hundred (\$100.00) dollars for the second violation by the same person.
(b) Any violation hereof involving bodily injury to any person by a dog shall be a class 2 misdemeanor and punishable as provided in C.R.S. 18-1.3-501 for each separate offense.

7. The Sheriff of Montezuma County and his deputies shall enforce this resolution by impounding any dog not under control, and further, whenever said officer has probable cause to believe that a violation has been committed, he may issue a citation or summons and complaint to the violator stating the nature of the violation with sufficient particularity to give notice of said charge to the violator.

8. Said citation or summons and complaint shall be filed in the County Court in and for Montezuma County, Colorado. The District Attorney shall be the prosecuting attorney. All fines, forfeitures and other moneys collected shall be paid to the Montezuma County treasurer at once.

9. This resolution is necessary for the immediate preservation of the public health and safety from dogs not under control.

10. This resolution shall be effective immediately upon adoption.

NOW THEREFORE, BE IT RESOLVED THAT THIS RESOLUTION IS HEREBY ADOPTED.

Adopted this 25th day of January, 2010, at 10:53 o'clock A.m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO

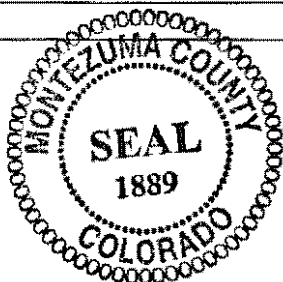
Gary D. Ruff

Steve D. Chappell

Gerald W. Koppinhaber

Commissioners voting aye in favor of this Resolution were
Gary D. Ruff, Steve D. Chappell, and
Gerald W. Koppinhaber.

Commissioners voting nay against this Resolution were
_____, and
_____.



Carol Willis
Clerk and Recorder of Montezuma County