

RESOLUTIONS -- 2011

Resolution Number	Date Signed	Name
01-2011	03/21/2011	Authorizing purchase of FNB property
02-2011	03/28/2011	Amending R11-2010 PLCC
03-2011	04/11/2011	Road Use Permit – Western Refining
04-2011	06/27/2011	Cancelling the suspension of the Fire Ban
05-2011	06/27/2011	Improvement District Road 18
06-2011	08/08/2011	Suspending the Ban on Open Fires
07-2011	09/26/2011	2011 Montezuma County Commissioner Districts
08-2011	12/05/2011	Establishing Juvenile Community Review Board
09-2011	12/12/2011	Amending the 2011 Budget
10-2011	12/12/2011	Amending the Social Services 2011 Budget
11-2011	12/12/2011	Adopting the 2012 Budget
12-2011	12/12/2011	Levying General Property taxes for 2011 for 2012 Budget
13-2011	12/12/2011	Levying property taxes for 2011 for LEA 2012 Budget
14-2011	12/12/2011	Appropriate sums of money

LAW ENFORCEMENT AUTHORITY RESOLUTIONS 2011

Resolution Number	Date Signed	Name
2011-1	04/11/2011	Train, Certify, & equip two K-9 Deputies & Dogs
2011-2	07/25/2011	Purchase Electronic Fingerprint System

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

Resolution # 14-2011

A RESOLUTION TO APPROPRIATE SUMS OF MONEY

WHEREAS, the Commissioners have adopted the annual budget in accordance with Local Government Budget Law on December 12, 2011, 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	\$13,432,810
2) Road & Bridge Fund	\$4,825,426
3) Social Services Fund	\$13,832,661
4) Conservation Trust Fund	\$100,000
5) Clara Ormiston Fund	\$0
6) Emergency Telephone Service Fund	\$272,781
7) Sheriff Forfeiture Fund	\$0
8) Revolving Loan Fund	\$0
9) Lodgers Tax Fund	\$109,000
10) Jail Bond Fund	\$771,142
11) Law Enforcement Authority Fund	\$850,000
12) Capital Fund	\$450,000
13) Landfill Enterprise Fund	\$1,139,010

14) TABOR Emergency Reserve Fund	\$0
15) Contingency Fund	\$0
16) Fiscal Emergency Reserve Fund	\$0
TOTAL	\$35,782,830

Commissioners voting aye in favor of the resolution were:

Larry D. Rul *Steve D. Chappell* *Donald R. Kopp*

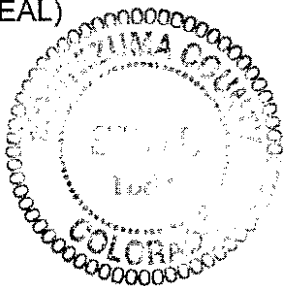
Commissioners voting nay against the resolution were:

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 12th day of December, 2011.

(SEAL)



Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 13-2011

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2011 TO HELP DEFRAY THE COSTS OF THE LAW ENFORCEMENT AUTHORITY OF MONTEZUMA COUNTY, COLORADO, FOR THE 2012 BUDGET.

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law on the 12th day of December, 2011; and,

WHEREAS, the 2011 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 \$474,776,190.

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 2012 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 2011.

SUMMARY OF FUNDS BUDGET 2012

LAW ENFORCEMENT AUTHORITY 1.45

Commissioners voting aye in favor of the resolution were:

Pamela D. Rusk *Steve D. Chappell* *Harold A. Thompson*

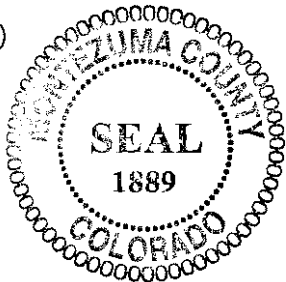
Commissioners voting nay against the resolution were:

Carol Gullis
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 12th day of December, 2011.

(SEAL)



Carol Gullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 12 - 2011

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2011 TO HELP DEFRAID THE COSTS OF GOVERNMENT FOR MONTEZUMA COUNTY, COLORADO, FOR THE 2012 BUDGET.

WHEREAS, the Board of County Commissioners of Montezuma County, Colorado, have adopted the annual budget in accordance with the Local Government Budget Law on the 12th day of December, 2011; and

WHEREAS, the 2011 valuation by the Board of County Commissioners for all of Montezuma County as certified by the County Assessor is \$589,743,730.

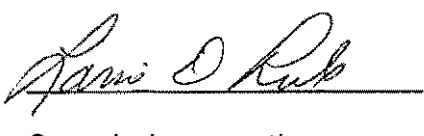
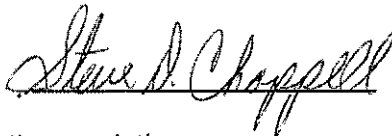
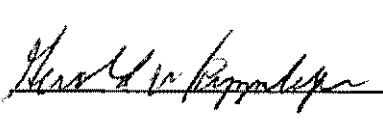
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County, Colorado, that;

For the purpose of meeting all general operating expenses of Montezuma County during the 2012 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 2011.

SUMMARY OF FUNDS BUDGET 2012

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:

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 12th day of December, 2011.

(SEAL)



Carol Jullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 11-2011

**A RESOLUTION ADOPTING A BUDGET FOR MONTEZUMA COUNTY, COLORADO FOR
THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2012 AND ENDING
ON THE LAST DAY OF DECEMBER 2012.**

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 12, 2011, 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 2012.

Commissioners voting aye in favor of the resolution were:



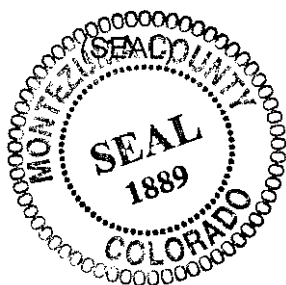
Commissioners voting nay against the resolution were:



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 12th day of December, 2011.





County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 10-2011
A Resolution Amending the 2011 Social Services Budget

WHEREAS, Montezuma County adopted operating and capital budgets for the Social Services Fund on December 6, 2010, for the ensuing budget year 2011; and

WHEREAS, For the reason that, while the budget was not over spent, it is recommended by the State Auditor, that changes to individual line-items be made; and

WHEREAS, The increase in the Fund Balance is due to the difference in reimbursement rates between the funds.

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:

Social Services Fund

Beginning Social Services Fund Balance as of 1/1/2011

\$1,443,2394

INCREASE

Authorized Expenditures for
\$32,300.00

Administrative and Benefit Payments

Medicaid Transportation \$32,300.00

AND INCREASE

Revenue State Grants for
\$32,300.00

Administrative and Benefit Payments

Medicaid Transportation \$32,300.00

DECREASE

Authorized Expenditures for
\$32,300.00

Administrative and Benefit Payments

Food Assistance (Food Stamps) \$32,300.00

AND DECREASE

Revenue State Grants for
\$32,300.00

Administrative and Benefit Payments

Food Assistance (Food Stamps) \$32,300.00

Commissioners voting aye in favor of the resolution were:

Paul D. Paul Steve D. Chappell Herold Stappenberg

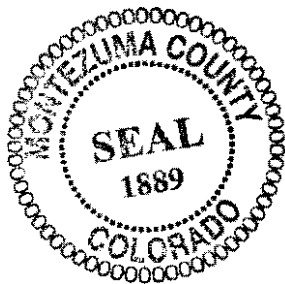
Commissioners voting nay against the resolution were:

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 12th day of December, 2011.

(SEAL)



Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 9 - 2011
A Resolution Amending the 2011 Budget

WHEREAS, Montezuma County adopted operating and capital budgets for the General Fund, Road & Bridge Fund, Conservation Trust Fund, Clara Ormiston Fund, Emergency Telephone Service Fund, Sheriff's Forfeiture Fund, Revolving Loan Fund, Lodgers Tax Fund, Jail Bond Fund, Law Enforcement Authority Fund, Capital Fund, Landfill Enterprise Fund, TABOR Emergency Reserve, Contingency Fund, and Unallocated General Fund Reserve, on December 6, 2010, for the ensuing budget year 2011; and

WHEREAS, Montezuma County, after adoption of the 2011 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 Additional Appropriations and Expenditures	\$1,731,719
Beginning General Fund Balance as of 1/1/2011	\$5,328,555

County Clerk	\$3,964	Senior Services/ Transit	\$67,042
County Treasurer	\$8,800	County Sheriff	\$258,959
CSU Cooperative Extension	\$9,237	Jail	\$73,426
Grounds & Buildings	\$106,920	Recovery Act Grant	\$175,298
Mapping	\$41,598	Law Enforcement Authority	\$145,404
Miscellaneous	\$268,407	District Attorney	\$7,466
Fairgrounds	\$560,287	County Coroner	\$4,911

Road & Bridge Fund

Total Road and Bridge Fund Additional Appropriations and Expenditures	\$651,158
Total Road & Bridge Fund Additional Transfers Out	\$35,910
Beginning Road & Bridge Fund Balance as of 1/1/2011	\$3,898,362

Conservation Trust Fund

Total Conservation Trust Fund Additional Transfers Out	\$141,367
Beginning Conservation Trust Fund Balance as of 1/1/2011	\$219,230

Clara Ormiston Fund

Beginning Clara Ormiston Fund Balance as of 1/1/2011	\$20,572
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Emergency Telephone Service Fund

Total Emergency Telephone Service Fund Additional Transfers Out	\$22,441
Beginning Emergency Telephone Service Fund Balance as of 1/1/2011	\$540,471

Sheriff's Forfeiture Fund

Beginning Sheriff's Forfeiture Fund Balance as of 1/1/2011	\$322
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Revolving Loan Fund

Beginning Fund Balance as if 1/1/2011	\$140,872
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Lodgers Tax Fund

Total Lodgers Tax Fund Additional Appropriations and Expenditures	\$109,000
Beginning Lodgers Fund Balance as of 1/1/2011	\$107,125

Jail Bond Fund

Beginning Jail Bond Fund Balance as of 1/1/2011	\$2,222,220
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Law Enforcement Authority Fund

Total Law Enforcement Authority Additional Transfers Out	\$145,404
Beginning Law Enforcement Authority Fund Balance	\$835,056

Capital Fund

Total Capital Fund Additional Appropriations and Expenditures	\$419,737
Total Capital Fund Additional Transfers Out	\$492,700
Beginning Capital Fund Balance as of 1/1/2011	\$2,104,528

Landfill Enterprise Fund

Beginning Landfill Enterprise Fund Net Assets as of 1/1/2011	\$1,202,440
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TABOR Emergency Reserve

No Amendment Required

Contingency Fund

No Amendment Required

Unallocated General Fund Reserve

No Amendment Required

Commissioners voting aye in favor of the resolution were:

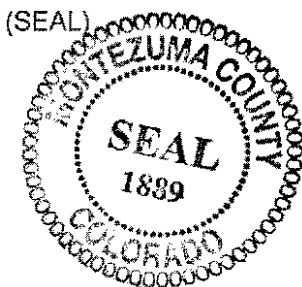
James D. Rob Steve D. Chappell Ken E. Kippmeyer

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 12th day of December, 2011.



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 5th day of December, 2011, with the following persons in attendance:

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

the following proceedings, among others, were taken:

RESOLUTION 8-2011

**A RESOLUTION ESTABLISHING A JUVENILE COMMUNITY REVIEW BOARD FOR MONTEZUMA COUNTY,
STATE OF COLORADO**

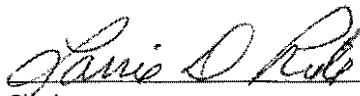
WHEREAS, certain juvenile offenders under commitment to the Colorado department of human services are eligible for, and enter into, residential community placements within Montezuma County; and

WHEREAS, the residents of Montezuma have the right to safe and secure communities and should have input and decision-making authority regarding the placement of juvenile offenders; and

WHEREAS, Colorado Revised Statutes § 19-2-210 allows this Board to establish a Juvenile Community Review Board with authority to approve the placement of juvenile offenders in Montezuma County.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County that a Juvenile Community Review Board shall be established for Montezuma County, Colorado, pursuant to Colorado Revised Statutes § 19-2-210 and the attached Bylaws. Notice of this Resolution and its effective date shall be sent to the Colorado Department of Human Services. This Resolution shall be effective beginning December 5, 2011, and thereafter as provided by law.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO


Chair

Commissioners voting aye in favor of the Resolution were:

Larry D. Rife, Robert W. Koppelman and _____

Commissioners voting nay against the Resolution were:

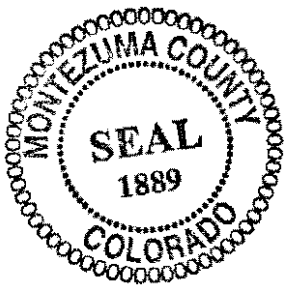
_____, _____ and _____

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 5th day of November, 2011.

(SEAL) Carol Tullis
Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado



RESOLUTION NO. 27-2011

**A Resolution Revising And Establishing The Three
Commissioners Districts**

WHEREAS, the Montezuma County Board of Commissioners of Montezuma County, State of Colorado, is required by C.R.S. 30-10-306 to revise and establish the three Commissioners Districts after each federal census to be as nearly equal in population as possible based upon said census.

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

Pursuant to C.R.S. 30-10-306 and after the 2010 federal census of the United States, the Montezuma County Board of Commissioners hereby revises and establishes the three Commissioners Districts as described on Exhibit 1 attached hereto and made a part hereof. Said Districts are as nearly equal in population as possible based upon said census. One Commissioner shall be elected from each of said Districts by the voters of the whole of Montezuma County.

Adopted this 26 day of Sept, 2011, at 11:15 a.m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO

Garri D. Rife
Steve D. Chappel
Henry S. Hernandez

Commissioners voting aye in favor if the Resolution were: Larry D. Rutz,
Steve R. Chappell and Gerald Koppenthafer.

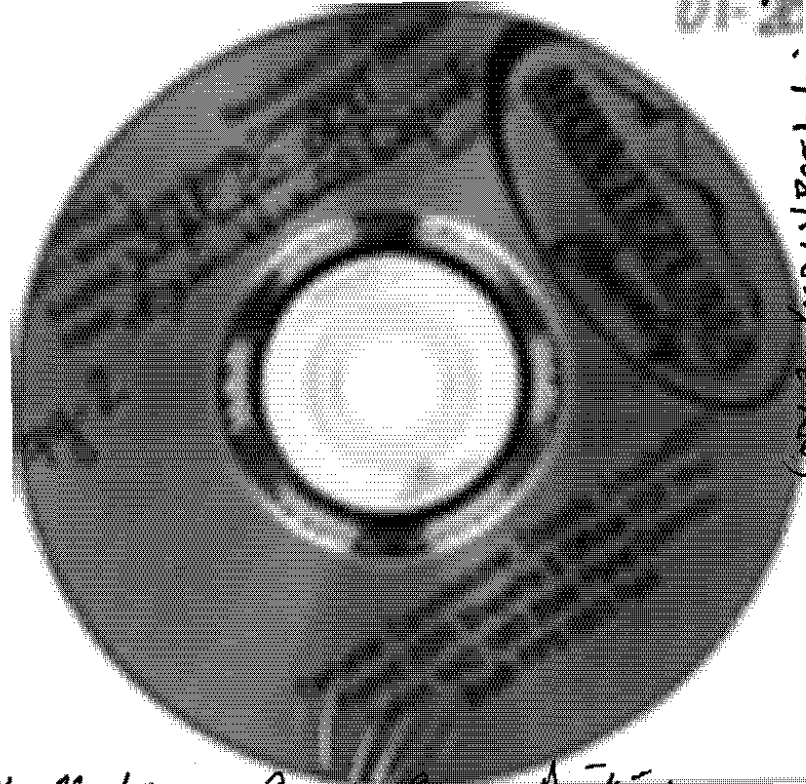
Commissioners voting nay against the Resolution were: _____,
_____ and _____.



Keni Percell Chief Deputy Clerk
County Clerk and Recorder
Montezuma County, Colorado

Exhibit 1 9/26/2011 Resolution

07-11



COPY 2 Keep w/ Resolution

2011 Montezuma County Comm. Districts

Keep With
Resolution

RESOLUTION NO. 6-2011

**A RESOLUTION SUSPENDING THE BAN ON OPEN FIRES
AND THE USE OF FIREWORKS**

WHEREAS, Montezuma County Ordinance No. 1-2008 prohibits open fires and the use of fireworks in the unincorporated areas of Montezuma County, except as the Board of County Commissioners of Montezuma County based upon competent evidence may by resolution suspend said ban from time to time to the degree and manner consistent with existing wildfire dangers; and

WHEREAS, competent evidence having been presented of sufficient moisture throughout Montezuma County temporarily reducing existing wildfire dangers to more normal conditions;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County that said ban on open fires and the use of fireworks should be and is hereby suspended. Said suspension shall continue in effect until canceled pursuant to Montezuma County Ordinance No. 1-2008.

This Resolution is adopted this 8th day of August 2011, at 9:35 o'clock
A.m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO

Larry D. Rupp
Steve D. Chappell
Gene H. Wenzel

Commissioners voting aye in favor of this Resolution were:

Harrie D. Rull, Steve D. Chappell
and Gerald W. Koppenhauer

Commissioners voting no against this Resolution were:

_____, _____

and _____.



Carol Tullis
County Clerk and Recorder
Montezuma County, Colorado

2119

RESOLUTION No. 05 - 2011

**A Resolution Pursuant To C.R.S. 30-20-601 et seq.
Forming, Creating And Establishing A Local
Improvement District And Authorizing And Ordering
Roadway Improvements To A Portion Of County Road 18
And Providing For Payment Of The Costs For Said
Improvements By Assessment Of Property**

WHEREAS, pursuant to C.R.S. 30-20-603(3)(a), a petition for improvements to a portion of County Road 18 having been presented to the Montezuma County Board of Commissioners subscribed by the owners of property to be assessed for more than one-half of the entire costs estimated by said Board to be assessed; and

WHEREAS, pursuant to C.R.S. 30-20-603(5), a preliminary order having been made by said Board; and

WHEREAS, pursuant to C.R.S. 30-20-603(6), public notice having been given by the Montezuma County Clerk and Recorder to the owners of any property to be assessed; and the required public hearing having been held by said Board; and said Board having heard and determined all complaints and objections before final action;

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

1. That the Montezuma County Road 18 Local Improvement District No. 1, as described in Exhibit 1 attached hereto and made a part hereof, is hereby formed, created and established pursuant to C.R.S. 30-20-601 et seq. for the roadway improvement purposes set forth herein.

2. That the roadway improvements to that portion of County Road 18 and the assessing of costs for said improvements and payment of same shall be as set forth in said Exhibit 1.

3. That pursuant to C.R.S. 30-20-603(7) said Board finds that said improvements were duly ordered after notice duly given and after hearing duly held, and that the proposal for same was properly initiated by a Petition presented and subscribed by the required number of property owners, and said Board determined all complaints and objections before final action herein.

Adopted this 27th day of June, 2011, at 2:00 7 .m.

BOARD OF COUNTY COMMISSIONERS
OF MONTEZUMA COUNTY, COLORADO

Larry D. Rule

Steve D. Chappell

Ken Kappenhauer

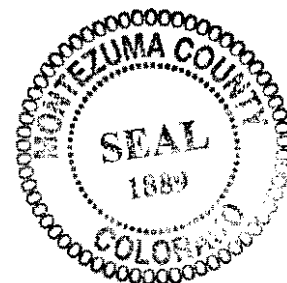
Commissioners voting aye in favor of the Resolution were: Comm. Rule,

Comm. Chappell and Comm. Kappenhauer.

Commissioners voting nay against the Resolution were: _____,

_____ and _____.

Kim Percell Chief Deputy Clerk
County Clerk and Recorder
Montezuma County, Colorado



RESOLUTION NO. 04-2011

**A RESOLUTION CANCELLING THE SUSPENSION
OF THE BAN ON OPEN FIRES AND THE USE OF FIREWORKS**

WHEREAS, the Board of County Commissioners of Montezuma County, State of Colorado, based upon competent evidence, finds that the danger of forest and grass fires is high throughout the unincorporated areas of Montezuma County and that to protect the public health, safety and welfare it is necessary to reduce the danger of wildfires within those areas;

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

1. That Resolution No. 10-2009 and the suspension of the ban on open fires and the use of fireworks is hereby canceled pursuant to Montezuma County Ordinance No. 1-2008.
2. That the ban on open fires and the use of fireworks pursuant to Ordinance No. 1-2008 continues in full force and effect.

NOW THEREFORE BE IT RESOLVED that this resolution is hereby adopted effective immediately.

Adopted this 27 day of June, 2011, at 10:05 o'clock a. m.

BOARD OF COUNTY COMMISSIONERS OF
MONTEZUMA COUNTY, COLORADO

Garri D. Rab

Steve R. Chappell

Harold W. Koppelman

Commissioners voting aye in favor of this Resolution were:

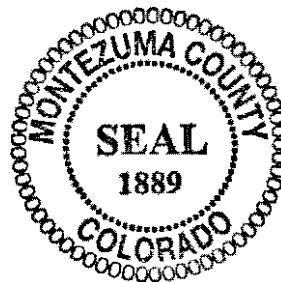
Comm. Reile, Comm. Chappell

and Comm. Koppenhaver.

Commissioners voting no against this Resolution were:

and _____.

Kym Russell Chief Deputy Clerk
County Clerk and Recorder
Montezuma County, Colorado



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

Resolution # 3 - 2011

Road Use Permit for Western Refining

WHEREAS, the Board of County Commissioners for Montezuma County received an application dated April 11, 2011 requesting that Montezuma County allow Western Refining to operate excess weight and length vehicle combinations on County Roads BB, 9, 10 and 12; and

WHEREAS, pursuant to 42-4-510 (1) (a) C.R.S., Montezuma County Commissioners are authorized to consider this application; and

WHEREAS, an application was reviewed in the Commissioners hearing room at the Montezuma County Courthouse on Monday, April 11, 2011.

NOW, THEREFORE, be it resolved that this permit is hereby issued to Western Refining to use county roads BB, 9, 10, and 12 for the above stated purposes:

BE IT FURTHER RESOLVED that the overall length shall not exceed 105 feet, and the gross vehicle weight shall not exceed 129,000 pounds and a strict speed limit of 25 miles per hour shall be enforced and any person violating same shall be subject to criminal penalties as provided in 42-4-510 (12), C.R.S.; and

BE IT FURTHER RESOLVED that this permit is issued and conditioned upon Western Refining immediately compensating Montezuma County for any injury or damage to said roads and roadways caused by Western Refining. Failure to so compensate shall cause said permit to be revoked or suspended; and

BE IT FURTHER RESOLVED that this permit will expire on April 30, 2012 unless renewal prior to that date. Permit may be revoked or suspended for safety reasons.

Commissioners voting aye in favor of the resolution were:

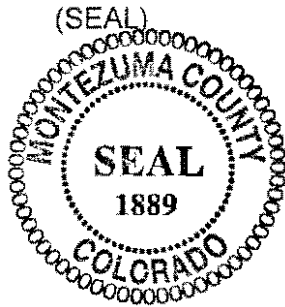
_____ Steve R. Chappell Herold W. Kipp

Commissioners voting nay against the resolution were:

Carol Jellis
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 11th day of April, 2011.



A handwritten signature in cursive script, reading "Carol Jullis".

County Clerk and Recorder
Montezuma County, Colorado

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

Resolution # 2-2011

A Resolution to amend Resolution # 11-2010

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 seven (7) members.

(2) Said Commission shall have two 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:

Lorrie D. Rife
Steve Chappell

Garrett W. Koppelman

Commissioners voting nay against the resolution were:

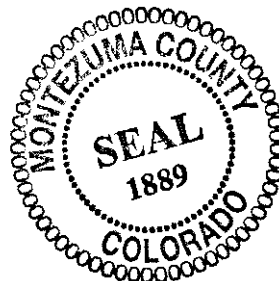
I certify that the above Resolution is a true and correct copy of same as it appears in the minutes of the Board of County Commissioners of Montezuma County, Colorado and the votes upon same are true and correct.

Dated this 28th Day of March, 2011

(SEAL)

Carol Jullis

County Clerk and Recorder
Montezuma County, Colorado



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

Resolution # 1-2011

A Resolution Authorizing the Purchase of Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, 23 and 24,
Block 28, Town of Cortez, as per the plat "Town of Cortez and Chamberlin's Addition to the
Town of Cortez"

AND

That Portion of North Elm Street in the City of Cortez described as a parcel of land beginning at a
point from whence the Southwest corner of Lot 12, Block 18, original townsite, Town of Cortez,
bears East 6.5 feet; thence West 1.6 feet; thence North 134 feet, thence East 1.6 feet; thence
South 134 feet to the point of beginning.

Whereas; Montezuma County is in need of additional office space; and

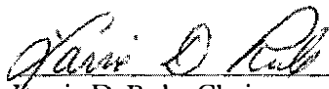
Whereas; Montezuma County has the necessary funds to acquire additional office space;
and

Whereas, Montezuma County has entered into an agreement with First National Bank of
Cortez to purchase the property located at 401 W. Main, Cortez, Colorado in the amount of
\$400,000

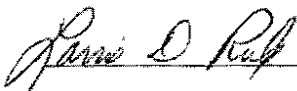
Now therefore, be it resolved that:

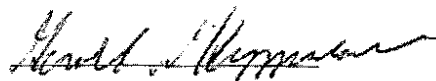
The Board of County Commissioners authorizes Gerald W. Koppenhafer, Commissioner of
Deeds, to execute all necessary agreements and other documents to purchase Lots 10, 11, 12, 13,
14, 15, 16, 17, 18, 23 and 24, Block 28, Town of Cortez, as per the plat "Town of Cortez and
Chamberlin's Addition to the Town of Cortez" AND That Portion of North Elm Street in the City
of Cortez described as a parcel of land beginning at a point from whence the Southwest corner of
Lot 12, Block 18, original townsite, Town of Cortez, bears East 6.5 feet; thence West 1.6 feet;
thence North 134 feet, thence East 1.6 feet; thence South 134 feet to the point of beginning.

Board of County Commissioners
of Montezuma County, Colorado


Larrie D. 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.

Dated this 21st Day of March, 2011

(SEAL)



A handwritten signature in cursive script, reading "Carol Jellis".

County Clerk and Recorder
Montezuma County, Colorado

ALTA Commitment Form

COMMITMENT FOR TITLE INSURANCE

Issued by



Stewart Title Guaranty Company, a Texas Corporation ("Company"), for a valuable consideration, commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the Proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest in the land described or referred to in Schedule A, upon payment of the premiums and charges and compliance with the Requirements; all subject to the provisions of Schedules A and B and to the Conditions of this Commitment.

This Commitment shall be effective only when the identity of the Proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A by the Company.

All liability and obligation under this Commitment shall cease and terminate six months after the Effective Date or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue the policy or policies is not the fault of the Company.

The Company will provide a sample of the policy form upon request.

This commitment shall not be valid or binding until countersigned by a validating officer or authorized signatory.

IN WITNESS WHEREOF, Stewart Title Guaranty Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on the date shown in Schedule A.

Countersigned:

Authorized Countersignature

Montezuma-Dolores Title Co

Company Name

Cortez, CO

City, State



Senior Chairman of the Board

Chairman of the Board

President

Stewart Title Guaranty Company

Commitment Number: 2011-02-023

SCHEDULE A

1. Effective Date: February 25, 2011 at 08:00 AM
2. Policy or Policies to be issued: Amount
 - (a) X Owner's Policy (ALTA Own. Policy (6/17/06)) \$ 400,000.00
Proposed Insured:
MONTEZUMA COUNTY
 - (b) Loan Policy (ALTA Loan Policy (6/17/06))
Proposed Insured:
3. The estate or interest in the land described or referred to in this Commitment is Fee Simple.
4. Title to the Fee Simple estate or interest in the land is at the Effective Date vested in:
FIRST NATIONAL BANK, CORTEZ
5. The land referred to in the Commitment is described as follows:
SEE EXHIBIT A ATTACHED HERETO

MONTEZUMA-DOLORES TITLE CO.

By: 

MONTEZUMA-DOLORES TITLE CO.

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AMERICAN
LAND TITLE
ASSOCIATION

(2011-02-023, FD/2011-02-023/8)

Stewart Title Guaranty Company

Commitment Number: 2011-02-023

SCHEDULE A

1. Effective Date: February 25, 2011 at 08:00 AM
2. Policy or Policies to be Issued: Amount
 - (a) X Owner's Policy (ALTA Own. Policy (6/17/06)) \$ 400,000.00
Proposed Insured:
MONTEZUMA COUNTY
 - (b) Loan Policy (ALTA Loan Policy (6/17/06))
Proposed Insured:
3. The estate or interest in the land described or referred to in this Commitment is Fee Simple.
4. Title to the Fee Simple estate or interest in the land is at the Effective Date vested in:
FIRST NATIONAL BANK, CORTEZ
5. The land referred to in the Commitment is described as follows:
SEE EXHIBIT A ATTACHED HERETO

MONTEZUMA-DOLORES TITLE CO.

By: MONTEZUMA-DOLORES TITLE CO.

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AMERICAN
LAND TITLE
ASSOCIATION

(2011-02-023.PFD/2011-02-023/14)

Stewart Title Guaranty Company

Commitment Number: 2011-02-023

EXHIBIT A
PROPERTY DESCRIPTION

The land referred to in this Commitment is described as follows:

Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, 23 and 24, Block 28, Town of Cortez, as per the plat of "Town of Cortez and Chamberlin's Addition to the Town of Cortez" according to the Clerk and Recorder.

AND

That portion of North Elm Street in the City of Cortez, described as a parcel of land beginning at a point from whence the Southwest corner of Lot 12, Block 28, original townsite, Town of Cortez, bears East 6.5 feet; thence West 1.6 feet; thence North 134 feet; thence East 1.6 feet; thence South 134 feet to the point of beginning.

County of Montezuma
State of Colorado.

Stewart Title Guaranty Company

Commitment Number: 2011-02-023

**SCHEDULE B - SECTION I
REQUIREMENTS**

The following requirements must be met:

- a. Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
 - b. Pay us the premiums, fees and charges for the policy.
 - c. Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
 - d. You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
1. Resolution from the Board of Directors of First National Bank, Cortez authorizing the sale of subject property to Montezuma County in the amount of \$400,000.00.
 2. Statement of Authority for First National Bank, Cortez.
 3. Resolution from the Montezuma County Commissioners authorizing the Purchase of subject property from First National Bank, Cortez in the amount of \$400,000.00.
 4. Statement of Authority for Montezuma County.
 5. Warranty Deed from First National Bank, Cortez to Montezuma County conveying the subject property.

NOTE: Taxes for the year 2010 are DUE in the amount of \$2,824.46 as per Tax Certificate No. 5389, as to Lots 13, 14, 15, 16, 17, 18, 23 and 24, Block 28.

NOTE: Taxes for the year 2010 are DUE in the amount of \$14,755.69 as per Tax Certificate No. 5390, as to Lots 10, 11 and 12.

The subject property may be located in a special taxing district.

A certification of taxes due listing each taxing jurisdiction may be obtained from the County Treasurer or the County Treasurer's authorized agent.

Information regarding special districts and the boundaries of such districts may be obtained from the Board of County Commissioners, the County Clerk and Recorder, or the County Assessor.

Commitment Number: 2011-02-023

SCHEDULE B - SECTION I
(Continued)

NOTE: If Schedule B, for an owners title policy reflects an exception for mineral interests or leases, pursuant to CRS 10-11-123 (HB 01-1088), this is to advise:

- (a) That there is recorded evidence that a mineral estate has been severed, leased, or otherwise conveyed from the surface estate and that there is a substantial likelihood that a third party holds some or all interest in oil, gas, minerals or geothermal energy in the property; and
- (b) That such mineral estate may include the right to enter and use the property without the surface owner's permission.

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{2011-02-023.PFD/2011-02-023/14}

Stewart Title Guaranty Company

Commitment Number: 2011-02-023

**SCHEDULE B - SECTION II
EXCEPTIONS**

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

1. Rights or claims of parties in possession not shown by the public records.
2. Easements, liens or encumbrances or claims thereof, which are not shown by the public record.
3. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the title that would be disclosed by an accurate and complete land survey of the land, and that is not shown by the public records.
4. Any lien, or right to a lien, for services, labor or material heretofore furnished, imposed by law and not shown by the public records.
5. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this Commitment.

NOTE: The above exception will not appear on policies where closing and settlement has been performed by MONTEZUMA-DOLORES TITLE COMPANY.

6. Any and all unpaid taxes, assessments and unredeemed tax sales.
7. Assessments, taxes, fees or charges arising pursuant to the inclusion of the land in one or more special districts or municipalities.
8. Subdivision Regulations and Restrictions; and the terms, conditions, regulations and restrictions set forth therein.
9. Taxes and assessments for the year 2010 and subsequent years.
10. Easements, Rights of Ways, Restrictions and Reservations as shown on plat of said subdivision.
11. Easement Agreement from First National Bank, Cortez, to The City of Cortez recorded October 12, 2010 under Reception Number 573309.
12. All interest in oil, gas, coal and other mineral rights, being either express or implied, associated with or incidental to the ownership or exercise of rights under any oil, gas, coal or mineral reservation, grant or lease, and all rights, privileges and easements with respect thereto, and any and all assignments thereof or interests therein.
13. Ordinance Vacating a portion of North Elm Street recorded in Book 443 at Page 315 and in Book 444 at Page 544 and Book 502 at Page 405.

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(2011-02-023.PFD/2011-02-023/14)

Commitment Number: 2011-02-023

SCHEDULE B - SECTION II
Continued)

14. Access from the insured property to Highway 491 is subject to compliance with all federal and state regulations governing said highway.
15. (A) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims, or title to water, whether or not the matters excepts under (1), (2) or (3) as shown by the Public Records.

NOTE: The policy(s) of insurance may contain a clause permitting arbitration of claims at the request of either the Insured or the Company. Upon request, the Company will provide a copy of this clause and the accompanying arbitration rules prior to the closing of the transaction.

EXCEPTIONS NUMBERED NONE ARE HEREBY OMITTED

CONDITIONS

1. The term mortgage, when used herein, shall include deed of trust, trust deed, or other security instrument.
2. If the proposed Insured has or acquired actual knowledge of any defect, lien, encumbrance, adverse claim or other matter affecting the estate or interest or mortgage thereon covered by this Commitment other than those shown in Schedule B hereof, and shall fail to disclose such knowledge to the Company in writing, the Company shall be relieved from liability for any loss or damage resulting from any act of reliance hereon to the extent the Company is prejudiced by failure to so disclose such knowledge. If the proposed Insured shall disclose such knowledge to the Company, or if the Company otherwise acquires actual knowledge of any such defect, lien, encumbrance, adverse claim or other matter, the Company at its option may amend Schedule B of this Commitment accordingly, but such amendment shall not relieve the Company from liability previously incurred pursuant to paragraph 3 of these Conditions.
3. Liability of the Company under this Commitment shall be only to the named proposed Insured and such parties included under the definition of Insured in the form of policy or policies committed for and only for actual loss incurred in reliance hereon in undertaking in good faith (a) to comply with the requirements hereof, or (b) to eliminate exceptions shown in Schedule B, or (c) to acquire or create the estate or interest or mortgage thereon covered by this Commitment. In no event shall such liability exceed the amount stated in Schedule A for the policy or policies committed for and such liability is subject to the insuring provisions and Conditions and the Exclusions from Coverage of the form of policy or policies committed for in favor of the proposed Insured which are hereby incorporated by reference and are made a part of this Commitment except as expressly modified herein.
4. This Commitment is a contract to issue one or more title insurance policies and is not an abstract of title or a report of the condition of title. Any action or actions or rights of action that the proposed Insured may have or may bring against the Company arising out of the status of the title to the estate or interest or the status of the mortgage thereon covered by this Commitment must be based on and are subject to the provisions of this Commitment.
5. *The policy to be issued contains an arbitration clause. All arbitrable matters when the Amount of Insurance is \$2,000,000 or less shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. You may review a copy of the arbitration rules at < <http://www.alta.org/>>.*



All notices required to be given the Company and any statement in writing required to be furnished the Company shall be addressed to it at P.O. Box 2029, Houston, Texas 77252.

**MONTEZUMA COUNTY LAW ENFORCEMENT AUTHORITY
AGREEMENT NO. 2011-2**

AN AGREEMENT OF THE BOARD OF COUNTY COMMISSIONERS, ACTING AS
THE EX OFFICIO GOVERNING BOARD OF THE MONTEZUMA COUNTY LAW
ENFORCEMENT AUTHORITY, ENTERING INTO AN AGREEMENT
WITH THE MONTEZUMA COUNTY SHERIFF,
FOR THE PURPOSES OF PROVIDING ADDITIONAL LAW ENFORCEMENT
SERVICES IN THE UNINCORPORATED AREAS OF MONTEZUMA COUNTY

WHEREAS, per C.R.S. Section 30-11-404(5), the Montezuma County Board of County Commissioners are the ex officio Governing Board of the Montezuma County Law Enforcement Authority; and

WHEREAS, per C.R.S. 30-11-406(1)(c), the Governing Board of the Montezuma County Law Enforcement Authority is permitted to enter into contracts and agreements with the Sheriff to provide law enforcement services for the authority; and

WHEREAS, per C.R.S. 30-11-409, moneys paid to the Sheriff for services shall be expended by the Sheriff for law enforcement purposes only, including administration and capital expenditures, pursuant to agreements entered into as authorized by law; and

WHEREAS, both the Governing Board and the Sheriff find it necessary to purchase an electronic fingerprint system in order to more efficiently and more accurately process fingerprints; and

WHEREAS, the Law Enforcement Authority Fund has the necessary funds available to purchase an electronic fingerprint system; and

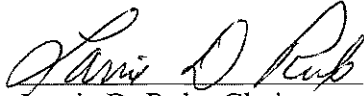
WHEREAS, the budget of the Sheriff's Office is entirely accounted for in the General Fund; and

WHEREAS, accounting for the aforementioned electronic fingerprint system through multiple funds would create unnecessary costs to the taxpayer by creating unneeded administrative overhead.

NOW, THEREFORE, the Montezuma County Board of County Commissioners, acting as the Governing Board of the Montezuma County Law Enforcement Authority:

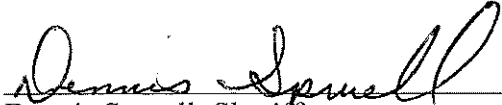
Section 1: Hereby enter into an agreement with Dennis Spruell, Montezuma County Sheriff, to expend up to \$13,000 from LEA Fund monies in calendar year 2011 to purchase an electronic fingerprint system.

LAW ENFORCEMENT AUTHORITY GOVERNING BOARD
MONTEZUMA COUNTY, COLORADO



Larrie D. Rule, Chair

MONTEZUMA COUNTY SHERIFF'S OFFICE



Dennis Spruell, Sheriff

Commissioners voting in favor of the Agreement were:

  and 

Commissioners voting nay against the Agreement were:

_____, _____ and _____

I certify that the above Agreement 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 25th day of July, 2011

(SEAL)





County Clerk and Recorder
Montezuma County, Colorado

**MONTEZUMA COUNTY LAW ENFORCEMENT AUTHORITY
AGREEMENT No. 2011-1**

AN AGREEMENT OF THE BOARD OF COUNTY COMMISSIONERS, ACTING AS
THE EX OFFICIO GOVERNING BOARD OF THE MONTEZUMA COUNTY LAW
ENFORCEMENT AUTHORITY, ENTERING INTO AN AGREEMENT
WITH THE MONTEZUMA COUNTY SHERIFF,
FOR THE PURPOSES OF PROVIDING ADDITIONAL LAW ENFORCEMENT
SERVICES IN THE UNINCORPORATED AREAS OF MONTEZUMA COUNTY

WHEREAS, per C.R.S. Section 30-11-404(5), the Montezuma County Board of County Commissioners are the ex officio Governing Board of the Montezuma County Law Enforcement Authority; and

WHEREAS, per C.R.S. 30-11-406(1)(c), the Governing Board of the Montezuma County Law Enforcement Authority is permitted to enter into contracts and agreements with the Sheriff to provide law enforcement services for the authority; and

WHEREAS, per C.R.S. 30-11-409, moneys paid to the Sheriff for services shall be expended by the Sheriff for law enforcement purposes only, including administration and capital expenditures, pursuant to agreements entered into as authorized by law; and

WHEREAS, both the Governing Board and the Sheriff find it necessary to train, certify, and equip two K-9 deputies and dogs; and

WHEREAS, the Law Enforcement Authority Fund has the necessary funds available to train, certify, and equip two K-9 deputies and dogs; and

WHEREAS, the budget of the Sheriff's Office is entirely accounted for in the General Fund; and

WHEREAS, accounting for the aforementioned training, certification, and equipping of such deputies and dogs through multiple funds would create unnecessary costs to the taxpayer by creating unneeded administrative overhead.

NOW, THEREFORE, the Montezuma County Board of County Commissioners, acting as the Governing Board of the Montezuma County Law Enforcement Authority:

Section 1: Hereby enter into an agreement with Dennis Spruell, Montezuma County Sheriff, to expend up to \$7,000 from LEA Fund monies in calendar year 2011 to train, certify, and equip two K-9 deputies and dogs.

LAW ENFORCEMENT AUTHORITY GOVERNING BOARD
MONTEZUMA COUNTY, COLORADO

Steve D. Chappell
~~LaRrie D. Rule, Chair~~

Steve D. Chappell, Vice-Chair

MONTEZUMA COUNTY SHERIFF'S OFFICE

Dennis Spruell
Dennis Spruell, Sheriff

Commissioners voting in favor of the Agreement were:

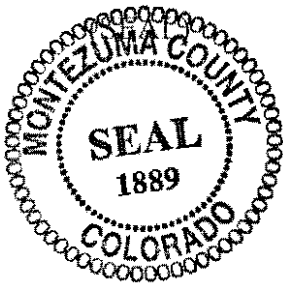
Steve D. Chappell and Heath Wynn

Commissioners voting nay against the Agreement were:

_____, _____ and _____

I certify that the above Agreement 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 11th day of April, 2011



Carol Jullis
County Clerk and Recorder
Montezuma County, Colorado