



BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON,
COLORADO

RESOLUTION NO: 2019- 15

A RESOLUTION APPROVING THE REFERRAL OF A BALLOT ISSUE FOR THE NOVEMBER 5, 2019 COORDINATED GENERAL ELECTION THAT WOULD IMPOSE AN AD VALOREM PROPERTY TAX FOR THE GUNNISON COUNTY LIBRARY DISTRICT OF 1.9 MILLS, SUCH INCREASE IN TAXES TO BE USED FOR CAPITAL CONSTRUCTION AND GENERAL OPERATING PURPOSES, AND FOR ANY OTHER PURPOSE ALLOWABLE BY LAW

WHEREAS, the Gunnison County Library District (the "District") is a Library District as defined in the Colorado Library Law, § 24-90-101, *et seq.*, of the Colorado Revised Statutes ("C.R.S."); and

WHEREAS, the District is a publicly supported library that is principally supported by monies derived from ad valorem property taxes levied by Gunnison County, Colorado (the "County"); and

WHEREAS, on July 8th, 2019 the Board of Trustees for District (the "Trustees") adopted a resolution requesting the Board of County Commissioners (the "Board") place an issue on the November 5, 2019 election ballot requesting voter approval to impose an ad valorem property tax levy of 1.9 mills for the support of the District, a copy of which is attached hereto and incorporated herein as "Exhibit A"; and

WHEREAS, pursuant to § 24-90-112(1)(b)(III), C.R.S., upon request by the Trustees, the Board must submit to a vote of the registered electors residing within the library's boundaries a proposition containing the desired maximum tax levy specified in the request.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, County of Gunnison, State of Colorado:

1. Without taking any position for or against the proposition, pursuant to § 1-5-203(3), C.R.S., the Board hereby authorizes and directs that the following ballot issue be certified herewith to the Gunnison County Clerk and Recorder ("Clerk and Recorder") for submission to the registered electors within the District to be included on the ballot for



the November 5, 2019 coordinated general election:

SHALL GUNNISON COUNTY PROPERTY TAXES FOR THE SUPPORT OF GUNNISON COUNTY LIBRARY DISTRICT BE INCREASED \$1,150,000 IN 2020 AND BY SUCH AMOUNTS AS MAY BE GENERATED ANNUALLY THEREAFTER BY THE IMPOSITION OF 1.9 MILLS, PROVIDED THAT THE TOTAL MILL LEVY MAY BE ADJUSTED TO OFFSET REVENUE LOSSES FROM REFUNDS, ABATEMENTS, AND CHANGES TO THE PERCENTAGE OF ACTUAL VALUATION USED TO DETERMINE ASSESSED VALUATION, FOR THE PROVISION OF LIBRARY SERVICES AND FACILITIES, AND SHALL ALL REVENUES FROM THE MILL LEVY BE COLLECTED, RETAINED AND SPENT NOTWITHSTANDING ANY LIMITS PROVIDED BY LAW?

2. This Resolution shall serve to set the ballot title and text of the ballot issue.
3. The election shall be conducted by the Gunnison County Clerk and Recorder ("Clerk and Recorder") in accordance with the Uniform Election Code, C.R.S § 1-1-101, *et. seq.*, and other laws and regulations of the State of Colorado, including without limitation, the requirements of article X, section 20 of the Colorado Constitution (hereinafter "TABOR").
4. The Clerk and Recorder shall cause all acts required or permitted by the Uniform Election Code and the Rules relevant to be performed by the Clerk and Recorder or designees.
5. The Clerk and Recorder shall cause a notice of election to be published in accordance with the laws of the State of Colorado, including but not limited to, the Uniform Election Code and TABOR.
6. The Clerk and Recorder shall mail a TABOR notice package to all active registered voter households within the District, pursuant to Colo. Canst., art. X, § 203(3)(b), which shall include the ballot issue adopted herein.
7. Pursuant to §§ 24-90-112(1)(b)(I) and 24-90-103(12), C.R.S., as amended, the Clerk and Recorder is directed to publish the text of this Resolution once a week for two consecutive weeks in a newspaper of general circulation within the District or in more than one newspaper if no single newspaper is generally circulated throughout the District. Not less than seven days, excluding the day of the first publication but including the day of the last publication, shall intervene between the first and the last publications.
8. All prior acts, others or resolutions, or parts thereof, by the County inconsistent or in



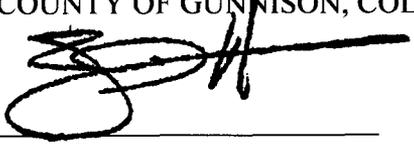
conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

9. If any section, paragraph, clause or provision of this Resolution shall be adjudged invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution, it being the intention that the various parts hereof are severable.

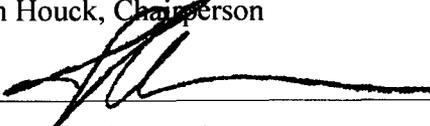
10. This Resolution shall take effect immediately upon its passage.

INTRODUCED by Commissioner MESSNER, seconded by Commissioner HOUCK, and adopted this 16TH day of July, 2019.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: 

Jonathan Houck, Chairperson

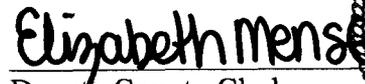
By: 

John Messner, Vice Chairperson

By: ABSENT

Roland Mason, Commissioner

ATTEST:


Deputy County Clerk

