

**RESOLUTION NO. 8**

**SERIES 2011**

**A RESOLUTION EXPRESSING THE INTENTION OF THE TOWN COUNCIL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE GUNNISON COUNTY LIBRARY DISTRICT FOR THE EXPANSION OF THE OLD ROCK COMMUNITY LIBRARY WHERE THE CONSTRUCTION OF SUCH EXPANSION IS APPROVED BY THE VOTERS**

**WHEREAS**, the Town of Crested Butte, Colorado ("**Town**") is a home rule municipality, duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

**WHEREAS**, Section 4.7 of the Town Charter provides that the Town Council may act, other than legislatively, by resolution;

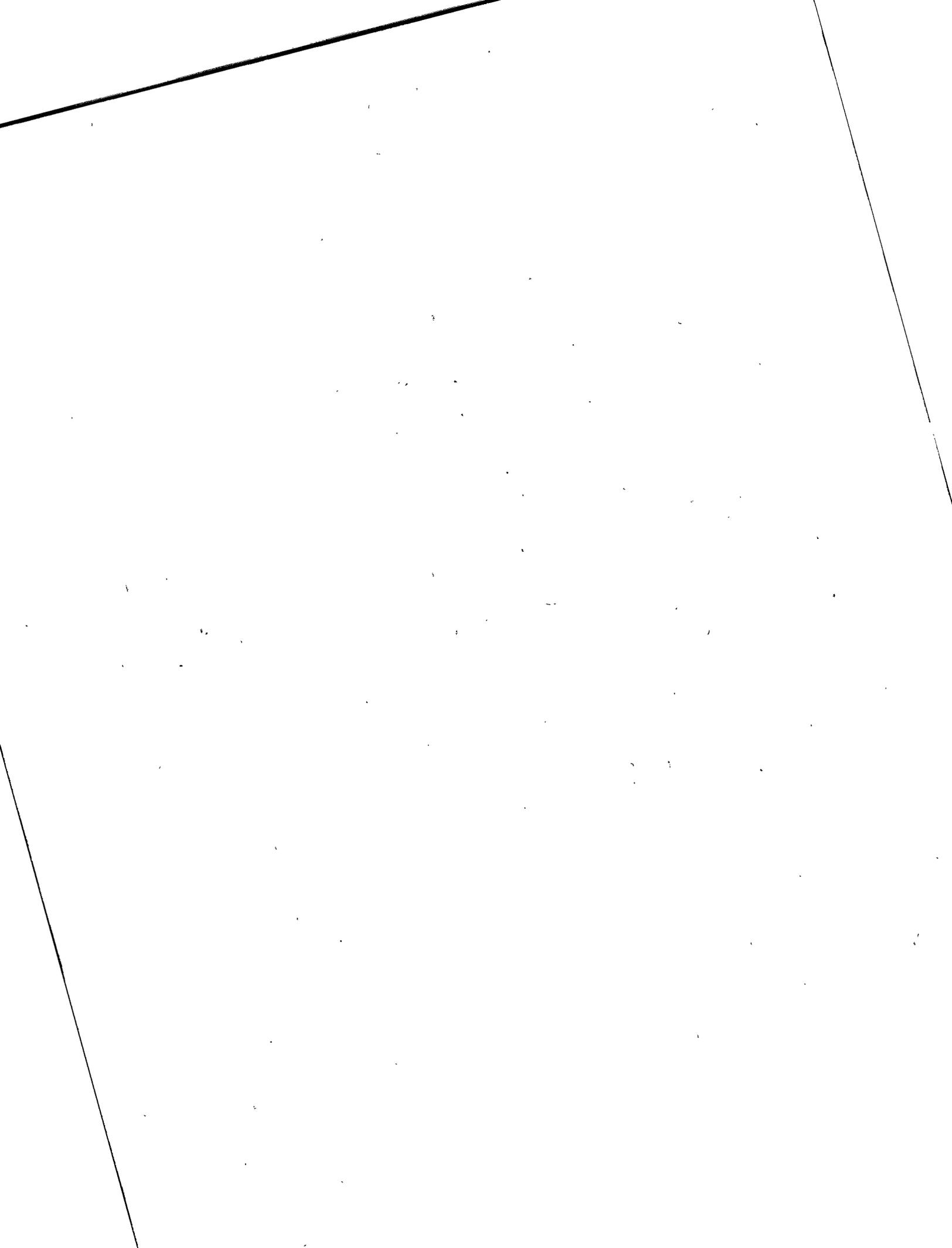
**WHEREAS**, the Gunnison County Library District ("**District**") has expressed to the Town Council its interest and need to expand the Old Rock Community Library ("**Library**") owned by the Town and leased to the District to accommodate growing demands for space and facilities being placed on the Library by the community;

**WHEREAS**, in order to fund such expansion, the District has informed the Town Council that it will attempt to gain the approval of the voters of a bond ("**Bond**") during the next general election cycle;

**WHEREAS**, in order to accommodate the expansion of the Library, the District has expressed the need to expand the Library by the District constructing another building on the Library property;

**WHEREAS**, the Town Staff and the District have determined that upon the District completing the construction of the new Library building on the Town's property, the District will convey title to the new building to the Town; and

**WHEREAS**, Town Council supports the expansion of the Library by the District through the District constructing a new building on the Town's property in order to accommodate growing demands for space and facilities being placed on the Library by the community provided that the following conditions are met: (1) the Bond is approved by the voters during the next election cycle; (2) the District incurs all costs and expenses in connection with the expansion of the Library property by the District constructing a new building on the Town's property leased to the District; and (3) the District and the Town agree upon an intergovernmental agreement ("**IGA**") addressing certain matters to the satisfaction of the Town Council such as, among other things, (a) the obligations and requirements for the District's construction of the new building on the Town's property, (b) the expansion of the Library is, upon completion by the District,



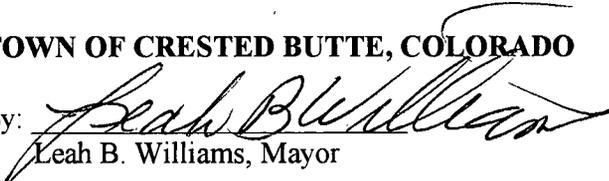
conveyed to the Town, (c) traffic issues in and around the Library are addressed, (d) the use of energy efficient building practices are used in the expansion of the Library, and (e) in the expansion of the Library premises, certain, without limitation, maintenance, parking and snow removal matters are addressed.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT** the expansion of the Library by the District constructing a new building on the Town's property leased to the District are in the best interests of the Town subject to the District meeting following conditions precedent:

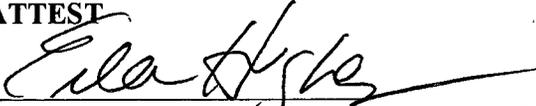
1. The Bond funding the transactions and obligations contemplated herein and to be memorialized in the IGA shall be approved by the voters. Should the Bond not be so approved, the resolutions set forth herein shall be void *ab initio*.
2. The District shall perform all Library expansion work and shall incur all costs and expenses in furtherance thereto and in connection with the transactions contemplated in the IGA.
3. The District and the Town shall agree upon the IGA which shall address to the satisfaction of the Town Council such items as, among other things as shall be of importance to the Town Council, (a) the obligations and requirements for the District's construction of the new building on the Town's property leased to the District, (b) upon the District's completion of the Library expansion, the new building and all improvements shall be conveyed to the Town, (c) the traffic issues in and around the Library are addressed, (d) the use of energy efficient building practices are used in the expansion of the Library, and (e) in the expansion of the Library premises, certain, without limitation, maintenance, parking and snow removal matters are addressed.

**INTRODUCED, READ AND ADOPTED BY THE TOWN COUNCIL THIS 2ND DAY OF AUGUST, 2011.**

**TOWN OF CRESTED BUTTE, COLORADO**

By:   
Leah B. Williams, Mayor

ATTEST

  
Eileen Hughes, Town Clerk

(SEAL)



