

RESOLUTION 109-2021

WHEREAS, pursuant to C.R.S. 39-5-128, special districts within Washington County must certify to the Board of County Commissioners the levy of said special districts for the ensuing fiscal year (2022); and

WHEREAS, the Board of County Commissioners has received said certifications from the hereinafter described special districts; and

WHEREAS, pursuant to C.R.S. 39-1-111, the Board of County Commissioners must levy taxes for special districts as provided by law no later than December 22nd, 2021, and;

WHEREAS, the Board of County Commissioners is desirous of levying said taxes at this time.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Washington County that there shall be and there is hereby levied against all taxable property, real, personal and mixed, tangible and intangible, not exempt by law within the corporate limits the following special district, the following taxes, to wit:

LOWER SO. PLATTE WATER CONS. DIST. 1.000 \$3,463.52

BE IT FURTHER RESOLVED that the Board of County Commissioners of Washington County in certifying the mill levy of the aforementioned special district is performing a ministerial and non-discretionary act to comply with the requirements of Sections 39-1-111 and 39-5-128, C.R.S.; that the Board of County Commissioners has no authority to modify the mill levies so certified to it; that the Board of County Commissioners has presumed that the aforementioned special district has complied with the Colorado constitutional and statutory requirements concerning said levy; and therefore, that the Board of County Commissioners assumes no liability or responsibility associated with any levy of the above-noted special district except for the ministerial, non-discretionary act of certification.

WHEREAS, the validity that the special district has not complied with the Colorado constitutional and statutory requirements for the year 2019 mill levy must be determined, the Board of County Commissioners has moved that the special district mill levy will not be certified at this time at Akron, Colorado.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 28th day of December, 2021, by Commissioner Wells who moved its adoption. The motion was seconded by Commissioner Vance and on roll call vote, all votes being yes, the resolution was adopted.

Attest: Annice Kent



Lee Ann Laybourn
Chairman

Tony N. Wells
Commissioner

[Signature]
Commissioner