



School Board:

Maegan Crowley - President
Casey McClellan - Vice President
Clay Tallmadge - Secretary
Dustin Goodall - Treasurer
Julia Anderson - Member

**Dolores School District RE-4A
Board of Education
Agenda**

Superintendent:
Alesa Reed

Special Board Meeting

Dolores School District RE-4A Boardroom

August 26th, 2024 @ 6:00 pm

I. Call to Order, Roll Call & Quorum

- Maegan called the meeting to order at 6:00
- Roll Call: JA, MC, CT

Approval of Agenda:

Clay Motions to approve the agenda for the August 26th 2024 Special Meeting

Aye: JA, MC, CT

Motion Passes

II. Discussion

A. [MLO Ballot Language](#)

- Attorney felt that ballot language may not change but we have until September 6th to change it if we need to. Alesa would know from Kim tomorrow about if we were good or not.
- MLO Language was changed so it was not redundant and recent info was at the top of the document. Total number is \$360,000, which is \$30k less than the last time and it is clearly stated what the money would be used for.
- Julia would like to strike the words “But not limited to”

B. Alternate MLO Language Depending on Legislature***

- Property Tax revenue is in question on how it will trickle down into our budget from the state. If we need to call another special session to accommodate the new legislation we will.
- Title- MLO 2024 Proposed Resolution

III. Action Items

A. [MLO Ballot Language](#)

- Clay motioned for the Mill Levy Override Ballot Language Resolution Question:

RESOLUTION

WHEREAS, the Dolores School District RE-4A (the “District”), in the County of Montezuma and the State of Colorado, is a public corporation duly organized and existing under the Constitution and the laws of the State of Colorado; and

WHEREAS, the members of the Board of Education of the District (the “Board”) have been duly elected, chosen and qualified; and

WHEREAS, the Board originally submitted to the registered electors of the District at the November 4, 2008 election a ballot question authorizing a tax increase in the amount of \$390,000 for the purposes set forth therein, which question was approved by the majority of those voting; and

WHEREAS, in order to provide a continuing dedicated revenue stream available for appropriation for District general fund purposes, the Board finds and determines that it is in the public interest to extend for an additional eight years the collection of the property tax override mill levy revenue authorized by Ballot Issue 3A; and

WHEREAS, Article X, Section 20 of the Colorado Constitution (“TABOR”) requires voter approval for the extension of an expiring tax; and

WHEREAS, the Board has determined that the interest of the District and the public interest and necessity demand and require that the District seek voter approval for a tax extension of \$360,000 annually for District purposes as described in Section 3 below to provide additional funds for the District’s general operating expenses pursuant to Section 22-54-108, C.R.S.; and

WHEREAS, the Board has determined that the total additional local property tax revenues generated by the tax extension of \$360,000 plus any tax revenues generated pursuant to prior authorization does not exceed thirty percent (30%) of the District’s total program at the time of the election in compliance with Section 22-54-108, C.R.S.; and

WHEREAS, TABOR requires the District to submit ballot issues (as defined in TABOR) to the District’s electors on limited election days before action can be taken on such ballot issues; and

WHEREAS, November 5, 2024, is one of the election dates at which ballot issues may be submitted to the eligible electors of the District pursuant to TABOR; and

WHEREAS, the County Clerk and Recorder (the “County Clerk”) in Montezuma County (the “County”) will conduct the election on November 5, 2024, as a coordinated election (the “election”); and

WHEREAS, it is necessary to submit to the eligible electors of the District, at the election, the proposition of extending District’s expiring tax of \$360,000, in excess of the District’s total program funding as determined pursuant to the School Finance Act, Title 22, Article 54, Part 1, C.R.S.; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF DOLORES SCHOOL DISTRICT RE-4A, IN THE COUNTY OF MONTEZUMA AND THE STATE OF COLORADO:

Section 1. All action heretofore taken (not inconsistent with the provisions of this resolution) by the District and the officers thereof, directed towards the election and the objects and purposes herein stated are, ratified, approved and confirmed. Unless otherwise defined herein, all terms used herein shall have the meanings specified in Section 1-1-104, C.R.S.

Section 2. The election shall be conducted as a coordinated election in the County pursuant to TABOR, Article 54 of Title 22, C.R.S., and the Uniform Election Code of 1992, and all laws amendatory thereof and supplemental thereto. The election shall also be conducted pursuant to the provisions of intergovernmental agreement (the “intergovernmental agreement”) between the District and the County Clerk of the County. The District hereby determines that the election shall be held on November 5, 2024, and that there shall be submitted to the eligible electors of the District the question set forth herein. Because the election will be held as part of the coordinated election, the Board hereby determines that the County Clerk shall conduct the election on behalf of the District pursuant to the Uniform Election Code of 1992 and the intergovernmental agreement. The officers of the District are hereby authorized to enter into one or more intergovernmental agreements with the County Clerk pursuant to Section 1-7-116, C.R.S. Any such intergovernmental agreement heretofore entered into in connection with the election is hereby ratified, approved and confirmed.

Section 3. The Board hereby authorizes and directs the officers of the District to certify on or before September 6, 2024, the following question in substantially the form hereinafter set forth to the County Clerk. Such question shall be submitted to the eligible electors of the District at the election.

WITHOUT IMPOSING ANY NEW TAX, SHALL DOLORES SCHOOL DISTRICT RE-4A BE AUTHORIZED TO EXTEND THE ANNUAL TAX OF NOT TO EXCEED \$360,000 FOR EIGHT ADDITIONAL YEARS (THROUGH AND INCLUDING DECEMBER 1, 2032) WHICH IS WAS ORIGINALLY APPROVED BY THE VOTERS IN 2008 AND EXTENDED IN 2015, AND IS CURRENTLY SCHEDULED TO EXPIRE ON DECEMBER 31, 2024, TO BE UTILIZED FOR GENERAL FUND PURPOSES OF THE DISTRICT INCLUDING:

- INSTRUCTIONAL MATERIALS, SUPPLIES AND TECHNOLOGY;
- STAFF RECRUITMENT AND RETENTION INCLUDING SALARY INCREASES;

AND SHALL SUCH MILL LEVY BE AN ADDITIONAL PROPERTY TAX MILL LEVY PURSUANT TO, AND IN ACCORDANCE WITH SECTION 22-54-108, C.R.S, IN EXCESS OF THE LEVY AUTHORIZED FOR THE DISTRICT'S GENERAL FUND; AND SHALL THE DISTRICT BE AUTHORIZED TO COLLECT, RETAIN AND SPEND ALL REVENUES FROM SUCH TAXES AND THE EARNINGS FROM THE INVESTMENT OF SUCH REVENUES AS VOTER APPROVED REVENUE CHANGE UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?

Section 4. Alesa Reed is hereby appointed as the designated election official of the District for purposes of performing acts required or permitted by law in connection with the election.

Section 5. If a majority of the votes cast on the question to levy of ad valorem property taxes submitted at the election shall be in favor of levying ad valorem property taxes as provided in such question, the District acting through the Board shall be authorized to proceed with the necessary action to levy ad valorem property taxes in accordance with such question.

Any authority to levy ad valorem property taxes, if conferred by the results of the election, shall be deemed and considered a continuing authority to levy the ad valorem taxes so authorized at any one time, or from time to time, and neither the partial exercise of the authority so conferred, nor any lapse of time, shall be considered as exhausting or limiting the full authority so conferred.

Section 6. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot issue or ballot question is set.

Section 7. The officers of the District are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 8. All orders, bylaws and resolutions, or parts thereof, in conflict with this resolution, are hereby repealed.

Section 9. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

President
Dolores School District RE-4A

(SEAL)

ATTEST:

Secretary

Dolores School District RE-4A . Julia seconded.

- Discussion: Do typos need to be corrected? There is a spot where it states “Is was” in the question
- Julia moved to amend the motion to strike the word IS in the ballot language on line 4. Clay seconded.
 - Aye: JA, MC, CT
 - Nay
 - Motion Passes
- Amended Motion: WITHOUT IMPOSING ANY NEW TAX, SHALL DOLORES SCHOOL DISTRICT RE-4A BE AUTHORIZED TO EXTEND THE ANNUAL TAX OF NOT TO EXCEED \$360,000 FOR EIGHT ADDITIONAL YEARS (THROUGH AND INCLUDING DECEMBER 1, 2032) WHICH IS WAS ORIGINALLY APPROVED BY THE VOTERS IN 2008 AND EXTENDED IN 2015, AND IS CURRENTLY SCHEDULED TO EXPIRE ON DECEMBER 31, 2024, TO BE UTILIZED FOR GENERAL FUND PURPOSES OF THE DISTRICT INCLUDING. (To clarify that this is the amended motion)
 - Aye: JA, MC, CT
 - Nay
 - Motion Passes

IV. Adjournment

- Maegan adjourned the meeting at 6:55
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