

STATE OF COLORADO)

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COUNTY OF KIOWA)

At a regular meeting of the Board of County Commissioners for Kiowa County, Colorado, held at the County Courthouse in Eads on November 15, 2016, there were present:

Richard Scott	, Commissioner Chairman
Cindy McLoud	, Commissioner
Donald Oswald	, Commissioner
Tina Adamson	, County Administrator
Delisa Weeks	, Clerk to the Board

when the following proceedings, among others were had and done, to-wit:

RESOLUTION NO. 2016-9

RESOLUTION REPEALING ANY PREVIOUS RESOLUTION
REGARDING THE KIOWA COUNTY FAIR BOARD, ESTABLISHING
THE KIOWA COUNTY FAIR BOARD, AND ADOPTING THE
KIOWA COUNTY FAIR BOARD BYLAWS

Recitals

- A. WHEREAS, Sections 35-65-111 through 35-65-114, C.R.S., as amended, authorize the Board of County Commissioners ("BOCC") to conduct, operate, and manage annual county fairs "for the promotion of all mechanical and industrial products and agricultural, horticultural, livestock, and other products and exhibits and also for the purpose of conducting races, sports, and other entertainment usually given at county fairs"; and
- B. WHEREAS, Section 30-11-103, C.R.S., as amended, specifies the powers of the county as a body politic and corporate shall be exercised by the BOCC, and Section 30-11-101(1)(d), C.R.S., as amended, empowers the county to make all contracts and do all acts in relation to its property and concerns necessary to the exercise of the county's corporate or administrative powers; and
- C . WHEREAS, it is appropriate for the BOCC from time to time to reaffirm its commitment to the Kiowa County Fair as a valuable Community Event and likewise to reaffirm its commitment to the Citizen Volunteers who serve on the Kiowa County Fair Board ("Fair Board") by ensuring the Fair Board is provided adequate resources and sufficient direction from the BOCC to meet their important mission.

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

1. Any previous Resolution described above is hereby REVOKED AND REPLACED by the instant Resolution.
2. Pursuant to the statutory authority recited above, the BOCC hereby authorizes the continued existence of the Kiowa County Fair Board ("Fair Board") and reaffirms its commitment to conducting the annual Kiowa County Fair and Rodeo ("the Fair") as a valuable Community Event.
3. The Kiowa County Fair Board Bylaws ("Bylaws"), attached here as Exhibit A and incorporated in this Resolution as if set forth anew and in full, are hereby ADOPTED.

4. The Fair Board serves at the pleasure of the BOCC, is advisory to the BOCC, and acts in accord with the instant Resolution, exercising only those powers expressly enumerated herein in order to conduct the Fair and other events, if any, reasonably related to it.

5. The purpose of the Fair Board is, in collaboration with Kiowa County Board of Commissioners, to ensure the successful promotion, production, and execution of the Fair each year. The Fair Board shall ensure Fair programming is of high quality and that programming improves annually, as reasonable. Fair programming shall embrace all ages, persons, cultures, and entities within Kiowa County; shall foster a spirit of community values; and shall promote the Western and agricultural heritage and history of Kiowa County.

6. The BOCC shall, through the County Administrator or her or his designee(s), provide reasonable and adequate administrative support to the Fair Board to ensure the Fair Board is able to fulfill its purposes as described herein. The County Administrator or her or his designee(s) shall develop written best practices and standard procedures with respect to all administrative support for the Fair Board.

7. In addition to any and all other reporting duties set forth in the Bylaws, the Fair Board shall present an evaluation report of the current year's Fair to the BOCC within 30 days following the last day of the Fair. The Fair Board shall present a proposed schedule of Fair events to the BOCC for approval as soon as practicable, and in no case later than April 1 each year.

8. The following Committees and Programs are hereby authorized, and the following Partners are recognized:

- a. Junior Livestock Show Committee. The Junior Livestock Committee shall promote and conduct the sale, by auction, associated with the Junior Livestock Show and Sale ("Show and Sale") at the Fair. The Committee shall develop and enforce a set of rules regarding the Show and Sale, which together with any amendments thereto, shall be approved by majority vote of the Fair Board and will inform the BOCC of these changes. The Committee shall advertise or otherwise give recognition to all buyers and sponsors of the Show and Sale.
- b. Open Class Exhibit Program. The Open Class Exhibit Program is an exhibition competition open to Kiowa County residents and conducted during the Fair. The Open Class Exhibit Program Chair shall recommend to the Fair Board appropriate open class events and shall be responsible for the planning, organization and conduct of the program. Program rules and any amendments thereto shall be approved by majority vote of the Fair Board and they will inform the BOCC of these changes.
- c. Colorado State University Extension. The Colorado State University (CSU) Extension is a Partner of the BOCC and the Fair Board. The 4-H Program is one of the programs within the CSU Extension. The CSU Extension with the Junior Livestock Committee conducts the Junior Livestock Show, whose participants include 4-H members and FFA members. The CSU Extension also assists with the administration of the Open Class Exhibit Program. CSU Extension members and volunteers assist with the administration of the Fair as needed and in collaboration with the Fair Board and the BOCC.
- d. Fair and Rodeo Royalty Program. The Fair and Rodeo Royalty Program is a competition and program open to Kiowa County residents, which is designed to provide an opportunity, traditionally for young women, to be spokespersons for the Kiowa County Fair and Rodeo, the sport of rodeo, the western way of life,

and the community of Kiowa County. Program rules and any amendments thereto shall be approved by majority vote of the Fair Board and they will inform the BOCC of these changes.

9. The BOCC alone shall have the power to create and dissolve Committees with the recommendation of the Fair Board.

10. All Fair Board meetings throughout the year shall be noticed and conducted in accordance with the Colorado Open Meetings Law, Section 24-6-401, *et seq.*, C.R.S., as amended, and the Bylaws. All records of the Fair Board shall be public records subject to inspection and reproduction pursuant to the Colorado Open Records Act, Section 24-72-200.1, *et seq.*, C.R.S.

11. All revenues received and assets purchased and/or used in the conduct of the Fair are the property of Kiowa County, Colorado. No part of the income of the Fair and no physical assets of the County shall benefit any Fair Board Member or Officer, except that the BOCC may reimburse Fair Board Members for reasonable, actual expenses incident to their duties as Fair Board Members. No Fair Board Member, Officer, or any private individual shall be entitled to share in the distribution of any County assets on dissolution of the Fair Board or termination of any associated fund accounts. Public fund distribution is controlled by the Colorado Revised Statutes.

12. The activities of the Fair Board, its Committees, and Programs are hereby declared to be an official part of the Fair. As such, the activities of the Fair Board, its Committees, and Programs are subject to the Colorado Governmental Immunity Act, Section 2410-101 *et seq.*, C.R.S., as amended. All members of the Fair Board, its Committees, and Programs are "authorized volunteers" of the County and are, thus, considered "public employees" for purposes of the Colorado Governmental Immunity Act. All members of the Fair Board, its Committees, and Programs are "Insureds" under Kiowa County's casualty and property insurance.

13. The Fair Board, its Committees, and those conducting its Programs shall comply with all applicable county policies and procedures.

APPROVED AND ADOPTED, by Board of Commissioners of Kiowa County, this 15th day of November, 2016.


Richard Scott, Chairman


Cindy McLoud, Commissioner


Donald Oswald, Commissioner

Attest:


Delisa Weeks, Clerk & Recorder