

**RESOLUTION  
NO. 23 - 42**

**THE BOARD OF COUNTY COMMISSIONERS  
OF HUERFANO COUNTY, COLORADO**

**A RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION FOR THE  
OFFICE OF THE 3<sup>RD</sup> JUDICIAL DISTRICT ATTORNEY FOR THE 2023 FISCAL  
YEAR AND MAKING TRANSFERS THEREFORE**

WHEREAS, C.R.S. § 29-1-109 authorizes the Board of County Commissioners (“the Board”) to transfer appropriated moneys between funds or between spending agencies within a fund; and

WHEREAS, C.R.S. § 29-1-101, et seq. (“the Local Government Budget Law of Colorado”) requires the Board of County Commissioners to annually adopt a balanced budget and authorizes the creation of contingency funds to be used in case of an emergency which could not have been reasonably foreseen at the time of adoption of the budget; and,

WHEREAS, the Board, having established a Contingency Reserve, has the right and authority to define an emergency for the use of these reserves; and,

WHEREAS, the Board has been ordered, in Case 2018CV30068, to fund the District Attorney’s 2023 budget request for staff and support personnel in the amount of \$162,040 in order to purge a contempt ruling; and

WHEREAS, the Board directed staff to develop this Resolution during a Regular Meeting of the Board on September 26, 2023; and

WHEREAS, the Board desires to comply with the Court Order and make such supplemental appropriation, which was previously unanticipated and unbudgeted; and

WHEREAS, the Board finds that this appropriation in these conditions constitute an emergency and therefore the use of the Contingency Reserve is in order.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Huerfano County, Colorado that the following is hereby adopted:

1. **Appropriation Authorized.** The sum of \$162,040 is hereby appropriated to the Office of the 3<sup>rd</sup> Judicial District Attorney.
2. **Use of Contingency Reserve and Transfer Authorized.** This appropriation in these conditions constitutes an emergency and hereby authorize the use of the Contingency Reserve and order the transfer of \$162,040 from the Contingency Fund to the County General Fund.
3. **Payment Arrangements.** Payments to the 3<sup>rd</sup> Judicial District Attorney shall be made along with the regular payments to the DA’s Office.

4. **Copies of Resolution to be Filed.** A copy of this resolution shall be submitted to the County Finance Office, the Las Animas County Commissioners, the 3<sup>rd</sup> Judicial District Attorney, and the Courts.

INTRODUCED, READ, APPROVED AND ADOPTED ON THIS 10<sup>th</sup> day of October 2023.



ATTEST:

\_\_\_\_\_  
County Clerk and Recorder and  
Ex-Officio Clerk to said Board

BOARD OF COUNTY COMMISSIONERS  
OF HUERFANO COUNTY, COLORADO

BY \_\_\_\_\_  
John Galusha, Chairman

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Arica Andreatta, Commissioner

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Karl Sporleder, Commissioner