

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 18 - SERIES 2023**

**AN ORDINANCE OF THE TOWN OF MINTURN,
COLORADO APPROVING THE DISSOLUTION OF THE
TOWN OF MINTURN GENERAL IMPROVEMENT
DISTRICT.**

WHEREAS, The Town of Minturn (“Town”), by Ordinance No. 24 – Series 2008, created the Town of Minturn General Improvement District, Town of Minturn, County of Eagle, Colorado (“General Improvement District”), recorded on January 29, 2009, at Reception No. 200901380; and

WHEREAS, The Town designated certain improvements and services which were to be completed within the General Improvement District; and

WHEREAS, Fifteen years have passed since the establishment of the General Improvement District, and the designated improvements have not been constructed; and

WHEREAS, No debt has been incurred for which the General Improvement District has an obligation to repay; and

WHEREAS, The General Improvement District has approximately \$2,958.98 in unexpended funds; and

WHEREAS, Pursuant to C.R.S. §§ 31-25-606, 31-25-607, 31-25-609 and 31-25-625, the Town, acting by and through the Minturn Town Council (“Town Council”) as the board of directors of the General Improvement District, may dissolve the General Improvement District at a duly noticed public hearing, after hearing any protests against or objections to such dissolution and upon a finding by the Town Council that such dissolution is in the best interests of the Town, so long as the General Improvement District has satisfied or paid in full all of its outstanding indebtedness, obligations, and liabilities, if any; and

WHEREAS, the Town Council at duly noticed public hearing considered the proposed dissolution of the General Improvement District and determined that the General Improvement District has satisfied or paid in full all of its outstanding indebtedness, obligations, and liabilities, if any, and such dissolution is in the best interest of the Town.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE
TOWN OF MINTURN, COLORADO:**

1. The foregoing recitals are incorporated herein as if set forth in full.
2. After consideration of any protests against or objections to the dissolution of the General Improvements District in accordance with C.R.S. §§ 31-25-607 and 31-25-625, the Town has determined the following:
 - (a) The General Improvement District is no longer necessary.

(b) The General Improvement District has no outstanding indebtedness, obligations, or liabilities; and

(c) Dissolution of the General Improvement District is in the best interests of the citizens of the Town, the owners of property located within the boundaries of the General Improvement District and all other concerned parties.

3. In accordance with C.R.S. § 31-25-625, the Town hereby dissolves the General Improvement District. This action has no effect on the existence, legal status, or continued right of public access over or through any road, easement or other property interest within the General Improvement District or obtained when the General Improvement District was created.

4. Town Council directs the Town Clerk, on or promptly following the effective date of this Ordinance, to file a certified copy of this Ordinance for recording in the public records of the Eagle County Clerk and Recorder's office and, in accordance with C.R.S. § 31-25-625, upon such recording, dissolution of the General Improvement District shall be complete.

5. Following dissolution, the Town shall first utilize the General Improvement District's unexpended funds to cover the Town's costs incurred in dissolving the General Improvement District. The Town shall then release any remaining unexpended funds to the Town's general fund.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN OF MINTURN WEBSITE THE ____ DAY OF _____ 2023. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE ____ DAY OF _____, 2023 AT ____ P.M. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Earle Bidez, Mayor

ATTEST:

By: _____
Jay Brunvand, Town Clerk

THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN OF MINTURN WEBSITE THIS ____ DAY OF _____, 2023.

TOWN OF MINTURN, COLORADO

Earle Bidez, Mayor

ATTEST:

By: _____
Jay Brunvand, Town Clerk