

RESOLUTION NO.

08- 29

Series of 2008

TITLE: A RESOLUTION OF THE TOWN OF HUDSON, COLORADO, FIXING AN ADDITIONAL BALLOT TITLE AND QUESTION FOR THE NOVEMBER 4, 2008, SPECIAL ELECTION, AND SETTING FORTH OTHER DETAILS RELATING THERETO.

WHEREAS, the Town of Hudson (the "Town"), is a municipal corporation duly organized and existing as a statutory town under the Constitution and laws of the State of Colorado; and

WHEREAS, C.R.S. § 31-15-713(1)(a) authorizes the governing body of the Town of Hudson to sell real property used for any governmental purpose provided in pertinent part that "the question of said sale and the terms and consideration thereof shall be submitted at a regular or special election. . .";

WHEREAS, the County Clerk and Recorder in Weld County, Colorado (the "County Clerk") will conduct an election on November 4, 2008, as a coordinated election (the "Election"), and is already scheduled as a special election by the Town; and

WHEREAS, the Board has previously approved an intergovernmental agreement with the County Clerk relating to the conduct and administration of the Election pursuant to Section 1-7-116 of the Colorado Revised Statutes ("C.R.S."); and

WHEREAS, the Board hereby determines that it is necessary to submit to the electors of the Town, at the Election, a question authorizing the Town to sell the former sewer lagoon property in accordance with C.R.S. § 31-15-713(1)(a).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON, COLORADO, AS FOLLOWS:

Section 1. The Board hereby authorizes and directs the officers of the Town to certify on or before September 5, 2008, the following question in substantially the form hereinafter set forth to the County Clerk. Such ballot issue shall be submitted to the eligible electors of the Town at the Election:

SHALL THE TOWN OF HUDSON SELL AND CONVEY ALL OF ITS RIGHT, TITLE AND INTEREST TO THE PROPERTY, CONSISTING OF APPROXIMATELY 16.33 ACRES OF LAND, LOCATED AT 21507 COLORADO HIGHWAY 52, COMMONLY KNOWN AS THE HUDSON WASTEWATER TREATMENT FACILITY, FOR A PURCHASE PRICE OF NO LESS THAN _____?

Yes _____ No _____

Section 2. The effective date of this resolution shall be immediately upon adoption.

Section 3. INTRODUCED, PASSED AND ADOPTED at a regular meeting of the Board of Trustees the Town of Hudson, Colorado, on September 3, 2008.

(S E A L)

Mayor

ATTEST:

Judith A. McGill, Town Clerk Pro Tem

STATE OF COLORADO)
)
 COUNTY OF WELD) SS.
)
 TOWN OF HUDSON)

I, Judith A. McGill, the Town Clerk Pro Tem of the Town of Hudson, Colorado (the “Town”), do hereby certify:

1. The foregoing pages are a true and correct copy of a resolution (the “Resolution”) passed and adopted by the Board of Trustees (the “Board”) of the Town at a regular meeting of the Board held on September 3, 2008.

2. The Resolution was duly introduced, moved and seconded and passed on at the regular meeting of September 3, 2008, by an affirmative vote of a majority of the members of the Board as follows:

Name	“Yes”	“No”	Absent	Abstain
Neal Pontius				
John Honnold				
Barbara Baker				
Isidro Guardado				
Dwayne Haynes				
Robert Lehl				
Tammy McCain				

3. The members of the Board were present at the meeting and voted on the passage of such Resolution as set forth above.

4. The Resolution was approved and authenticated by the signature of the Mayor, sealed with the Town seal, attested by the Town Clerk and recorded in the minutes of the Board.

5. There are no bylaws, rules or regulations of the Board which might prohibit the adoption of said Resolution.

6. Notice of the regular meeting of September 3, 2008, in the form attached hereto as Exhibit A was posted at the Town Hall not less than twenty-four hours prior to the meeting in accordance with law.

Judith A. McGill, Town Clerk Pro Tem

(SEAL)

Exhibit A

AGENDA

**TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING**

September 3, 2008 - 7:00 P.M.

**Board of Trustees Work Session - 6:00 p.m.:
Emergency Management Plan**

CALL TO ORDER AND ROLL CALL

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

1) CERTIFICATES AND AWARDS

- a. Leah J. Post, Certificate and Ornament (art contest)
- b. Lucile Arnusch, Certificate Library Board

2) PUBLIC HEARINGS

- a. Preliminary Engineering Report and Environmental Assessment, Proposed Wastewater Treatment Facility

3) CONSENT AGENDA

(Consent Agenda Items are considered to be routine and will be enacted by one motion and vote. There will be no separate discussion of Consent Agenda Items unless a Board member or Citizen so requests, in which case the item may be removed from the Consent Agenda and considered at the end of the Regular Agenda.)

- a. Board of Trustees Minutes – August 20, 2008
- b. Payment of Bills

4) GENERAL BUSINESS

- a. Resolution No. 08-28, Calling An Election On November 4, 2008, Fixing The Ballot Title and Question, and Setting Forth Other Details Relating Thereto, paving bonds
- b. Resolution No. 08-29, Calling An Election On November 4, 2008, Fixing The Ballot Title and Question, and Setting Forth Other Details Relating Thereto, sale of wastewater site
- c. Approval of engineering design contract for wastewater treatment plant
- d. Approval of loan application to USDA Rural Development for wastewater treatment plant
- e. Authorization to purchase dump truck with plow and sander

f. Appointment to Colorado Municipal League Policy Committee

5) **STAFF REPORTS**

6) **ADJOURNMENT**