

STATE OF COLORADO)
)ss.
COUNTY OF GARFIELD)

At a regular meeting of the Board of County Commissioners for Garfield County, Colorado, held at the County Administration Building in Glenwood Springs on Monday, the 5th day of May, 2025, there were present:

Tom Jankovsky _____, Commissioner Chairman
Mike Samson _____, Commissioner
Perry Will _____, Commissioner Chairman
Heather Beattie _____, County Attorney
Fred Jarman _____, County Manager
Jacklyn Harmon _____, Clerk to the Board

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

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RESOLUTION NO. 25-____

RESOLUTION REPEALING RESOLUTION NO. 17-02 REGARDING THE GARFIELD COUNTY FAIR BOARD, REAFFIRMING THE ESTABLISHMENT OF THE GARFIELD COUNTY FAIR BOARD, AND ADOPTING THE GARFIELD COUNTY FAIR BOARD THIRD AMENDED BYLAWS

Recitals

- A. WHEREAS, C.R.S. § 35-65-101 through 35-65-116, 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."
- B. WHEREAS, C.R.S. § 30-11-103, as amended, specifies the powers of the county as a body politic and corporate shall be exercised by the BOCC, and C.R.S. § 30-11-101(l)(d), 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, the BOCC has previously adopted the following resolutions pertaining to the Fair:
- a. On May 6, 2006, Resolution No. 06-54, "A Resolution Formally Establishing the Garfield County Fair Board, Appointing 2006 Members, and Adopting Bylaws," duly recorded at Reception No. 698014 on May 17, 2006;
 - b. On May 6, 2006, Resolution No. 06-53, "A Resolution Establishing the Garfield County Fair Livestock Auction Fund, Appointing 2006 Members, and Adopting Bylaws," duly

recorded at Reception No. 698015 on May 17, 2006, unchanged by the instant resolution;

- c. On December 12, 2011, Resolution No. 11-79, "Resolution Establishing the Garfield County Community Events Fund," duly recorded at Reception No. 811976 on December 14, 2011, unchanged by the instant resolution; and
- d. On May 20, 2013, Resolution No. 13-33, "Resolution Repealing Resolution 06-52 Regarding the Garfield County Fair Board, Establishing the Garfield County Fair Board, and Adopting the Garfield County Amended Bylaws," duly recorded at Reception No. 836059 on May 31, 2013.
- e. On January 9, 2017, Resolution No. 17-02, "Resolution Repealing Resolution 13-33 Regarding the Garfield County Fair Board, Reaffirming the Establishment of the Garfield County Fair Board, and Adopting the Garfield County Fair Board Second Amended Bylaws," duly recorded at Reception No. 887488.

D. WHEREAS, it is appropriate for the BOCC from time to time to reaffirm its commitment to the Garfield County Fair as a valuable Community Event and likewise to reaffirm its commitment to the Citizen Volunteers who serve on the Garfield 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 Garfield County as follows:

1. Resolution No. 17-02 described above is hereby REVOKED AND REPLACED by the instant Resolution.
2. Pursuant to the statutory authority recited above, the BOCC hereby continues to authorize the establishment the Garfield County Fair Board ("Fair Board") and reaffirms its commitment to conducting the annual Garfield County Fair and Rodeo ("the Fair") as a valuable Community Event.
3. The Garfield County Fair Board Third Amended Bylaws ("Bylaws"), attached here as Exhibit A and incorporated in this Resolution as if set forth anew and in full, are hereby adopted and approved.
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 Garfield County Administration, to ensure the successful promotion, production, and execution of the Fair each year. The Fair Board shall ensure Fair programing is of high quality and that programing improves annually, as needed. Fair programing shall embrace all ages, persons, cultures, and

entities within Garfield County; shall foster a spirit of community values; and shall promote the Western and agricultural heritage and history of Garfield County.

6. The BOCC shall, through the County Manager 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 Manager 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 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 90 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 May 1 each year.

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

- a. Livestock Marketing Committee. The Livestock Marketing 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 the BOCC as often as necessary to meet the needs of the Livestock Marketing Committee. The Committee shall advertise or otherwise give recognition to all buyers and sponsors of the Show and Sale.
- b. Open Exhibit Program. The Open Exhibit Program is an exhibition competition open to Garfield County residents and conducted during the Fair. The Open Exhibit Program Chair shall recommend to the Fair Board appropriate open exhibit 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 the BOCC to meet the needs of the Open Exhibit Program.
- 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 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 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 Garfield County residents, which is

designed to provide an opportunity, traditionally for young women, to be spokespersons for the Garfield County Fair and Rodeo, the sport of rodeo, the western way of life, and the community of Garfield County. Program rules and any amendments thereto shall be approved by majority vote of the Fair Board and the BOCC.

9. All Committees and Partners are expected to follow the Garfield County Fair and Rodeo Code of Conduct, attached hereto as Exhibit B.

10. The BOCC alone shall have the power to create and dissolve Committees.

11. Protests regarding Committee decisions must be made in writing and filed with the Fair Board within 24 hours. All protests must be accompanied by a \$50.00 deposit. The protest and deposit should be filed with the President of the Fair Board and if the President is not available, the Vice President of the Fair Board. Upon receipt of a properly presented protest, the Fair Board will review the protest at the next scheduled open meeting and render a decision. The protestor has a right to notice and an opportunity to be heard at that meeting. If a special meeting is needed, notice must be given with no less than two business days prior to the meeting, in accordance with the Open Meetings Law, C.R.S. § 24-6-406. If the protest is sustained, meaning the Fair Board agrees with the protestor, the deposit will be returned to the protestor. If the protest is overruled, the deposit will be forfeited to the Garfield County Fair Fund. Protests may be redacted to protect personal identifying information pursuant to state and federal law.

12. The Fair Board reserves the final and absolute right to interpret the rules and regulations for all Fair related disputes and to settle disputes. Disputes are all complaints that are not formal protests under paragraph 11, except contract or sponsorship disputes. All disputes will be addressed and resolved during the next scheduled regular meeting of the Fair Board.

13. All Fair Board meetings throughout the year shall be noticed and conducted in accordance with the Colorado Open Meetings Law, C.R.S. § 24-6-401, *et seq.*, 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, C.R.S. § 24-72-200.1, *et seq.*

14. All revenues received and assets purchased and/or used in the conduct of the Fair are the property of Garfield 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 the Community Events Fund or the Livestock Auction Fund. Public fund distribution is controlled by the Colorado Revised Statutes.

15. 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, C.R.S. § 24-10-101 *et seq.*, 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 Garfield County's casualty and property insurance.

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

DATED this 5th day of May, 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
GARFIELD COUNTY, STATE OF COLORADO

Clerk

By: _____
Tom Jankovsky, Chairman

Upon motion duly made and seconded the foregoing Resolution was adopted by the following vote:

	<u>Tom Jankovsky</u>	Aye/Nay
	<u>Mike Samson</u>	Aye/Nay
	<u>Perry Will</u>	Aye/Nay
Commissioners		

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

I, Jacklyn Harmon, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Resolution is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Garfield County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Glenwood Springs, this ____ day of _____, 2025.

County Clerk and ex-officio Clerk of
the Board of County Commissioners
