

RESOLUTION NO. 50-2021

**THE BOARD OF COMMISSIONERS OF MONTROSE COUNTY, COLORADO
REGARDING THE MONTROSE COUNTY FAIR BOARD**

WHEREAS, pursuant to Colorado Revised Statutes § 35-65-111 and 112, the Board of County Commissioners is empowered to organize and ensure the operation of a county fair in Montrose County; and

WHEREAS, the Montrose County Fair and Rodeo highlights the importance of the agricultural industry in Montrose County; and

WHEREAS, the Montrose County Fair and Rodeo serves the youth of Montrose County in a vital way, not only by encouraging young people in agricultural pursuits, but also by fostering in them independence, a strong work ethic, self-confidence, and a sense of community; and

WHEREAS, the Montrose County Fair Board is a volunteer board which spends countless hours, year round, organizing and implementing the annual Montrose County Fair and Rodeo; and

WHEREAS, the Montrose County Fair Board has operated under its current structure for many years without substantive update to its operating procedures; and

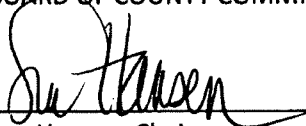
WHEREAS, the Board of County Commissioners believes that updates to the Fair Board's structure and operating procedures will assist the Board in running a quality Fair and Rodeo for all of the County's Citizens for many years to come.

NOW THEREFORE LET IT BE RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTROSE COUNTY:

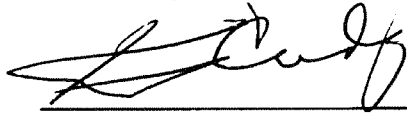
1. All current members of the Montrose County Fair Board are hereby discharged and relieved of their duties.
2. The Bylaws of the Montrose County Fair Board are hereby amended as attached, to be effective upon the appointment and installation of the 2021-22 Fair Board and to be binding upon all successive Fair Boards.
3. Any resident of Montrose County who meets the qualifications specified in the bylaws may apply to be appointed to the Montrose County Fair Board on or before November 24, 2021. An initial panel of nine (9) Fair Board Members shall be selected by the Board of County Commissioners.

Adopted this 17th day of Nov., 2021 at a meeting of the Montrose County Board of
County Commissioners.

MONTROSE COUNTY
BOARD OF COUNTY COMMISSIONERS:



Sue Hansen, Chair

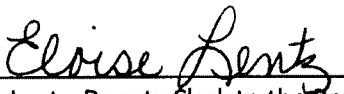


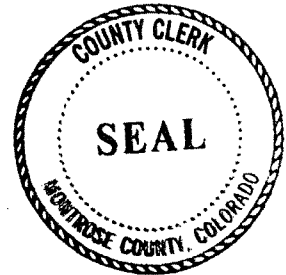
Keith Caddy, Vice Chair



Roger Rash, Commissioner

ATTEST: 

By: 
Eloise Lentz, Deputy Clerk to the Board
11-17-21



**BYLAWS
OF THE
MONTROSE COUNTY
FAIR BOARD**

Revised November 17, 2021

PREAMBLE

The Montrose County Fairgrounds & Event Center is the showcase for the agriculturally – related products and activities that historically help build the commerce and community of the Uncompahgre Valley. In keeping with this, Montrose County will continue to support the County Fair and Fairgrounds and the various activities and enterprises that utilize this valuable facility.

ARTICLE I – NAME

The name of the board shall be THE MONTROSE COUNTY FAIR BOARD, hereinafter referred to as the Board.

ARTICLE II – PURPOSES AND POWERS

The purposes for which this Board is formed and the powers which it may exercise shall be set forth by the Montrose Board Of County Commissioners, hereinafter referred to as the BOCC. All powers, privileges and duties vested in or imposed upon the Board by the BOCC shall be exercised and performed by and through the Board, except as otherwise provided. The exercise of any or all executive, administrative and ministerial powers may be by said Board delegated and re – delegated to any of the Board officers. The purposes of the Board as set forth by the BOCC are:

- A. The Board will organize, promote, oversee, budget and financially account for the annual Montrose County Fair & Rodeo.
- B. The Board will annually review, updates, and publish all rules related to Fair events and competitions. For the Fair & Rodeo to be held in 2022, for events in which youth ages 18 and under may exclusively participate, i.e. the Junior Show, the Junior Livestock Auction, and the Royalty Competition, the rules must include a provision that no participant may have a parent, step-parent, grandparent, guardian, sibling, or primary caretaker who has been a Fair Board member at any time on or after December 1, 2021. Thereafter, for events in which youth ages 18 and under may participate, the rules must include a provision that no participant may have a parent, step-parent, guardian, sibling, or primary caretaker who has been a Fair Board member at any time on or after September 1 of the preceding year.
- C. The Board will provide recommendations to the Fairgrounds Manager in promoting the Fairgrounds & Event Center facilities.
- D. The Board will work together with the Montrose County Fairgrounds & Event Center Director and the Fairgrounds Manager to address issues regarding the County Fair and Fairgrounds related matters.
- E. The Board may make recommendations to the Facilities Director and Fairgrounds Manager on priorities for operational improvements and capital/maintenance improvements to the real property of the Fairgrounds and Event Center.
- F. The Board may negotiate fair related contracts, however no contract may become effective until it has been reviewed and approved by the Montrose County Attorney's Office. Contracts regarding expenditures under \$1,000.00 may be signed by the Fairgrounds & Event Center Director or Fairgrounds Event Manager. Contracts regarding expenditures for \$1,000.00 or more must be reviewed and authorized by the BOCC.

- G. The Board may review and approve budgeted fair related expenditures and collect fees as a result of Fair related activities, however all expenditures of County funds shall be subject to prior approval of the BOCC and are subject to annual appropriation and availability of funds.
- H. All financial records and transactions made by the Board are subject to review by the BOCC and may be subject to an annual audit by the Montrose County Finance Department.
- I. Members of the Board are subject to the Montrose County Code of Ethics and Conduct as adopted by the Montrose County BOCC by Resolution No.77-2009 effective September 8, 2009, and shall sign the Montrose County Code of Conduct Certification annually, attached hereto as Appendix B.
- J. To the extent authorized by the laws of the State of Colorado and in accordance with and subject to Colorado Governmental Immunity Act, 24-10-101, et seq., as amended, Montrose County agrees to indemnify and defend Board members from and against all tort claims asserted by a third party against such Board member or members by reason of their acts or omissions occurring within the scope of their services as a member or members of the Board unless such claim arises out of the intentional misconduct or willful or wanton acts or omissions of such Board member or members.
- K. The Board shall submit a recommended Fair budget annually, no later than August 30, of each year to the Montrose County Finance Department for BOCC approval and/or modification.
- L. The Board, at its discretion, may provide performance evaluation input for the Montrose County Fairgrounds and Event Center Director and Fairgrounds Manager to the County Manager.

ARTICLE III – DEFINITIONS

- A. Fair Board (Board) – An advisory body appointed by the BOCC consisting of nine (9) members.
- B. Fairgrounds Director – A Montrose County employee responsible for the operations of the Montrose County Fairgrounds & Event Center, and supervision of fairgrounds staff.
- C. County Manager - The County administrator who directly supervises the Montrose County Fairgrounds & Event Center Director.
- D. Montrose Board of County Commissioners (BOCC) – The three member elected board governing the County which appoints and removes Fair Board members and authorizes the provisions included in this document.

ARTICLE IV – PLACE OF BUSINESS

- A. Principle Place of Business – Montrose County Fairgrounds Friendship Hall located at 1001 N. Second Street, Montrose, Colorado.
- B. Other Places – As the need arises, the Board may, by majority vote, move its business place to other locations(s) with adherence to the Colorado Open Meeting Laws and adequate notification and public posting of such changes.

ARTICLE V – MEETINGS

- A. Regular Meetings - Regular meetings of the Board shall be held on the third Tuesday of each month at 7:00 p.m., at the Pioneer Room at Friendship Hall. Should this day fall upon a legal holiday, the following Tuesday will be substituted.
- B. Special Meetings - Special meetings may be called by the President of the Board. In compliance with CRS 24-6-402, a minimum of 24 hour notice will be required for compliance with the Colorado Open Meetings Law and all meetings shall be noticed to the public.
- C. Notice of Meetings – Notices of Meetings shall be posted at a designated site of public access located at the Montrose County Courthouse, 320 South 1st Street, and Montrose County Fairgrounds, 1001 South 2nd Street, Montrose, Colorado. The President of the Fair Board is responsible for ensuring proper posting of all public meeting notices.
- D. Recesses and Adjournments – Nothing herein shall be construed to prevent the recess or adjournment of a meeting to any place within Montrose County designated by the Board by a resolution specifying the date, time and place of the recessed or adjourned meeting.
- E. All meetings of the Board shall be conducted in compliance with Colorado Open Meetings Law, CRS 24-6-401, et seq and Roberts Rules of Order.

ARTICLE VI – CONDUCT OF BUSINESS

- A. Quorum and Voting Requirements
 - 1. No business shall be transacted by the Board unless a majority of the seated members of the Board are present at a regular or special meeting duly called.
 - 2. Each Board member in attendance shall have one (1) vote on any given Motion.
- B. Order of Business – All meetings of the Board shall be conducted only in public meetings. Any meeting may be adjourned from time to time to a specific date upon motion duly made and carried. No notice of any adjourned meeting need be given except by announcement in open meeting. On questions of parliamentary procedure not covered by these By-Laws, the most recent available edition of Robert’s Rules of Order shall govern.

- C. Minute Book – All minutes shall be recorded for the purpose of record keeping and shall be authenticated by the signature of the Secretary of the Board. The minutes shall be available for examination to the public at the Fairgrounds Office during regular business hours. Minutes of all meetings are due to the Fairgrounds Manager within ten (10) business days for posting to the County’s website.

ARTICLE VII – FAIR BOARD MEMBERS

- A. Appointment of Board Members – There shall be nine (9) Board members, who are selected and appointed as follows:
1. Each applicant for the Board shall submit an application, using the form attached hereto as Appendix A.
 2. The initial slate of Board members shall be appointed in 2021 by the Board of County Commissioners.
 3. Thereafter, applications shall be preliminarily reviewed in executive session by the Fair Board Officers. The Officers may, at their election, conduct an interview of the applicant. The Officers shall make a recommendation of approval or denial of the application, with comments if deemed appropriate, to the BOCC.
 4. The application shall then be forwarded to the BOCC, who may, at its discretion, interview the applicant, and shall determine if the applicant shall be appointed, and make the appointment if so determined.
- B. Ex – Officio Members – There shall be 4 standing ex-officio members which include: one (1) BOCC member; one (1) Colorado State University Extension Service employee;; and two (2) 4-H representatives. Each of these ex-officio members shall serve a term from September 1st through August 31st of the calendar year. There may also be ex – officio members appointed from time- to- time by a majority vote of the Board. Ex – officio members shall serve from the time of appointment until August 31 of each year, and shall serve in a non – voting capacity.
- C. Qualifications
1. Board members must be residents of Montrose County.
 2. No Board member may be the parent, step-parent grandparent, guardian, sibling, or primary caretaker of a child/youth who participates in the Junior Show, Junior Livestock Auction, or Royalty Competition at the Montrose County Fair & Rodeo. A child/youth will be barred from participating in a Montrose County Fair & Rodeo if his or her parent, step-parent, grandparent, guardian, sibling, or primary caretaker has served as a Board member at any time since September 1 of the year preceding the Montrose County Fair & Rodeo in which the child wishes to compete; however for the 2022 Montrose County Fair & Rodeo, this date shall be extended to December 1, 2021.
- D. Terms
1. The term of office of each Board member shall be three (3) years beginning September 1 of the appointed year, except that appointments made in 2021 shall

- be staggered so that three (3) Board member terms expire on August 31 of each of the following three years.
2. If a Board member is appointed prior to September 1 of any given year, his or her official three (3) term will not begin until September 1.
 3. A Board member shall not serve more than four (4) consecutive terms.
- E. Expectations –All Board members are required to comply with the following:
1. Attendance – Board members are expected to attend regular meetings. Any Board member who has two (2) unexcused absences to regularly scheduled meetings in a calendar year may be recommended by the Board for removal by the BOCC. Board members may obtain an excused absence by notifying the President or Secretary twenty-four (24) hours prior to a regularly scheduled meeting.
 2. Fair Week—Board members are expected to be available the entire length of the fair, and to contribute to tasks as requested by the Fair Board Officers or Committee Chair.
 3. Code of Ethics and Conduct—Board members are expected to comply with the Montrose County Code of Ethics and Conduct, attached hereto as Appendix B, and must sign the Montrose County Code of Conduct Certification annually. Consistent with that document, Board members must recuse themselves from any matter in which they have a conflict of interest.
- F. Vacancies –Any vacancies which may occur on the Board shall be filled in the same manner as provided in VII, A.
- G. Removal of Board Members – A Board member may be removed by the following process:
1. If it is determined, at any time, by a majority of the members of the Fair Board that a Board member has violated any of the provisions of Article VII.E of these bylaws, or that a Board member is not effectively contributing to the overall purpose of the Fair Board, the Board may, upon a majority vote of the members, may recommend removal of any Board member to the BOCC.
 2. In the event of such a recommendation, the BOCC shall vote to remove or retain said member as soon as is reasonably practicable.
 3. The BOCC may, of its own accord, vote to remove a Fair Board member at any time, with or without cause.

ARTICLE VIII – FAIR BOARD OFFICERS

- A. Election of Officers – The Board shall elect from its membership a President, Vice President, Secretary and Treasurer, who shall serve as the Officers of the Board, and who shall serve for one (1) year or until successors are elected. The officers shall be elected by secret ballot of the majority of the Board. The election of said Officers shall be held at the regular meeting of the Board in the month of October or at the next regular meeting following the time of appointment by the BOCC.

- B. President – the President shall preside at all meetings and shall be chief executive officer of the Board and be the responsible party for the execution of contracts for the Board. The President also represents the Board to the BOCC and County Management. The president will have voting rights unless the sitting board has an even number of voting members. If an even number exists, the president will refrain from voting unless a tie-breaking vote is required.
- C. Vice President – the Vice President shall act in the president’s place during absences by the President. The Vice President shall serve as President, if a Presidential vacancy occurs, until such time as the Board shall elect a new President.
- D. Secretary – the Secretary shall be responsible for keeping records for the Board, for the recording of all votes, and shall see that proceedings of the Board are recorded in the minutes for that purpose, which shall be an official record of the Board, and shall perform all duties incident to the office. The official records shall be maintained at the Fairgrounds Office in Friendship Hall. Whenever the Secretary is absent from any meeting, the President may appoint a Secretary pro – tem for said meeting to record the minutes of the meeting.
- E. Treasurer – the Treasurer shall oversee all the financial records of the Board and perform such duties as receiving all monies, keeping accurate account of all receipts and disbursements, paying approved invoices, creating a monthly financial report, preparation of the annual budget and other duties determined by the Board.

ARTICLE IX – BUSINESS ADMINISTRATION

- A. Fiscal Year – The Fiscal year of the Board shall commence on January 1 and end on December 31 of each year.
- B. Budget– the Treasurer shall be responsible for the preparation of the annual budget and any subsequent amendment thereto. Upon completion of the budget, it will be presented to the Board for approval at a regular meeting in October. Interagency funding requests must be submitted to the Fairgrounds & Event Center Director by September 1 and forwarded to the Montrose County Finance Director for inclusion in the Montrose County fiscal budget for BOCC approval. The interagency funding will be reviewed for adoption and/or modification by the BOCC. Copies of the annual budget will be filed in the Board’s minutes.
- C. The Board shall comprise a monthly financial report for each regular business meeting. There shall be an annual verbal report to the BOCC on or before December 1st of each year.
- D. Committees - the Board shall establish and maintain relevant committees for Fair related business. Such committees may be chaired by a Board member.

ARTICLE X – OFFICIAL INTEREST

- A. Compensation and Conflict of interest- No member of the Board shall receive any compensation as a Member of the Board, and no member of the Board shall have an interest in any contract or transaction with the Board, except in his or her official representative capacity. All members of the Board are bound by the County Conflict of Interest Policy as outlined and adopted by the BOCC. Failure to adhere to these parameters will result in the removal of any member(s) in violation of that policy.

ARTICLE XI – AMENDMENT TO BY LAWS

- A. If notice of the character of the amendment proposed has been given in the notice of a meeting, these By-Laws may be altered or amended, upon recommendation from the Board to the BOCC, with approval by the BOCC at the BOCC's sole discretion.

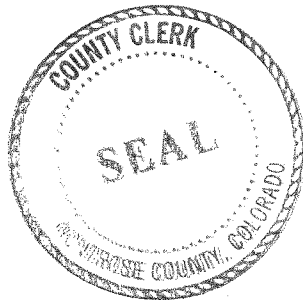
This policy may be altered, amended or repealed from time to time through formal action by the Board of County Commissioners.

APPROVED and ADOPTED on this 17 day of November, 2021 by the undersigned Board of County Commissioners of Montrose County Colorado.

ATTEST: Tressa Guynes BOARD OF COUNTY COMMISSIONERS
Montrose County, State of Colorado

Eloise Lentz 11-17-21
Tressa Guynes
County Clerk and Recorder
By: Eloise Lentz,
Deputy Clerk to the Board

Steve Hansen
Chair
Bob Cady
Vice Chair
Roger Reed
Commissioner



Appendix A
to Fair Board Bylaws



APPLICATION FOR MONTROSE COUNTY FAIR BOARD

Thank you for your interest in applying for a Montrose County Fair Board. Please be as thorough as possible when completing this application. After screening all submitted applications, interviews will be conducted by the Board of County Commissioners. Please submit your completed application by U. S. Mail to Susan Byrne, 317 S 2nd Street, Montrose, CO 81401, or by email to sbyrne@montrosecounty.net, or fax (970)249-7761.

DATE: _____

PART 1: PERSONAL INFORMATION

Full Name: _____

Address: _____

Email: _____

Home Phone: _____ Cell Phone: _____

Contact By: Phone _____ Email _____ Text Message _____

How long have you lived in Montrose?

Please tell us a little bit about yourself:

Describe any volunteer or community activities in which you are currently involved:

PART 2: EMPLOYMENT HISTORY

Name of your present employer or if retired your last employer:

Address and contact information for present employer:

Job Title:

May we contact you at work? Yes _____ No _____

PART 3. EDUCATION:

HIGH SCHOOL/COLLEGE	ADDRESS	YEARS ATTENDED	DEGREE & YEAR

List the following information for three personal or professional references:

NAME	RELATIONSHIP	YEARS KNOWN / PHONE #

PART 4. DETAIL

MONTROSE COUNTY FAIR BOARD

1. Have you attended the Montrose County Fair? If so, when and what was your experience?

2. What elements are critical in making a County Fair successful?

3. Who are the key community players for putting together a successful Fair?

4. What mechanisms would you put in place to ensure County residents are interested in attending the Fair?

5. The Fair Board Bylaws include the following expectations for Board Members:
 - a. Attendance – Board members are expected to attend regular meetings. Any Board member who has two (2) unexcused absences to regularly scheduled meetings in a calendar year may be recommended by the Board for removal by the BOCC. Board members may obtain an excused absence by notifying the President or Secretary twenty-four (24) hours prior to a regularly scheduled meeting.
 - b. Fair Week—Board members are expected to be available the entire length of the Fair, and to contribute to tasks as requested by the Fair Board Officers or Committee Chair.
 - c. Code of Ethics and Conduct—Board members are expected to comply with the Montrose County Code of Ethics and Conduct, attached hereto,

and must sign the Montrose County Code of Conduct Certification annually.

Are you able to attend at least one (1) meeting per month on a regular basis?
Yes _____ No _____

Will you be available the entire length of the Fair and able to perform tasks as assigned? Yes _____ No _____

Have you read and do you agree to comply with Montrose County Code of Ethics and Conduct? Yes _____ No _____

6. Montrose County Fair Board Bylaws prohibits the parent, step-parent, grandparent, guardian or primary caretaker of a child/youth who participates in the Junior Show, the Junior Livestock Auction, or the Royalty Competition from serving on the Fair Board. If selected, do you agree that you will not have a child, step-child, grandchild, sibling, or child for whom you are the primary caretaker participate in these Fair events while you are on the Board or for one (1) year after your service on the Fair Board? Yes _____ No _____

7. What, if any, potential conflict of interest issues would you have were you to be selected?

Appendix B
to Fair Board Bylaws



**MONTROSE COUNTY
CODE OF ETHICS AND CONDUCT**

The County of Montrose, Colorado hereby adopts a Code of Ethics and Conduct for members of appointed boards, commissions, and committees (local public bodies) to promote public confidence in the integrity of local government. The following Code of Ethics and Conduct is hereby adopted by the Board of Montrose County Commissioners on behalf of the government of Montrose County to promote public confidence in those appointed to serve the citizens of Montrose County as members of a board, commission or committee.

A member of a local public body appointed by the Board of County Commissioners holds a position of public trust, created by the confidence which the Board of County Commissioners, as elected representatives of the citizens and electorate of Montrose County, repose in the integrity of the boards, commissions and committees serving the public interest. An appointed member of a local public body shall carry out the duties of their appointment for the benefit of the people of Montrose County (as outlined by C.R.S. 24-18-103 (1), "Standards of Conduct").

I. PREAMBLE

It is the intent of this Code is to assist in achieving fair, ethical, and accountable local government for Montrose County. The people of Montrose County expect those that serve the public interest to conduct themselves in a just, accountable and ethical manner; and to be law abiding in the day to day activities of their position. All persons covered by this Code will seek to achieve the utmost ethical standards in the conduct of their duties and responsibilities as an appointed member of a local public body. Violations of this Code may result in the removal of members of local public bodies appointed by the Montrose County Board of County Commissioners from their appointed positions.

While it is not possible to anticipate all situations that may be faced, this Code of Ethics and Conduct is designed to provide a framework as guidance in carrying out the duties and responsibilities associated with their position as representatives of the citizens of Montrose County in accordance with applicable portions of Article 18, Title 24, Parts 101 and 201, "Standards of Conduct" of the Colorado Revised Statutes. The provisions of this Code of Ethics and Conduct shall only apply to members of Montrose County local public bodies appointed by the Montrose County Board of County Commissioners, including any ad hoc committees, acting in their official capacities and in the discharge of their official duties. Nothing in this Code is intended to set a regulatory standard or state a rule for the purpose of imposing criminal liability under C.R.S. 18-4-401, et seq., or other section of the Colorado Revised Statutes, as amended from time to time.

II. CORE VALUES

Attitudes, words, and actions should demonstrate, support, and reflect the following qualities and characteristics for the well being of the community. The five core values and expressions that reflect these core values are as follows:

A. INTEGRITY/ HONESTY

- I am honest with my fellow board members, County government staff and officials, including elected officials, the public, and others.
- I do not promise what I believe to be unrealistic.
- I am prepared to make unpopular decisions when my sense of the public's best interests requires it.
- I credit others' contributions to moving our community's interests forward.
- I do not knowingly use false or inaccurate information to support my position or views.
- I safeguard the ability to make independent, objective, fair and impartial judgments and try to avoid financial and social relationships and transactions that may compromise, or give the appearance of compromising, objectivity, independence, and honesty in my work.

B. RESPONSIBILITY/PROTECTING THE PUBLIC'S INTERESTS

- I shall comply with the ethical standards, restrictions and prohibitions contained in Article 18, Title 24 of the Colorado Revised Statutes, and Article XXIX, Section 3 of the Colorado Constitution, as applicable to my appointed position, including the prohibitions against accepting gifts, services or other special considerations of substantial value or substantial economic benefit tantamount to a gift of substantial value.
- I excuse myself from participating in decisions when my or my immediate family's financial interests may be affected by my agency's actions.
- I do not give special treatment or consideration to any individual or group beyond that available to any other individual.
- I will not disclose confidential information concerning litigation, personnel, property, or other affairs of the County, without proper legal authority, nor use such information to advance my financial or other personal interests.
- I do not seek to further personal, private interests by my service, but to serve the best interests of Montrose County and its citizens.

C. FAIRNESS/ACCOUNTABILITY

- I promote meaningful public involvement in the decision-making processes of the group to which I am appointed.
- I treat all persons, claims and transactions in a fair and equitable manner;
- I make decisions based on the merits of the issue.
- If I receive substantive information that is relevant to a matter under consideration from sources outside the public decision-making process, I publicly share it with my fellow members and County staff, as applicable, to the degree possible not involving a breach of confidential information.
- I work to contribute to a strong organization that exemplifies transparency and open communication.

RECEPTION#: 806285, 09/08/2009 at 03:54:00 PM, 4 OF 6, RES FRANCINE
TIPTON-LONG, MONTROSE COUNTY, CO CLERK AND RECORDER

D. RESPECT FOR FELLOW APPOINTED OFFICIALS, STAFF, AND THE PUBLIC

- I treat my fellow members, County staff and the public with professional courtesy and respect, recognizing that individuals may disagree on what is best for the community or facility we serve.
- I work towards consensus building and gain value from diverse opinions.
- I respect the distinction between the role of appointed member of the local public body and County staff.
- I conduct myself in a courteous and respectful manner at all times during the performance of my official duties and responsibilities.
- I will not demean another's questions or comments, and will encourage full participation of all persons and groups.
- I will attend meetings related to my duties as a public official to the best of my ability and come prepared to participate, as evidenced by my contribution to the discussion of the matter at hand.

E. PROPER AND EFFICIENT USE OF PUBLIC RESOURCES

- I do not use public resources for private gain.
- I make decisions after prudent consideration of the legal and regulatory requirements of the body I serve, and follow established procedures.
- I demonstrate concern for the proper use of County assets and follow established procedures.
- I am a prudent steward of public resources and actively consider the impact of my decisions on the County and its residents.

F. CONFLICT OF INTEREST AND UNDUE INFLUENCE

A "conflict of interest" exists when the private interests of a person interferes in any way, or even appears to interfere, with the interests of the County. "Undue influence" is improper influence by a person or entity over another person that deprives the person being influenced of free agency and will to make independent decisions based on objective knowledge and information. Conflicts of interest and undue influence can occur in numerous contexts, including financial interests, receipt of improper personal benefits or gifts as a result of being a public official; place of employment, and other actions or involvements. A conflict of interest or undue influence makes it difficult to perform the duties and responsibilities in an impartial and unbiased manner. It can also involve actions or involvements of family members.

- I will disclose, to the degree possible keeping in mind any requirement of confidentiality, known or potential conflicts of interest or attempts of undue influence related to particular topics or issues that may be brought before me or the group in which I serve.
- I will voluntarily remove myself from the group for discussion or voting related to any issue or topic in which I have identified a conflict of interest or in which I cannot carry out my duties and responsibilities in an unbiased and objective manner.
- If I am uncertain, I will disclose the topic and circumstances, to the degree possible keeping in mind any requirement of confidentiality, to permit an objective decision to be made as to the existence of a conflict of interest or undue influence.

RECEPTION#: 806285, 09/08/2009 at 03:54:00 PM, 5 OF 6, RES FRANCINE
TIPTON-LONG, MONTROSE COUNTY, CO CLERK AND RECORDER

III. IMPLEMENTATION AND ENFORCEMENT

Montrose County appointed members of the various boards, commissions and committees have the primary responsibility to practice and promote ethical standards and conduct in order to enhance public confidence in the integrity of government.

All current members appointed to local public bodies shall be given a copy of this Code and asked to affirm in writing that they have received the Code, understand its provisions, and affirm they will conduct themselves by the Code. All new members of boards, commissions, and committees appointed by the Board, upon appointment or reappointment, shall be given a copy of the Code and are required to affirm in writing they have received the Code and understand its provisions, and will conduct themselves by the code (see Attachment A).

Members of the boards, commissions, and committees shall be provided assistance clarifying the provisions and application of this code by County administration staff and or County legal staff. The County Attorney, or his/her designee, shall serve as a resource person to those persons covered by the Code to assist them in determination of appropriate actions consistent with this Code.

A. BREACH OF THE CODE OF ETHICS AND CONDUCT:

Those appointed to serve on local public bodies should meet the qualifications and standards set out in this Code of Ethics and Conduct at the time of appointment. Appointed members serving on any local public body may be removed for breach of this Code of Ethics and Conduct, in accordance with County policy and procedure, local public body governing document requirements and statutory requirements, as applicable.

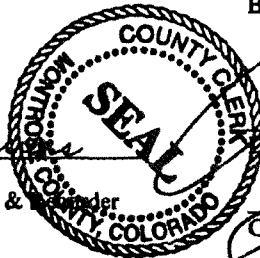
A periodic review of this Code of Ethics and Conduct shall be conducted to ensure that the Code is an effective and vital document. The Code may be altered, amended, or repealed through formal action by the Board of County Commissioners only.

APPROVED AND ADOPTED this 8th day of September, 2009 by the undersigned
Board of County Commissioners of Montrose County, Colorado.

BOARD OF COUNTY COMMISSIONERS

ATTEST

By: Francine Tipton-Long
Francine Tipton-Long
Montrose County Clerk & Recorder



David White
David White, Chairman

Gary Ellis
Gary Ellis, Vice Chairman

Ron Henderson
Ron Henderson, Commissioner



MONTROSE COUNTY CODE OF ETHICS AND CONDUCT CERTIFICATION

As an appointed member of a local public body of Montrose County, Colorado, I herein certify that I have received a copy of the Code of Ethics and Conduct of Montrose County, have been offered assistance in understanding this code, and am aware of the provisions of the code and its application to my responsibilities. Consistent with the code, I will not knowingly violate the Montrose County Code of Ethics and Conduct, and will conduct myself in accordance with its guidelines to the best of my ability in carrying out the duties of my office:

- I. To uphold integrity and honesty as defined by this Code of Ethics and Conduct, including the use of true and accurate evidence and or statements in the decision making process, making decisions based on the best interest of the County and its residents, and avoiding financial and social relationships and transactions that may compromise, or give the appearance of compromising objectivity, independence, and honesty.
- II. To be responsible in my actions and protect the public's interests at all times by excusing myself from participating in decisions in which may affect my financial interests, giving special treatment or consideration to any group or individual, and not disclosing confidential information regarding litigation, personnel, property, or other affairs of the County without proper legal authority.
- III. To be fair and maintain accountability for Montrose County in all public involvement and the decision-making process, making decisions based on the merits of the issue, treating all persons and decisions in an equitable manner, and commit to conducting business that exemplifies transparency and open communication.
- IV. To respect my fellow appointed members, staff and the public by treating all with patience, courtesy, and civility at all times during the performance of my official County duties, regardless of consensus by all parties, and to ensure proper staff support through open and honest communication with staff.
- V. To utilize public resources, such as staff time, equipment, supplies, or facilities, as applicable, in a proper and efficient manner that does not support personal purposes or private gain and to be a prudent steward of public resources by actively considering the impact of my decisions on the County and its residents in my decision-making.

I have read and understand the Montrose County Code of Ethics and Conduct and agree to abide by and uphold this code to the best of my ability at all times while serving as an appointed official of Montrose County.

Signature: _____ Date: _____

Printed Name: _____

Witness: _____ Date: _____