

RESOLUTION 2022-030

A resolution to form a library district with the City of Boulder to be known as the Boulder Public Library District.

Recitals

A. An advocacy group circulated a petition to establish a library district pursuant to § 24-90-101 *et seq.*, C.R.S., with a service area that includes the City of Boulder and parts of unincorporated Boulder County (the “District”).

B. The Boulder Library Commission unanimously recommended the creation of a library district as the best path toward a long term financially sustainable library system.

C. The City of Boulder Charter provides for an appropriation of not less than .333 mills in property tax as dedicated funding for the Boulder Public Library. The remaining library operating budget comes from the city’s General Fund, grant funds and donations.

D. On September 4, 2018, Boulder City Council accepted the 2018 Boulder Public Library Master Plan.

E. The Boulder Public Library provides service and approximately one-third of its library cards to persons outside of the Boulder city limits.

F. The proposed service area for the District extends to areas in unincorporated Boulder County that are directly served by the library.

G. The Boulder Public Library Master Plan outlines three service level categories: maintain service levels, meet community demand, and service expansion and identified funding needs.

H. On November 27, 2018, City staff presented City Council with an in-depth financial analysis of the cost of library services and funding needs of Boulder Public Library for each service level outlined in the library master plan.

I. On February 23, 2021, City staff presented City Council options for funding and governance of the library and processes for forming a library district.

J. The library’s 2019 budget provided ongoing funding for the “maintain service levels” category of the library master plan and the 2022 approved budget funded the library to achieve some items within the “meet community demand” service level category of the library master plan.

K. The City Council established the Library District Advisory Committee, including residents from both the City of Boulder and unincorporated Boulder County, which consulted

with city staff subject matter experts to reach the recommended service area and mill levy for the District.

L. The District would ask voters living in the service area to fund the District at the service expansion service level category identified in the library master plan with an ad valorem property tax mill levy not to exceed 3.8 mills.

M. Section 24-90-107(1), C.R.S. provides that a library district may be formed by “the legislative bodies of one or more governmental units, each proceeding to adopt a resolution or an ordinance to that effect.”

N. Section 24-90-107(2), C.R.S. provides procedures for the establishment of the District and the contents of the resolutions required by § 24-90-107(1), C.R.S..

O. The Board of County Commissioners for Boulder County (“Board”) published notice of its consideration of the District proposal and has received public comment through email and at a Town Hall held March 10, 2022.

P. The establishment of the District is contingent upon the approval of a mill levy from the electors of the District at or before the November 2024 election. If a mill levy to fund the District is not approved by the November 2024 election, the District shall be dissolved. The electors of the District must approve any amount of tax levy for the District not previously established by resolution or ordinance nor previously approved by the electors before the District is established.

Q. After a duly noticed public hearing on April 5, 2022, taking public comment in conjunction with the Boulder City Council and continued for deliberation to April 7, 2022, the Board determines that the District should be formed and its funding put to the electors at one or more general elections by the year 2024.

NOW THEREFORE, the Board resolves:

1. Formation. The Board hereby forms a library district with boundaries described and shown on Attachment A. The district shall be a political subdivision of the State of Colorado pursuant to § 24-90-103(5), C.R.S..

2. Name. The library district shall be known as the Boulder Public Library District.

3. Purpose. The District shall be a “public library” as defined in § 24-90-103(13)(a) C.R.S. and shall have the powers and responsibilities set forth in the Colorado Library Law, §§ 24-90-101, et seq., C.R.S.. Its purpose is to obtain financial support from its electors and other sources to provide facilities, materials, media, computers, programming, public meeting spaces, community services and other facilities and services provided by library districts in the State of Colorado without continued financial support from the City or the County.

4. Financial Support. Upon adoption of this Resolution, the District shall obtain financial support from donations and sources other than tax revenues. The City will provide additional support as required by § 24-90-107(2)(d), C.R.S., and no financial support will be required of Boulder County.

5. Mill Levy. The electors of the District must approve any tax levy of the District not previously established for the Boulder Public Library nor previously approved by the electors, before the District can be established. As required by § 24-90-107(2)(b) and (c), C.R.S., one or more elections on a tax levy not to exceed 3.8 mills shall be held as determined by the Library District but no later than November 2024.

6. Initial Board of Trustees. The Board of Trustees of the District shall consist of seven members appointed from the residents within the legal service area of the District in accordance with §24-90-108, C.R.S..

7. Intergovernmental Agreement. The City of Boulder, the Board, and the District will enter into an intergovernmental within 90 days of the date of the District's formation as required by § 24-90-107(2)(e), C.R.S., to provide for appointment of trustees, rights, obligations and responsibilities, financial and otherwise, of the three bodies, and specifically of the City for the transition of ownership, if any, of municipal library property to the District.

8. Dissolution of the District. To the extent a mill levy to fund the District is not approved by December 31, 2024, the District shall be deemed dissolved without further action by the City Council or the Board.

APPROVED this 7th day of April, 2022.

Marta Loachamin, Chair

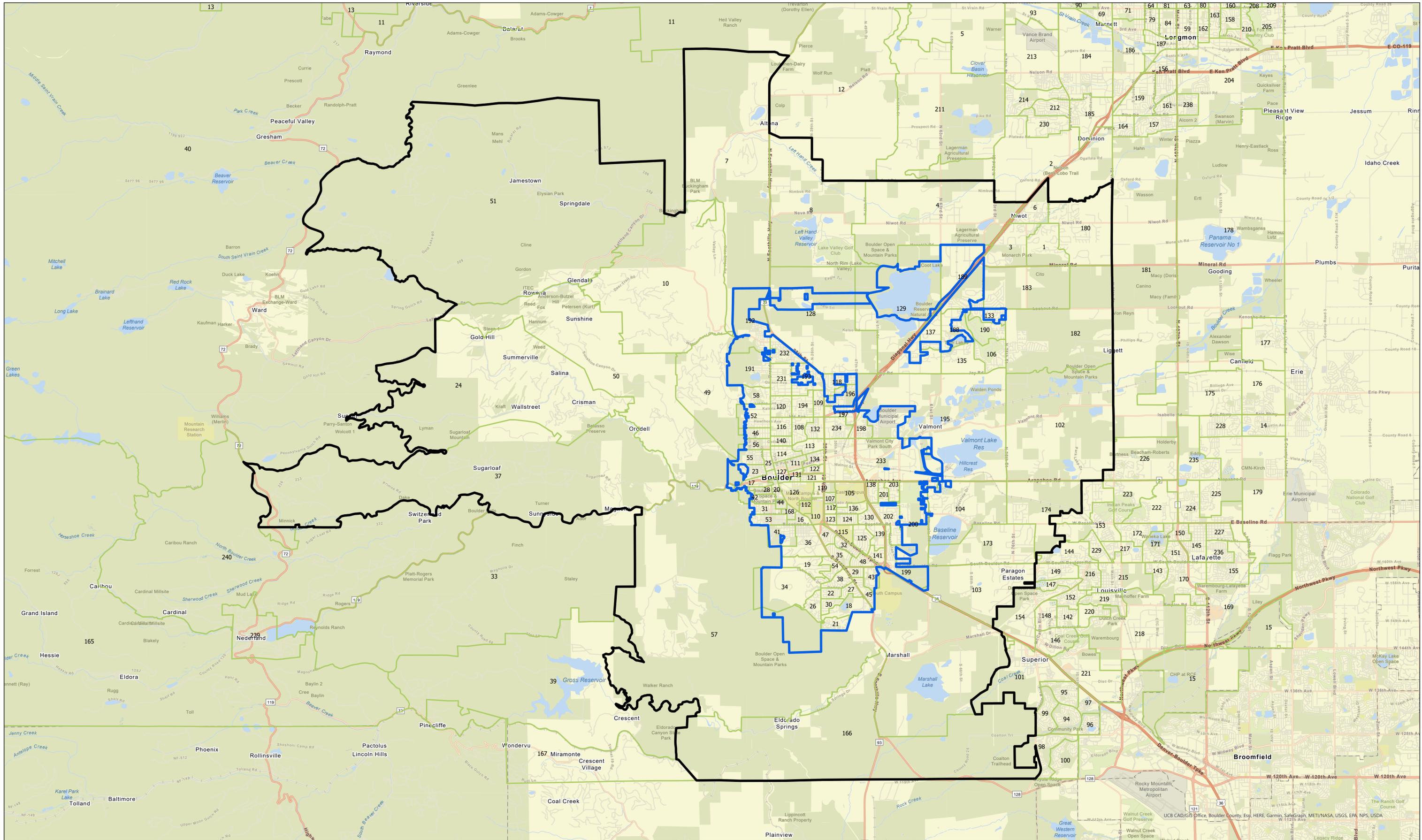
Claire Levy, Vice-Chair

Matt Jones, Commissioner

Attest:

Clerk to the Board

Attachment A: Map of Service Area



Proposed Library District Boundary

- ▬ Boulder City Limits
- ▬ Precincts
- Extend Area 2021

0 1 2 Miles