



https://us02web.zoom.us/webinar/register/WN_VCNYzr6TTOCLVHdflNdNow

Agenda

Call to Order

Roll Call

Review of Agenda

Public Input

Individuals wishing to participate in Public Invited to be Heard (non-agenda item) are requested to indicate a desire to participate in the Zoom chat box. When you are recognized: unmute, state your name and address, and then speak to the Board of Trustees. Individuals wishing to speak during the Public Invited to be Heard or during Public Hearing proceedings are encouraged to be prepared and individuals will be limited to three (3) minutes.

Director's Report - Ann Kling, Director

- Communication
- Monthly Statistics

Personnel Report - Rochelle Brotsky

Treasurer's Report - Ron Dunworth

Friends & Foundation Report - Rochelle Brotsky

Reports of the Liaisons

Reports of the Board Members

Old Business

Approve Minutes of the June 7 Special Meeting and the June 24 Regular Meeting

New Business

- Item 1 By-laws First Reading, Ann Kling, Library Director (Information)
- Item 2 Conduct in the Library Policy, Ann Kling, Library Director (Action)
- Item 3 Unattended Children Policy, Casey Lansinger-Pierce, Public Services Manager (Action)
- Item 4 Holiday Pay for Labor Day, Ann Kling, Library Director (Action)
- Item 5 Update on Housing and Population Figures for the District, Ann Kling, Library Director (Information)
- Item 6 Director's Goals, Quarterly Update, Ann Kling, Library Director (Information)
- Item 7 Discussion of assessment rates, Ann Kling, Library Director (Information)

Executive Session

An Executive Session Pursuant to C.R.S. § 24-6-402 (4)(e)(I) for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators with Respect to the Purchase of Property and an Intergovernmental Agreement with the Town of Severance .

 Item 8 - Consider resolution authorizing the President of the Board of Trustees to sign and deliver all instruments necessary for the consummation of transaction for 1194 West Ash Street, Windsor Co., William Garcia, Library Attorney, (Potential Action)



July 29, 2021 • 5:30 p.m.

https://us02web.zoom.us/webinar/register/WN_VCNYzr6TTOCLVHdflNdNow

Upcoming Agenda Adjourn

Upcoming Meetings

• Board of Trustees Regular Meeting, August 26, 2021, 5:30 p.m. – Hybrid

The Clearview Library District will make reasonable accommodations for access to library services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call 970-686-5603 by noon on the business day prior to the meeting to make arrangements.



Director's Report - June 2021

Districtwide Update - Director Ann Kling

Highlights

- At a Special meeting of the Board on June 7, the Board voted to hire Wember Inc. as the district's Owner's Representative for the 3 projects recommended in the Facilities Plan and approved by the Board. The Board also voted to engage Piper Sandler to work with the district on finding a financial institution to finance the projects.
- Kick-off meetings were held with both Wember and Piper Sandler. The district is on its way to realize the recommendations of the Facilities Plan.
- Staff have worked over the last few months to craft an internal strategy that aligns with the
 district's three vision focus areas. Through a series of workshops, staff refined the strategy
 objectives and action items. Currently, staff members are working to develop project plans for
 each action item.
- Communications and IT & Technical Services continue to collaborate on the website redesign project. Currently the team is underway on developing low-fidelity designs, mapping out usability testing, and creating content.

Opportunities

- Communications is working with the Mobile Services Team on the redesign of the bookmobile's wrap, as well as the district's branded presence at programs / events outside of the library. The team is targeting September for a rollout.
- Communications is working with the Brand Focus Group to finalize and launch updates to the district's brand. It is likely that the bulk of this work will launch in tandem with the new website (mid-September).

Challenges

- The library district currently has four open positions. In the past the district received
 applications from many qualified candidates. The current postings had to be extended due to a
 lack of qualified applicants. The management staff is exploring other ways to get the word out
 about open positions.
- Preparing for in-library programming for the Fall with a new paradigm to ensure patron and staff safety has been a challenge given the limitations of our current space and staff.

Personnel

- Hannah Walker was hired as a Customer Service Specialist.
- Adult Services Assistant Jason Boak resigned. The position will be posted.
- An All Staff meeting was held on June 4. The staff was updated on the rebranding project and the support portal (Samanage). The management team answered questions from the staff that had been submitted prior to the meeting.



Board of Trustees Meeting Highlights - June, 2021

- Presentation by the Clearview Library District Friends and Foundation.
- Approval of the removal of the fee for a lost library card.
- Approval of holiday closures for 2022.

Public Services Update - Public Services Manager Casey Lansinger-Pierce

Highlights:

- June has found us offering more in-person programs in the great outdoors. We've hosted storytimes, craft programs, book clubs, and Pub Trivia in person in June. When surveying patrons about their programming preferences, we are hearing that they prefer a return to in-person as opposed to virtual programming. We have seen full registrations and positive attendance at these programs.
- We had two very popular teen programs in June: Windsor Grind (a partnership with the Town of Windsor's Parks and Recreation division) and Teen Cooking Challenge (a partnership with the Town of Windsor's Culture division). These partnerships allow our respective organizations to expand reach and offer a more well rounded experience for our community.
- We kicked off the Summer Adventure Program on June 1st with the Animal Fair event (another partnership with the Town of Windsor). We welcomed just under 200 attendees and signed up a lot of individuals for SAP. This event focused on animal education.

Opportunities:

We have been given the green light to resume school visits during the 2021-2022 school year.
 School visits are a huge part of our mobile services presence, so we are excited to resume this opportunity and connect with students and teachers through library services.

Challenges:

- Adult Services Assistant Jason Boak resigned at the end of June. Jason was instrumental in growing Pub Trivia, Well Traveled, and many of our food/drink programs. He has offered to stay on as the Pub Trivia MC until we fill the position. We are currently hiring for this position now.
- Children Services Assistant Karen Deane announced her retirement in June. Karen was with the
 District for many years and made a big impact on our children's programming. She led the
 popular Reading Bugs program, which always had full registration. This means we are incredibly
 short staffed in children services and will be hiring for two assistants.



IT & Technical Services Update - IT & Technical Services Manager Bud Hunt

Highlights

- The team continues to support the library's focus on internal strategy by providing meeting
 facilitation and resource creation support for those efforts. We look forward to improved
 coordination of the many moving parts of various library projects that are better aligned to
 library focus areas moving forward.
- After reviewing the candidates for the library instructional technologist position, we are pleased to report we have a successful process and a great candidate in Sara Nesbitt, who will be joining us at the library in mid-July.
- School cards are being issued to students special thanks to the CSS team for their support with this project!

Opportunities

- We continue to support the Website redesign and are getting excited about the opportunities to rethink how we share library services and resources in ways that lead to more and better use.
- The FCC has released information on the Emergency Connection Fund, a supplemental fund to be used to support remote connections to the library and its resources. We are exploring ways we might be able to utilize some of this funding.

Challenges

• Our search for a new IT Assistant has been difficult with no viable candidates emerging in the first round. The job has been reposted and we understand that many other libraries are having similar issues filling positions at present.

•

Resource of the Month

Brainfuse Online Tutoring

https://clearviewlibrary.org/databases

- K-12 students can interact with live tutors in one-on-one, online sessions through BrainFuse Homework HelpNow.
- Homework HelpNow features assistance for specific subjects, an interactive writing lab and test preparation for exams, like the ACT, SAT, PSAT, and various AP subjects.
- Live tutors are available seven days a week from 2 to 11 p.m. MST.

| Patrons Served | | | | | | |
|-------------------------|---------------------------|-------------------------------------|------|--|--|--|
| Metric | Change From Last Month | Sparklines (data since Jan 2019) | | | | |
| Library 9,732 | 24.80% | 1,401.85% | | | | |
| Bookmobile 1,072 | 51.20% | 3,596.55% | | | | |
| Outreach 226 | No data | No data | ~\\\ | | | |
| Total Patrons 11,030 | 29.66% | 1,529.25% | | | | |

| Circulation | | | | | |
|------------------------|---|---------|---------|--|--|
| Metric | etric Change From Last Change From This Month Month Last Year | | | | |
| Physical Circs 34,592 | 20.69% | 121.32% | | | |
| Digital Circs 8,555 | -7.70% | -7.65% | | | |
| Database Usage 345 | -83.23% | -44.80% | | | |

Select a date to see that month's data. Cumulative data is shown until a date is selected.

| Month ▼ |
|----------|
| Jun 2021 |
| May 2021 |
| Apr 2021 |
| Mar 2021 |
| Feb 2021 |
| Jan 2021 |
| Dec 2020 |
| Nov 2020 |
| Oct 2020 |
| Sep 2020 |
| Aug 2020 |
| Jul 2020 |
| Jun 2020 |
| May 2020 |

For more detailed information, please visit https://clearviewlibrary.org/data



| Programs | | | | | |
|-------------------------|---------------------------|-------------------------------------|-------------------------------------|--|--|
| Metric | Change From Last Month | Change From This Month Last Year | Sparklines (data since Jan 2019) | | |
| Program Attendees 1,297 | 46.22% | No data | N/A | | |
| Total Programs 64 | -5.88% | 6.67% | ~~~ | | |
| Waitlisted People 84 | 833.33% | 223.08% | M | | |
| Waitlisted Programs 18 | 800.00% | 500.00% | | | |

| Cardholders | | | | | |
|--------------------------|---------------------------|-------------------------------------|-------------------------------------|--|--|
| Metric | Change From Last Month | Change From This Month Last Year | Sparklines (data since Jan 2019) | | |
| Active Cardholders 4,353 | 7.77% | 262.45% | ~~~ | | |
| New Cardholders 296 | -41.50% | 529.79% | ~~~^ | | |

| Website Stats | | | | | |
|---|--------|--------|--|--|--|
| Metric Change From Last Change From This Sparklines Month Month Last Year (data since Jan 20 | | | | | |
| Pageviews 20,463 | -1.67% | -7.92% | | | |

Select a date to see that month's data. Cumulative data is shown until a date is selected.

| Month ▼ |
|----------|
| Jun 2021 |
| May 2021 |
| Apr 2021 |
| Mar 2021 |
| Feb 2021 |
| Jan 2021 |
| Dec 2020 |
| Nov 2020 |
| Oct 2020 |
| Sep 2020 |
| Aug 2020 |
| Jul 2020 |
| Jun 2020 |
| May 2020 |

For more detailed information, please visit https://clearviewlibrary.org/data



Clearview Library District

| Treasurer's Report For | 6/30/2021 | | | |
|---|--------------------|--------------------|-----|------------|
| Current Assets | | | | |
| Checking/Savings/Cash | 5/31/2021 | 6/30/2021 | Cha | ange +/- |
| 1010 · Petty Cash | \$ 149.05 | \$ 149.05 | \$ | - |
| 1015 · Cash on Hand | \$ 433.30 | \$ 433.30 | \$ | - |
| 1033 · ColoTrust LT Bldg 8004 | \$ 2,995,363.74 | \$ 3,350,223.33 | \$ | 354,859.59 |
| 1034 · Colo Trust Gen Fund Res 8005 | \$ 1,000,132.58 | \$ 1,000,165.57 | \$ | 32.99 |
| 1038 · Colo Trust Operating Fund 8003 | \$ 3,997,581.33 | \$ 4,333,338.64 | \$ | 335,757.31 |
| 1040 · Colo Trust Capital Fund-8001 | \$ 220,249.40 | \$ 220,256.64 | \$ | 7.24 |
| 1053 · Bank of ColoradoChecking | \$ 85,887.72 | \$ 113,015.82 | \$ | 27,128.10 |
| Total Checking/Savings | 8,299,797.12 | \$ 9,017,582.35 | \$ | 717,785.23 |
| | | | | |
| May 2021 Close | \$ 8,299,797.12 | | | |
| June 2021 Close | \$ 9,017,582.35 | | | |
| Month To Month Change | \$ 717,785.23 | | | |
| THINGS YOU SHOULD KNOW | | | | |
| GENERAL INFORMATION | | | | |
| Property Tax scheduled for 2021 | \$ 4,655,562.00 | | | |
| Payment recd year to date for Property Tax | \$ 3,654,281.00 | | | |
| Percent Recd. | 78.49% | | | |
| 2020 Delinquent Tax Due | \$ 766,823.00 | | | |
| Payment of Delinquent Property Tax for 2020 | \$ 760,920.00 | | | |
| Interest on Delinquent Property Tax | \$ 80,292.00 | | | |

Clearview Library District

Revenue and Expenditures Jun-21

| Row Labels | Sum of Jun 21 Actual | 2021 Actual | 2021 Budget | % of Budget Used |
|---------------------------|----------------------|-------------|-------------|------------------|
| Revenue | | | | |
| General property tax | \$932,799 | \$4,587,080 | \$4,652,026 | 99% |
| Other revenue | \$6,306 | \$878,473 | \$47,407 | 1853% |
| Specific ownership tax | \$16,916 | \$112,282 | \$210,000 | 53% |
| Revenue Total | \$956,021 | \$5,577,835 | \$4,909,433 | 114% |
| Expense | | | | |
| Bookmobile costs | \$1,235 | \$3,167 | \$25,400 | 12% |
| Building costs | \$6,512 | \$36,166 | \$108,500 | 33% |
| Capital outlays | \$0 | \$29,475 | \$304,000 | 10% |
| County treasurer's fee | \$14,063 | \$81,704 | \$69,780 | 117% |
| Electronic Databases | \$1,669 | \$7,679 | \$27,000 | 28% |
| Materials/periodicals | \$15,807 | \$119,838 | \$343,500 | 35% |
| Operating supplies | \$1,176 | \$11,920 | \$40,000 | 30% |
| Other Expenses | \$9,558 | \$54,093 | \$268,442 | 20% |
| Programming | \$1,950 | \$15,640 | \$58,000 | 27% |
| Public relations | \$1,036 | \$7,201 | \$67,915 | 11% |
| Related expenses | \$33,167 | \$197,905 | \$473,918 | 42% |
| Salaries | \$129,391 | \$762,909 | \$1,727,478 | 44% |
| Software/tech support | \$8,187 | \$50,428 | \$95,500 | 53% |
| Expense Total | \$223,751 | \$1,378,123 | \$3,609,433 | 38% |
| Net Income | \$732,270 | \$4,199,712 | \$0 | |
| Transfer to Reserve Funds | | \$0 | \$1,300,000 | 0.00% |
| Transfers Total | | \$0 | \$1,300,000 | 0% |

CLEARVIEW LIBRARY DISTRICT Balance Sheet

As of June 30, 2021

| | Jun 30, 21 |
|---|---------------------|
| ASSETS | |
| Current Assets | |
| Checking/Savings | 149.05 |
| 1010 · Petty Cash 1015 · Cash on Hand | 433.30 |
| 1033 · ColoTrust LT Bldg 8004 | 3,350,223.33 |
| 1034 · Colo Trust Gen Fund Res 8005 | 1,000,165.57 |
| 1038 · Colo Trust Operating Fund 8003 | 4,333,338.64 |
| 1040 · Colo Trust Capital Fund-8001 | 220,256.64 |
| 1053 Bank of ColoradoChecking | 113,015.82 |
| Total Checking/Savings | 9,017,582.35 |
| Accounts Receivable 1200 · Accounts Receivable | 527.66 |
| Total Accounts Receivable | 527.66 |
| Other Current Assets | |
| 1150 · Delinquent Property Tax | 6,294.11 |
| 1151 · Current Prop. Taxes Rec. | 4,850,856.00 |
| 1170 · Prepaid Expenses | 61,306.66 |
| Total Other Current Assets | 4,918,456.77 |
| Total Current Assets | 13936566.78 |
| Other Assets | |
| 1250 · Land | 1,037,824.00 |
| 1255 · Land Improvements | 146,656.00 |
| 1260 · Building & Improvement | 3,166,664.27 |
| 1270 · Furniture and Equipment Asset | 854,924.37 |
| Total Other Assets | 5,206,068.64 |
| TOTAL ASSETS | 19142635.42 |
| LIABILITIES & EQUITY | |
| Liabilities | |
| Current Liabilities | |
| Accounts Payable | 24 902 62 |
| 2000 · *Accounts Payable | 24,892.62 |
| Total Accounts Payable | 24,892.62 |
| Credit Cards | |
| Pinnacle Bank - Ann 9399 | 1,467.17 |
| Pinnacle Bank - Casey 2011 | 872.57 |
| Pinnacle Bank - Hunt 2228 | 1,309.43 |
| Total Credit Cards | 3,649.17 |
| Other Current Liabilities | |
| 2100 · Fed W/H. Taxes Payable | 861.71 |
| 2101 · Payroll Liabilities | 42.13 |
| 2110 · Pera Payable (Employee) | 96.67 |
| 2111 · Pera Payable (Library) | -98.77 1 425 33 |
| 2112 · Employee Health Insurance Pa 2120 · Colorado W/H. Taxes Payable | 1,425.33 -399.00 |
| 2200 · Deferred Revenue - Property | 4,850,856.00 |
| 2210 · Deferred Revenue - Grant | -12,239.01 |
| Total Other Current Liabilities | 4,840,545.06 |
| Total Current Liabilities | 4,869,086.85 |
| | |

CLEARVIEW LIBRARY DISTRICT Balance Sheet

As of June 30, 2021

| | Jun 30, 21 |
|--|---|
| Long Term Liabilities 2850 · Invest. in Gen. Fixed Assets | 6,038,354.43 |
| Total Long Term Liabilities | 6,038,354.43 |
| Total Liabilities | 10907441.28 |
| Equity 2860 · 2000 Fund Balance 2862 · TABOR Requirement 3900 · Retained Earnings Net Income | 2,289,503.00 81,280.00 1,675,218.89 4,189,192.25 |
| Total Equity | 8,235,194.14 |
| TOTAL LIABILITIES & EQUITY | 19142635.42 |

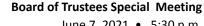
CLEARVIEW LIBRARY DISTRICT Balance Sheet Prev Year Comparison As of June 30, 2021

| | Jun 30, 21 | Jun 30, 20 | \$ Change | % Change |
|---|------------------------------|----------------------------|----------------------------|-------------------|
| ASSETS | | | | |
| Current Assets | | | | |
| Checking/Savings | | | | |
| 1010 · Petty Cash | 149.05 | 161.19 | -12.14 | -7.5% |
| 1015 · Cash on Hand | 433.30 | 433.30 | 0.00 | 0.0% 114.4% |
| 1033 · ColoTrust LT Bldg 8004 1034 · Colo Trust Gen Fund Res 8005 | 3,350,223.33 1,000,165.57 | 1,562,594.18 678,737.61 | 1,787,629.15 321,427.96 | 47.4% |
| 1034 • Colo Trust Gen Fund Res 8003 | 4,333,338.64 | 3,423,433.94 | 909,904.70 | 26.6% |
| 1040 · Colo Trust Capital Fund-8001 | 220,256.64 | 219,930.32 | 326.32 | 0.2% |
| 1053 Bank of ColoradoChecking | 113,015.82 | 24,165.71 | 88,850.11 | 367.7% |
| Total Checking/Savings | 9,017,582.35 | 5,909,456.25 | 3,108,126.10 | 52.6% |
| Accounts Receivable | | | | |
| 1200 · Accounts Receivable | 527.66 | 0.00 | 527.66 | 100.0% |
| Total Accounts Receivable | 527.66 | 0.00 | 527.66 | 100.0% |
| Other Current Assets | | | _ | |
| 1150 · Delinquent Property Tax | 6,294.11 | 6,232.00 | 62.11 | 1.0% |
| 1151 · Current Prop. Taxes Rec. | 4,850,856.00 | 4,850,856.00 | 0.00 | 0.0% |
| 1170 · Prepaid Expenses | 61,306.66 | 63,712.69 | -2,406.03 | -3.8% |
| Total Other Current Assets | 4,918,456.77 | 4,920,800.69 | -2,343.92 | -0.1% |
| Total Current Assets | 13936566.78 | 10830256.94 | 3,106,309.84 | 28.7% |
| Other Assets | 4 007 004 00 | 4 007 004 00 | 0.00 | 0.00/ |
| 1250 · Land 1255 · Land Improvements | 1,037,824.00 146,656.00 | 1,037,824.00 146,656.00 | 0.00 0.00 | 0.0% 0.0% |
| 1260 · Building & Improvement | 3,166,664.27 | 3,166,664.27 | 0.00 | 0.0% |
| 1270 · Furniture and Equipment Asset | 854,924.37 | 854,924.37 | 0.00 | 0.0% |
| Total Other Assets | 5,206,068.64 | 5,206,068.64 | 0.00 | 0.0% |
| TOTAL ASSETS | 19142635.42 | 16036325.58 | 3,106,309.84 | 19.4% |
| LIABILITIES & EQUITY Liabilities Current Liabilities | | | | |
| Accounts Payable | | | | |
| 2000 · *Accounts Payable | 24,892.62 | 33,294.13 | -8,401.51 | -25.2% |
| Total Accounts Payable | 24,892.62 | 33,294.13 | -8,401.51 | -25.2% |
| Credit Cards | 24,002.02 | 00,204.10 | -0,401.01 | -23.2 // |
| Pinnacle Bank - Ann 9399 | 1,467.17 | 0.00 | 1,467.17 | 100.0% |
| Pinnacle Bank - Casey 2011 | 872.57 | 0.00 | 872.57 | 100.0% |
| Pinnacle Bank - Hunt 2228 | 1,309.43 | 0.00 | 1,309.43 | 100.0% |
| Total Credit Cards | 3,649.17 | 0.00 | 3,649.17 | 100.0% |
| Other Current Liabilities | | | | |
| 2100 · Fed W/H. Taxes Payable | 861.71 | 0.00 | 861.71 | 100.0% |
| 2101 · Payroll Liabilities | 42.13 | 42.13 | 0.00 | 0.0% |
| 2110 · Pera Payable (Employee) | 96.67 | 0.00 | 96.67 | 100.0% |
| 2111 · Pera Payable (Library) | -98.77 1 425 33 | 0.00 | -98.77 | -100.0% |
| 2112 · Employee Health Insurance Pa 2120 · Colorado W/H. Taxes Payable | 1,425.33 -399.00 | 1,992.75 0.00 | -567.42 -399.00 | -28.5% -100.0% |
| 2200 · Deferred Revenue - Property | 4,850,856.00 | 4,850,856.00 | 0.00 | 0.0% |
| 2210 · Deferred Revenue - Grant | -12,239.01 | -9,407.00 | -2,832.01 | -30.1% |
| Total Other Current Liabilities | 4,840,545.06 | 4,843,483.88 | -2,938.82 | -0.1% |
| Total Current Liabilities | 4,869,086.85 | 4,876,778.01 | -7,691.16 | -0.2% |

8:07 AM 07/22/21 **Accrual Basis**

CLEARVIEW LIBRARY DISTRICT Balance Sheet Prev Year Comparison As of June 30, 2021

| | Jun 30, 21 | Jun 30, 20 | \$ Change | % Change |
|--|--------------|--------------|--------------|----------|
| Long Term Liabilities 2850 · Invest. in Gen. Fixed Assets | 6,038,354.43 | 6,038,354.43 | 0.00 | 0.0% |
| Total Long Term Liabilities | 6,038,354.43 | 6,038,354.43 | 0.00 | 0.0% |
| Total Liabilities | 10907441.28 | 10915132.44 | -7,691.16 | -0.1% |
| Equity | | | | |
| 2860 · 2000 Fund Balance | 2,289,503.00 | 2,289,503.00 | 0.00 | 0.0% |
| 2862 · TABOR Requirement | 81,280.00 | 81,280.00 | 0.00 | 0.0% |
| 3900 · Retained Earnings | 1,675,218.89 | 251,374.54 | 1,423,844.35 | 566.4% |
| Net Income | 4,189,192.25 | 2,499,035.60 | 1,690,156.65 | 67.6% |
| Total Equity | 8,235,194.14 | 5,121,193.14 | 3,114,001.00 | 60.8% |
| TOTAL LIABILITIES & EQUITY | 19142635.42 | 16036325.58 | 3,106,309.84 | 19.4% |





June 7, 2021 • 5:30 p.m. https://clearviewlibrary.org/library-board

Draft Minutes(Unapproved)

Call to Order

President Kendra Adams called the meeting to order at 5:36 pm.

Roll Call

<u>Present</u>: President Kendra Adams(virtually), Vice-President Rochelle Brotsky(virtually), Treasurer Ronald Dunworth (in person), Secretary Brian Lampe(virtually), Board Member Ron Clark(in person), Board Member Alternate Frank Baszler(virtually), , and Attorney William Garcia(virtually).

<u>Staff</u>: Director Ann Kling(in person), Communications Specialist Katie Messerli(virtually)

Review of Agenda

No changes were made to the agenda.

Motion by Ron Dunworth, second by Ron Clark, to approve the agenda; motion passed unanimously.

Public Input

There was no public input.

Executive Session

An Executive Session Pursuant to C.R.S. § 24-6-402 (4)(e)(I) for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators with Respect to Intergovernmental Agreements, negotiations with financial brokers and proposals concerning Owner's Representatives.

Motion by Ron Dunworth, second by Ron Clark, to go into executive session pursuant to C.R.S. § 24-6-402(4)(e)(I); motion passed unanimously at 5:39pm.

President Kendra Adams called the meeting back to order at 6:08pm.

Board Member, Ron Clark left the meeting due to tornado warnings.

Alternate Board member, Frank Baszler was recognized as a voting member by President Kendra Adams.

New Business

- Selecting a Financial Broker Board Member Dunworth and Director Kling (Action)
 - Board Member Dunworth reported on the process of selecting a financial broker. He
 and Director Kling recommended the hiring of Piper Sandler. A motion was made by
 Board Vice-President Brotsky and seconded by Board Secretary Lampe to hire Piper
 Sandler as the Financial Broker to obtain lease financing for the projects outlined in the
 Facilities Plan. No further discussion. The vote was unanimous.
- Selecting an Owner's Representative Board Member Dunworth and Director Kling (Action)
 - Board Member Dunworth reported on the process of selecting an owner's representative to assist the library district in the three projects recommended in the Facilities Plan. He and Director Kling recommend hiring Wember. A motion was made by

Board Vice-President Brotsky and seconded by Board Secretary Lampe to approve the



Board of Trustees Special Meeting

June 7, 2021 • 5:30 p.m. https://clearviewlibrary.org/library-board

hiring of Wember as the Owner's Representative for the district for the three building projects recommended in the Facilities Plan. No further discussion. The vote was unanimous.

Director Kling mentioned that the property the district is interested in purchasing for Central Services will be inspected on Wednesday, June 9.

Adjourn

Motion by Board Secretary Lampe, second by Board Treasurer Dunworth, to adjourn; motion passed unanimously. The meeting adjourned at 6:15pm.

Upcoming Meetings

- Long Range Planning Committee, Wednesday, June 9, 1 pm. (Virtual, via Zoom)
- Board of Trustees Regular Meeting, June 24, 2021, 5:30 p.m. Hybrid (Board members in person or via Zoom. The public is welcome to attend via Zoom).

The Clearview Library District will make reasonable accommodations for access to library services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call 970-686-5603 by noon on the business day prior to the meeting to make arrangements.





June 24, 2021 • 5:30 p.m. https://clearviewlibrary.org/library-board

Draft Minutes (Unapproved)

Call to Order

Vice-President Rochelle Brotsky called the meeting to order at 5:30 pm.

Roll Call

<u>Present</u>: Vice-President Rochelle Brotsky, Treasurer Ronald Dunworth, Secretary Brian Lampe, Board Member/Town of Severance Liaison Frank Baszler, Weld RE-4 School District Liaison Lance Nichols, and Attorney William Garcia.

<u>Absent</u>: President Kendra Adams, Board Member Ron Clark, Town of Windsor Liaison Scott Charpentier <u>Staff</u>: Library Director Ann Kling, IT/Tech Services Manager Bud Hunt, Public Services Manager Casey Lansinger-Pierce, Communications Specialist Katie Messerli, Tech Services Assistant Natalie Wagner, and Bookkeeper Erin Mitchell

Review of Agenda

Director Kling asked to move up the presentation of the Clearview Library District Friends and Foundation.

Motion by Frank Baszler, second by Ronald Dunworth, to move the Clearview Library District Friends and Foundation presentation up to the top of the Agenda; motion passed unanimously.

Public Input

Nothing at this time.

Director's Report - Ann Kling, Library Director

- Communication
 - Director Kling asked if there were questions at this time. There were none. Director Kling announced that the audit is done, the draft is ready for review, and it will be filed with the state at the end of July.
- Monthly Statistics
 - Director Kling asked if there were questions at this time. There were none.

Personnel Report - Rochelle Brotsky, Vice President

Director Kling referenced the Personnel section that can be found in the Director's report regarding updates of personnel. Hannah Walker was hired as a Customer Service Specialist. John Warden, IT Assistant, is resigning. This position will be posted. Children's Services Assistant, Karen Deane, will be retiring at the end of June. This position will be posted. A Children's Services Assistant will be hired to fill the position vacated by the retirement of Monica Gould in 2020. Rochelle added that Jason Boak is retiring from Adult Services.

Treasurer's Report- Ronald Dunworth, Treasurer

Ronald reported on the Treasurer's Report, Revenue and Expenditures, and the Balance Sheet which can all be found in the board packet. Ronald talked about the cash and tax collected to date, transferred money to reserve funds, and that the library is in good shape financially.

Motion by Frank Baszler, second by Rochelle Brotsky, to accept the Treasurer's Report as presented for



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May 2021; motion passed unanimously.

Friends & Foundation Report - Rochelle Brotsky, Vice-President

Rochelle reported that Katie Messerli presented the facilities plan at their meeting. The Friends and Foundation is planning a July working session to work on helping to build the Friends group.

Reports of the Liaisons

Town of Windsor: Scott Charpentier absent.

Town of Severance: Frank Baszler reported that they are buying more water; Severance is having an event every month now; hiring a community events coordinator; working on the community park; planning baseball diamonds; and planning long term use of water.

Weld RE-4 School District: Lance Nichols reported working on approving the budget for next year; being able to work on salaries and being able to provide raises; parents' concern for masks and what the protocol will be – working on setting new/updated protocols in the first week of July. Retreat planned for the end of July in Breckenridge to work on the bond and other important matters.

Reports of Library Board Members

The Long Range Planning Committee of the Library Board met 6/9/2021. At this meeting, topics covered were: Owner's Rep posting and contacting CSU; Parking Spots at Central Services; Reach out to Weld Trust; Thank Yous and Follow Ups; Presentations to other Agencies Update; Coordination with Friends and Foundation; Potential Grants; Next Step Action Items Update; Long-Term Solutions: Cultural Campus, Shared Facilities, Future Facilities.

Old Business

- Approve Minutes of the May 27, 2021 Board Meeting
 - Minutes were approved.
 - Motion by Ronald Dunworth, second by Frank Baszler, to approve minutes of the May 27, 2021 meeting; motion passed unanimously.

New Business

- Presentation by the Clearview Library District Friends and Foundation Jenny Whittington and Joann Perko
 - Originally formed in 2005, the Clearview Library District Friends and Foundation is a non-profit 501c3.
 - Jenny Whittington presented a slideshow: Brief History of the Foundation; Assets; MOU with Clearview Library District; Outreach Activities; Help with Ballot Initiatives; Fundraising; Gifts to the Library; Clearview Reads; Future Goals; Annual Report.
 - Joann Perko presented on the Friends of the Library and how one can become a friend of the library.
 - Both Jenny and Joann fielded questions from the Board Members and mini discussions were had as the questions were answered.



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- Review of Library Investment Ronald Dunworth, Library Board Treasurer
 - Ronald reported that the library investments haven't changed. Everything is looking good.
- Remove Fee for Lost Library Cards Ann Kling, Library Director
 - Director Kling reported on the library's removal of fines. With the idea to continue to remove fines she and the staff recommend removing the card replacement fee.
 - Motion by Ronald Dunworth, second by Frank Baszler, to remove the fee for lost library cards; motion passed unanimously.
- Review Holiday Closures for 2022 Ann Kling, Library Director
 - Director Kling reported on the list of Proposed Holidays and suggested reviewing the federal holidays vs school being out on those days. Currently Director Kling recommends staying open on those days. Ronald asked about staffing on these days. Director Kling said that the library staff work as per normal; sometimes with limited staffing.
 - Motion by Ronald Dunworth, second by Frank Baszler, to approve the Holiday Closures for 2022 as presented; motion passed unanimously.

Executive Session

An Executive Session Pursuant to Section C.R.S. § 24-6-402(4)(e)(I) for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators with Respect to Intergovernmental Agreements.

Motion by Ronald Dunworth, second by Frank Baszler, to go into executive session pursuant to C.R.S. § 24-6-402(4)(e)(I); motion passed unanimously at 6:48 pm. Frank Baszler was recused during the Executive session.

Vice-President Rochelle Brotsky called the regular meeting of the library board back to order at 7:40 pm. Present: Brian Lampe, Ronald Dunworth, Rochelle Brotsky, Attorney Garcia, Ann Kling, and Bud Hunt.

Upcoming Agenda

Conduct in the Library Policy
Unattended Children Policy
Revisions to the By-Laws
Population and Housing Stats
Procurement Policy
Tobacco and Alcohol Policy
Strategic Plan Quarterly Update
Director's Goals Quarterly Update

Adjourn

Motion by Brian Lampe, second by Ronald Dunworth, to adjourn; motion passed unanimously. The meeting adjourned at 7:42 pm.



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Upcoming Meetings

- Long Range Planning Committee, 1 p.m., Wednesday, July 14 (Hybrid, via Zoom)
- Special Session of the Boards, 5:00 p.m., Monday, July 19, 2021
- Board of Trustees Regular Meeting, 5:30 p.m., Thursday, July 29 Hybrid (Hybrid, via Zoom).

The Clearview Library District will make reasonable accommodations for access to library services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call 970-686-5603 by noon on the business day prior to the meeting to make arrangements.



Memorandum

To: Library Board

From: Ann Kling, Director

Date: July 29, 2021

Re: Library Board By-laws Item 1: New Business

Background / Discussion

The Library Board reviews their by-laws annually to update or make necessary changes. Changes proposed in this revision have to do with adding the City of Greeley to the language on interviewing candidates for Board openings, and ...

Recommendation(s)

If there are no other revisions to the bylaws this is the first reading of the bylaws

Attachments

Bylaws

BYLAWS OF THE CLEARVIEW LIBRARY DISTRICT

ARTICLE 1 NAME

This organization shall be called "The Board of Trustees of the Clearview Library District" (the "Library Board"), existing by virtue of the provisions of Article 90 of Title 24 of the Colorado Revised Statutes of 1973, and exercising the powers and authority and assuming the responsibilities delegated to it under the aforementioned statutes.

ARTICLE 2 COMPOSITION OF THE LIBRARY BOARD

Section 1 Appointment of Trustees; Term of Trustees

- Section 1.1 The Trustees shall be appointed and shall serve pursuant to provisions of Colorado Revised Statutes § 24-90-108 and these Bylaws.
- 1.1.1 Each Library Board Trustee ("Trustee") shall be appointed for a Term of three years (a "Term"), and such Term shall expire on the last day of December of the third year of the Trustee's Term.
- 1.1.2 The Library Board shall be composed of five Trustees. Vacancies shall be filled and Trustees shall be reappointed in accordance with Section 4 of these Bylaws.
- 1.1.3 The Windsor Town Board, the Severance Town Board, the Weld RE-4 School District Board and the City of Greeley Town Council may each appoint a representative to serve as a non-voting liaison to the Library Board. Liaisons should be residents of the Library District's legal service area.
- Section 1.2 Notification. On or before September 1 of each year the Library Board Secretary will notify the Windsor Town Board, the Severance Town Board, and the Weld RE-4 School District Board and the City Council of Greeley which Trustee Terms will expire that year.
- Section 1.3 Qualification. Trustees shall be appointed in accordance with Colorado Library Law and must reside within the boundaries of the District's legal service area.

Section 2 Salaries

A Trustee shall not receive a salary or other compensation for services as a Trustee, but necessary traveling and subsistence expenses actually incurred may be reimbursed to a Trustee in accordance with the Library Board Policies and Procedures then in-place.

Section 3 Removal

- Section 3.1 A Trustee may be removed by the Library Board for the following reasons:
- 3.1.1 Three consecutive absences from regularly scheduled meetings of the Library Board not approved by the President of the Library Board.
- Four absences from regularly scheduled meetings of the Library Board in any calendar year not approved by the President of the Library Board.
- 3.1.3 Any unethical or illegal activity that has an adverse effect on the library or the Library Board.
- 3.1.4 Any violation of a statute or ordinance which results in or could result in damage to the library's property or interest.
- 3.1.5 A breach of fiduciary responsibility to the Clearview Library District or the Library Board.
- 3.1.6 The Trustee relocates outside the boundaries of the District's legal service area.
- Section 3.2 A Trustee may be removed by the Windsor Town Board, the Severance Town Board, or the Weld RE-4 School District Board if each Board casts a majority vote for such removal upon a showing of good cause. For the purposes of this Section 3.2, good cause is defined as a breach of fiduciary responsibility to the Clearview Library District.
- Section 3.3 A Trustee may resign his or her position on the Library Board upon 30 days written notice to the President of the Library Board.

Section 4 Conditions for and Method of Selection of Trustees

Section 4.1 Trustees may be selected for the following reasons ("Vacancy" or "Vacancies"):

- 4.1.1 Vacancies Expired Terms. Trustees shall be selected for the Library Board when a Trustee's Term expires in accordance with Section 1.1 of these Bylaws; and
- 4.1.2 Vacancies Unexpired Terms. Trustees shall be chosen to fill the unexpired Term of a departing Trustee.
- Section 4.2 Upon the creation of a Vacancy, the President of the Library Board shall notify the Library Board, the Windsor Town Board, the Severance Town Board, and the Weld RE-4 School District Board and the City Council of Greeley that a Vacancy exists and that the Library Interview Committee (the "Interview Committee") must be formed. The Interview Committee shall be selected as follows:
- 4.2.1 The Library Board shall appoint one of its currently serving Trustees to serve on the Interview Committee.
- 4.2.2 The Windsor Town Board shall select one of its currently serving board members to serve on the Interview Committee, or may elect to appoint one person who resides in the Clearview Library District to serve on the Interview Committee.
- 4.2.3 The Severance Town Board shall select one of its currently serving board members to serve on the Interview Committee, or may elect to appoint one person who resides in the Clearview Library District to serve on the Interview Committee.
- 4.2.4 The Weld RE-4 School District Board shall select one of its currently serving members to serve on the Interview Committee, or may elect to appoint one person who resides in the Clearview Library District to serve on the Interview Committee.
- 4.2.5 The Mayor of the City of Greeley shall select one of its currently serving Council Members to serve on the Interview Committee, or may elect to appoint one person who resides in the Clearview Library District's legal service area within the Greeley City Limits to serve on the Interview Committee.
- 4.2.6 The Library Director shall serve on the Interview Committee as a subject matter expert but shall be a non-voting member.
- Section 4.3 All Vacancies shall be filled as follows:
- 4.3.1 The Library Board will advertise that a Vacancy exists.
- 4.3.2 The place of advertisement shall be the Library Board's newspaper of record and one other newspaper that serves the Library District.

- 4.3.3 The advertisement of the Vacancy shall occur for three weeks and shall contain clear instructions as to the application process and any deadlines that are applicable to the application process.
- 4.3.4 Vacancies may also be posted on the Clearview Library District website and on the bulletin board at all Clearview Library District sites, including the Bookmobile.
- 4.3.5 Interested candidates must complete a questionnaire which will be available at all Clearview Library District sites, including the Bookmobile and Clearview Library District website.
- 4.3.6 Interested candidates must submit the questionnaire and a letter of interest and any supporting information concerning his or her qualifications for candidacy. Completed questionnaires may be submitted to the information desk of the Clearview Library District at the Windsor Severance Library Site or submitted electronically by email to director@clearviewlibrary.org, or at such other sites as may be included in the Vacancy advertisements.
 - 4.3.6.1 The candidate will, upon submittal of the questionnaire and supporting documentation, receive a receipt confirming the candidate's name and the date and time the application was submitted.
 - 4.3.6.2 Applications submitted after the deadline stated in the advertisements for Vacancy will not be considered by the Interview Committee.
 - 4.3.6.3 Notwithstanding the foregoing, a majority of the Library Board may, at its discretion, recommend the candidacy of the Alternate to the Library Board as defined in Article 5 herein. In this event the Alternate shall be considered to have applied for the Vacancy.
- Section 4.4 The Interview Committee will review the applications and select the person or persons to fill the Vacancy or Vacancies and report its selection to the Library Board.
- The Library Board President shall advise the Windsor Town Board, the Severance Town Board, and the Weld RE-4 School District Board, and the Greeley City Council of the Interview Committee's selection.
- The Windsor Town Board, the Severance Town Board, and the Weld RE-4 School District Board, and the Greely City Council shall ratify the appointment of the Interview Committee's selection at their next regularly scheduled meeting, except that the failure of these boards to act within sixty days of receipt of such selection shall be considered a ratification of the appointment.
- 4.4.3 Appointees will take office as follows:

- 4.4.3.1 If the appointee is filling an unexpired Term, the appointee shall take office at the next regularly scheduled meeting of the Library Board following ratification of the appointment as discussed above or sixty days, whichever is sooner.
- 4.4.3.2 If the appointee is filling an expired Term, the appointee shall take office on the first regularly scheduled meeting in January of the following year.
- 4.4.3.3 Should a vacancy exist that would result in a majority of Trustees possessing terms ending in the same year, the length of the then-vacant term may, upon approval of the Library Board, be altered to a term of either two (2) or four (4) years. Such decision by the Library Board must be made by resolution prior to notice of the vacancy, as described in Section 4.3, above. The length of term shall be included in the advertisement of vacancy.
- Section 4.5 Trustees who have fulfilled their Term are eligible for reappointment, provided that they apply through the process described in Article 2, Section 4.3 of these Bylaws, except that no Trustee shall serve more than two consecutive three-year terms in addition to any partial term, except as provided in Article 5, Section 5.3 of these Bylaws.

Section 5 Meetings

- Section 5.1 The Library Board shall hold a monthly meeting at the Windsor Severance Library branch of the Clearview Library District at 5:30 P.M. on the last Thursday of each month unless necessity requires otherwise. An agenda for each meeting will be posted no-less than twenty-four hours in advance of each regular meeting.
- Section 5.2 Special meetings may be called by any Trustee with the consent of two other Trustees and by informing all other Trustees of the date, time, and place of such meeting, and the purpose for which the meeting is called, at least twenty-four hours prior to such meeting. An agenda will be posted no less than twenty-four hours in advance of the special meeting.
- Section 5.3 All meetings shall be open to the public except as otherwise provided in Colorado Revised Statutes § 24-6-402.
- Section 5.4 In order to ensure a fair opportunity for public comment and to allow the Library Board to maintain control of its meetings, the following provisions apply:
- 5.4.1 Any person wishing to speak at a meeting of the Library Board must sign-in and provide his or her full name and address. This requirement applies to both the Public Comment Period and any agenda items to be addressed.

- 5.4.2 A Public Comment Period will be provided at all public meetings of the Library Board. During this period, any person may speak on any item that is not on the agenda for that meeting (the "Public Comment Period").
- 5.4.3 Any person wishing to speak on an item on the Library Board agenda for that meeting must first be recognized by the Library Board President when that agenda item is up for discussion.
- Any person who speaks either during the Public Comment Period or on an agenda item (collectively "Comment Periods") is limited to five minutes speaking time unless otherwise authorized by the Board President in advance of the designated Comment Period.
- 5.4.5 The official body authorized by law to act on behalf of the Clearview Library District is the Library Board and not individual Trustees, administrative staff, or employees. Accordingly:
 - 5.4.5.1 Speakers will address comments to the Board and not to individual Trustees, administrators, or staff.
 - 5.4.5.2 Trustees will listen to comments and consider them during their deliberations as a Board.
 - 5.4.5.3 Trustees will not answer questions or engage in debate during the Comment Periods.
 - 5.4.5.4 Speakers may be directed to staff or other sources for responses to questions raised during the Comment Periods.
- 5.4.6 Comments or concerns that require deliberation, research, or study may be considered for addition as agenda items at subsequent meetings.
- 5.4.7 If the behavior of a commenter constitutes a disruption, as determined at the sole discretion of the President of the Library Board, the following progressive steps will be taken:
 - 5.4.7.1 The President of the Library Board will give the commenter a verbal warning.
 - 5.4.7.2 The President of the Library Board will issue a second verbal warning, and inform the commenter that he or she may be asked to leave if the disruptive behavior does not cease.

- 5.4.7.3 If the disruptive behavior continues after the second verbal warning, the Library Board President will ask the commenter to leave the building and the Library grounds.
- 5.4.7.4 If the commenter does not leave the building and the Library grounds, appropriate law enforcement will be called to remove the disruptive commenter.
- 5.4.7.5 All instances of verbal warnings, eviction, and notification of law enforcement will be documented and reported to the President of the Library Board.
- 5.4.8 A true and accurate record of each meeting shall be kept and an official file of minutes shall be maintained by the Library Board.

Section 6 Order of Business

The order of business for regular meetings shall include, but not be limited to, the following items which shall be covered as circumstances will permit: a) Roll call; b) Public Comment Period; c) Agenda review; d) Report of the Director; e) Report of the Treasurer; f) Committee reports; g) Communications; h) Unfinished business; i) New business; j) Next meeting agenda; l) Review and approval of the minutes of the current previous meeting; and m) Adjournment

Section 7 Quorum

- Section 7.1 Three-fifths of the total membership of the Library Board shall constitute a quorum necessary for the transaction for any business to come before any regular or special meeting. The act of the majority of the Trustees present at a regular or special meeting at which a quorum is present shall be an act of the Library Board.
- Section 7.2 A Trustee is deemed to be present at a Library Board meeting if the Trustee is at the meeting in person or joins the meeting by electronic or telephonic means (or any other means permitted by Colorado Revised Statutes § 24-6-402(1)(b)) and is able to engage in discussion with the Library Board on the topic or topics on the Agenda.
- Section 7.3 If a Trustee leaves during a Library Board meeting or is not present for a discussion of one or more items on the Agenda, such absence shall be noted in the Minutes of that Meeting.

Section 8 <u>Powers and Responsibilities</u>

Section 8.1 The Library Board shall be vested with all powers and have all responsibilities as outlined in Colorado Revised Statutes § 24-90-109.

Section 8.2 Under such policies, rules, and regulations as it may deem necessary, and upon such terms and conditions as may be agreed upon, the Library Board may allow non-residents of the governmental units which the Clearview Library District serves to use library materials and equipment, and may make exchange of books and other materials with any other library, either temporarily or permanently.

Section 9 Proceedings

The current edition of Roberts Rules of Order shall govern the proceedings of the Library Board.

ARTICLE 3
OFFICERS

Section 1
Designation of Officers

The officers of the Library Board shall consist of a President, a Vice-President, a Secretary, a Treasurer, and any such other officers as the Library Board deems necessary. The offices of Secretary and Treasurer may be combined at the discretion of the Library Board.

Section 2
Terms of Officers

Officers of the Library Board shall be elected by the Library Board at its regular January meeting and shall serve for a term of one year, to begin at the next regular meeting.

Section 3 Removal

Any officer may be removed by a majority vote of the Library Board whenever, in the Library Board's judgment, the best interests of the Clearview Library District will be served by such removal.

Section 4
Vacancies

A Vacancy in any office, however occurring, may be filled by the Library Board for the unexpired portion of that officer's term as an officer.

Section 5
President

The President shall, subject to the direction and supervision of the Library Board, be the principal executive officer of the Clearview Library District. The President shall preside at all meetings of the

Library Board, shall sign any leases, deeds, mortgages, contracts, or other instruments which the Library Board has authorized to be executed, and shall perform all duties incident to the office of President and such other duties as may be prescribed by the Library Board from time to time.

Section 6 Vice President

The Vice President shall assist the President and shall perform such duties as may be assigned by the President or the Library Board. In the absence of the President, the Vice President shall have the powers and perform the duties of President.

Section 7 Secretary

The Secretary shall oversee the keeping of the minutes of the meetings of the Library Board, and be custodian of the Library District records. In general, the Secretary shall perform all duties incident to the office of Secretary and such other duties as, from time to time, may be assigned by the President of the Library Board.

Section 8 Treasurer

- Section 8.1 The Library Board shall be the custodian of the funds of the Clearview Library District.
- Section 8.2 The Treasurer shall provide the monthly summary report on the funds to the full Board.
- Section 8.3 All warrants or checks above \$10,000 \$30,000 shall require two signatures, one by the Library Director and the other by the Treasurer (the "Primary Cosigners"). One other Trustee selected and approved by the Library Board shall be delegated to sign in the absence of one of the Primary Cosigners.
- Section 8.4 The Library Director is authorized to make electronic fund transfers, however any such transfer greater than \$\frac{\$10,000}{\$30,000}\$ shall require prior Library Board approval.
- Section 8.5 All Clearview Library District funds, regardless of their source, shall be deposited in an account or accounts authorized by resolution of the Library Board.

ARTICLE 4 LIBRARY DIRECTOR AND STAFF

The Library Board shall employ a qualified Library Director who shall be the executive and administrative officer of the Clearview Library District on behalf of the Library Board and under the

Library Board's review and direction. The Director shall oversee the employment of and specify the duties of other employees and shall be responsible for the proper direction and supervision of the Clearview Library District staff, for the care and maintenance of Clearview Library District property, for an adequate and proper selection of library materials in keeping with stated policy of the Library Board, for the efficiency of Clearview Library District service to the public, and for the Clearview Library District financial operation within the limitations of the Clearview Library District budget.

ARTICLE 5 APPOINTMENT OF COMMITTEES, ALTERNATE TO THE BOARD

Section 1 Appointment

- Section 1.1 The Library Board President may appoint committees comprised of Trustees and residents of the Library District, as appropriate, for such purposes as the business of the Library Board may require from time to time.
- Section 1.2 A committee shall be considered discharged upon completion of the purpose for which it was appointed and after the final report is made to the Library Board.

Section 2 Standing Committees

- Section 2.1 The following Standing Committees will be appointed at the first Library Board meeting of the year:
- 2.1.1 The Audit Committee, which is responsible for procuring auditing services for the annual audit of Clearview Library District accounts.
- 2.1.2 The Long-Term Planning Committee, which may be asked to study capital and other projects, including overall costs thereof, and recommend funding proposals to the Library Board.
- 2.1.3 The Personnel Committee, which shall be charged with receiving recommendations from the Library Director regarding employment and personnel matters (hiring, termination, promotion, etc.) when such actions may create public attention, lead to legal action, or require changes to appropriated budget funds, as determined in the discretion of the Library Director.
- Section 2.2 All committees shall make a progress report to the Library Board at regularly scheduled meetings.

Section 3 Advisory Nature

No committee will have other than advisory powers unless, by suitable action of the Library Board, such committee is granted the specific power to act.

Section 4 Appointment of Alternate to the Board of Trustees

- Section 4.1 The appointment of alternate Trustees to the Library Board is authorized and governed by the provisions of Colorado Revised Statutes § 24-90-109(1)(a).
- Section 4.1 The Library Board may, at its discretion, appoint one or more alternate trustees to the Library Board.
- Section 4.2 The appointment of an alternate Trustee shall be subject to the appointment requirements of Article 2 of these Bylaws.
- Section 4.3 Alternate Trustees shall attend all meetings and work sessions except as otherwise specified by the President. Alternate Trustees shall receive notification of all meetings and work sessions in the same manner as Trustees are notified.
- Section 4.4 The Alternate Trustee shall be provided with all materials that are provided to the Library Board in anticipation of meetings and work sessions. The Alternate Trustee shall review all such materials and shall be prepared to participate at all meetings or work sessions.
- Section 4.5 At the request of the President, the Alternate Trustee shall be seated as a voting member for the following purposes: a) To achieve a quorum in accordance with Article 2 Section 7 of these Bylaws; b) Having achieved a quorum, one or more Trustees is not in attendance at the time that a matter is the subject of official and formal action; or c) To achieve a quorum in the event a Trustee, for any reason including recusal, is unable to participate in the discussion and voting on a matter that is the subject of official and formal action.
- 4.5.1 In the event a conflict arises as to whether a Trustee or an Alternate Trustee is to be seated and accorded the right to vote on a matter, the Trustee in attendance shall be seated and the Alternate shall not be accorded a vote.

Section 5 <u>Capital Committee</u>

Section 5.1 From time to time the Clearview Library District may consider certain large-scale capital projects that the appointment of a specific Capital Committee is necessary. In the event three-fifths of the Trustees present at any meeting vote to form a Capital Committee, such committee shall be formed according to the following provisions:

- 5.1.1 The Capital Committee shall consist of not more than two trustees;
- 5.1.2 The Capital Committee shall dissolve upon a three-fifths vote of the Library Board, but in no event shall the Capital Committee exist for more than five years; and

Section 5.2 Nothing contained in this Section 5 is intended to limit the ability of the collective Library Board from removing a Trustee for cause in accordance with Article 3 of these Bylaws.

ARTICLE 6 ADMINISTRATIVE PROVISIONS

Section 1 Fiscal Year

The fiscal year of the Clearview Library District shall begin on the first day of January of each year and shall end on the 31st day of December of each year.

Section 2 <u>Amendment</u>

These Bylaws may be amended by a majority of the entire Library Board at any regular meeting or any special meeting called for that purpose, provided that the proposed amendment shall have been introduced at a regular meeting or special meeting called for that purpose at least fifteen days before the adoption of any amendments.

Section 3 Construction

- Section 3.1 The titles of sections in these Bylaws are for convenience or reference only and are not to be considered in construing these Bylaws.
- Section 3.2 Unless the context of these Bylaws clearly requires otherwise: a) References to the plural include the singular, the singular the plural, and the part the whole; b) References to one gender include all genders; c) "or" has the inclusive meaning frequently identified with the phrase "and/or"; d) "including" has the inclusive meaning frequently identified with the phrase "including but not limited to" or "including without limitation"; and e) References to "hereunder", "herein", or "hereof" relate to these Bylaws as a whole.
- Section 3.3 Any reference in these Bylaws to any statute, rule, regulation, or agreement, including these Bylaws, shall be deemed to include such statute, rule, regulation, or agreement as it may be modified, varied, amended, or supplemented from time to time unless otherwise specifically stated.

These Bylaws were adopted at regular meeting of the Board of Directors on the 27th day of February, 1986.

Updated: July 29, 2021.

Windsor-Severance Library District By: Ernest Ross, Chairman Attest: Robert Schneider, Secretary

Amended: 08/24/89, 07/20/99, 09/26/06, 05/25/10, 06/26/11, 05/29/12, 01/29/13, 08/29/13, 07/31/14, 08/27/15, 07/28/16, 07/27/17, 06/28/18, 7/25/19, 7/29/21



Memorandum

To: Library Board

From: Ann Kling, Library Director and Casey Lansinger-Pierce, Public Services Manager

Date: July 29, 2021

Re: Conduct in the Library Policy, and Unattended Children and Behavior Policy

Items 2 and 3: New Business

Background / Discussion

Conduct in the Library and Unattended Children policies are standard library policies which set expectations for patrons using library district facilities. In the revised Conduct in the Library policy multiple warnings before asking a patron to leave have been removed. In the Unattended Children Policy, the age limit for a child to be alone has been removed. The district will be focusing on the behavior rather than the age of the child. A statement has been added to remind parents and caregivers that they have the responsibility for managing their children's behavior. The goal of the library district is to provide an environment where patrons of all ages feel comfortable.

Recommendation(s)

The director and staff recommend approval of the revised policies.

Attachments

Conduct in the Library Policy.
Unattended Children and Behavior Policy

Conduct in the Library

The Clearview Library District offers a full range of library services to all residents of the community, regardless of age, disability, race, creed, color, sex, sexual orientation, national origin, religion, ancestry, or economic status.

Our patrons have certain expectations of the library. These include an outstanding collection of library materials; pleasant, attractive surroundings; and courteous, efficient, and effective service provided by a well-trained staff.

The library strives to provide an environment free from harassment, physical discomfort, danger, and psychological stress for both patrons and staff.

Severe Misconduct

The following behaviors are prohibited and will be cause for immediate removal from library district facilities and a suspension of library privileges for one year. The incident will be reported to the appropriate law enforcement agency.

- Open carrying of firearms and weapons; carrying a concealed firearm without a
 concealed firearm permit issued by the State of Colorado or a permit to carry a
 concealed handgun or a concealed weapon that is issued by a state that recognizes the
 validity of permits issued pursuant to the laws of Colorado.
- Sexual misconduct, such as exposure, offensive touching, verbal comments, or unwanted sexual advances to patrons, volunteers, or staff.
- Possessing, using, or being under the influence of illegal drugs or alcohol.
- Stealing, damaging, or altering any library property, including any computer equipment, systems, or software. The library reserves the right to inspect all bags, purses, briefcases, packs, computer bags, and coats.
- Identity theft.
- Verbally or physically harassing, abusing, or threatening other patrons, volunteers, or staff.
- Any behavior that is prohibited by law.

Serious Misconduct

While in library district facilities, please be courteous and refrain from disruptive behavior. Any behavior that interferes with the use of library facilities by others may be grounds for removal from library district facilities. This is not an all inclusive list.

- Loud talking, shouting, screaming, or other loud noises.
- Excessive public displays of affection.
- Pushing, running, shoving, or throwing things.
- Using obscene or abusive language.
- Smoking of any kind. This includes the use of tobacco or tobacco products, including cigarettes, cigars, and chewing tobacco; electronic or e-cigarettes; and vaporing or vaping, as well as marijuana cigarettes or pipes within 30 feet of the entrance.
- Blocking or in any way interfering with the free movement of others.
- Following staff or patrons around the building or otherwise harassing staff and patrons.
- Using any device, such as a cell phone, laptop, tablet, etc., with the volume turned up so that it disturbs others. Headphones are strongly suggested.
- Bringing animals, other than those certified to assist the disabled, into library facilities, except those that are part of a library sponsored program.
- Soliciting or selling of any kind, unless approved by the library director.
- Distributing any type of print material or posting ads, notices or posters, not authorized by the director or other member of the management team.
- Misuse of restrooms.
- Not wearing a shirt or shoes.
- Sleeping or lying down in library facilities.
- Tampering with the arrangement of library materials, which makes locating or using them difficult.
- Riding a bicycle, a scooter, a skateboard, or any other wheeled vehicle or wearing skates, rollerblades, or other wheeled footwear in library facilities.

Engaging in serious misconduct will result in the following steps:

- 1. A staff member will give the person(s) a verbal warning.
- 2. If the disruptive behavior continues, the staff member will ask the person(s) to leave the building and the grounds.
- 3. If the person does not leave the building and the grounds, law enforcement will be called.

Library district staff are empowered to exercise reasonable judgment in assessing and enforcing the items listed above. This list is not all inclusive, and other behaviors judged inappropriate by library staff may be cause for consequences.

All instances of verbal warning, eviction, and notification of police will be documented and logged by the staff and reported to the director. Repeated offenses may result in suspension of library privileges.

A minor who has been evicted from the building more than twice or whose disruptive behavior has resulted in the police being called, will not be allowed to use the library again unless accompanied by a parent or guardian. When possible, a letter will be sent to the parent or guardian stating this policy. The minor will be allowed to use the library again without parental supervision only after the parent/guardian has spoken with the library director or manager where the offense occurred; and then, only at the discretion of that manager or the library director.

A patron may appeal a suspension decision to the library director by filing a written appeal within 10 days of the incident. The director has the discretion to reduce a suspension. A final appeal may be made to the district's Board of Trustees in writing.

Adopted 09/25/2014. Revised and adopted 09/29/2016. Revised and adopted 07/29/2021.

Unattended Children and Behavior Policy

The Clearview Library District serves all residents of the community and is very happy to provide an inviting, safe space where the children of our community are able to experience all that the Library has to offer.

Library staff are not expected to provide care and supervision for children or other persons in need of constant attention. The parent, guardian, or caregiver is responsible for monitoring the activities and regulating the behavior of children or other persons requiring supervision during their library visit.

In the event that a staff member is concerned about the welfare or safety of an unattended child, an attempt to contact the caregiver will be made. If staff is unable to contact the caregiver, local law enforcement will be contacted to assume responsibility for the child. The library takes no responsibility for the safety and welfare of children left unattended at the library.

Staff members are not permitted to remain after hours with an unattended child and/or give children a ride home. For the safety of the child, staff will not leave a child under 10 outside to wait for a ride. If a parent cannot be reached, the police may be called to escort the child home.

Children who are disruptive in the library or on library grounds interfere with library services to everyone. The library holds children to the following standards of behavior while in the library and in programs:

- Children will respect and listen to staff.
- Children will respect their space and the space of others, keeping their hands to themselves.
- Children will clean up after themselves...
- Children's behavior will be appropriate for a library setting.
- If attending a library program or event, children will be attentive and actively participate.

If a child is unable to follow these standards of behavior while in a library facility or attending a library program, he or she will receive one verbal warning. If the disruptive behavior persists, the child will be asked to leave the library facility or program for the day. The staff will contact the parents or caregiver. If the disruptive behavior continues on future visits, the child may be banned from the library facility or program for an extended period of time. The Children Services Supervisor or Public Service Manager will determine the time period for suspension of library visits after evaluating the severity of the offense. Parents will be notified that their child has been banned from the library.

The following behaviors call for immediate removal from the Library:

- Theft or the destruction of property.
- Bullying or harming another person.

Parents or guardians will be notified. The local police may be notified.

Parents of caregivers may appeal a suspension decision to the library director by filing a written appeal within 10 days of the incident. The director has the discretion to reduce a suspension. A final appeal may be made to the district's Board of Trustees in writing. Revised July 29, 2021



Memorandum

To: Library Board

From: Ann Kling, Director

Date: July 29, 2021

Re: Labor Day Pay for Hourly Employees

Item 4: New Business

Background / Discussion

The Windsor Severance Library is closed on the Sunday before Labor Day and on Labor Day. The bookmobile however is in Main Park as part of the Harvest Festival celebration on both Sunday and Monday and participates in the annual parade. In 2012, the Library Board approved a Labor Day bonus for hourly employees who worked a shift on the bookmobile on the Sunday before Labor Day or on Labor Day. The bonus amount was \$25 for a 4 hour shift and \$50 for a full-day shift. The amount has not changed since 2012 although wages have increased over the past 9 years.

Recommendation(s)

The Director and the Managers and Supervisors recommend a bonus of time and one half for any hours worked over the Labor Day holiday as part of the Harvest Festival celebration.

Attachments

Estimated staffing requirements for Labor Day schedule.

Clearview Library District

Estimated Staffing Requirements for Labor Day Schedule - 2021

Sunday

- 1 Supervisor 4 hours
- 4 Assistants 4 hours each
- 1 Customer Service Specialist 4 hours

Monday (Labor Day)

- 1 Supervisor 4 hours
- 4 Assistants 4 hours each
- 1 Customer Service Specialist 4 hours

Average hourly rate

Supervisor - \$25.59 Time and one half, \$38.38 Assistants - \$18.26 Time and one half, \$27.40 Customer Service Specialists – 14.54 Time and one half, \$21.81

The estimated cost for hourly staff for the weekend with time and one half is \$1358. At the straight hourly pay plus the bonus of \$25 per 4 hour shift, the estimated cost is \$1205.

In addition, exempt staff (managers, the director, librarians) will work a shift during the holiday weekend. They do not receive time and one half. They have been allowed to take time off during the remainder of the pay period.



Memorandum

To: Library Board

From: Ann Kling, Director

Date: July 29, 2021

Re: Population and Housing Data

Item 5: New Business

Background / Discussion

In July the Library Board reviews current population and housing data from the Towns of Severance and Windsor to keep informed of the rate of growth in the library district.

Recommendation(s)

None, information only

Attachments

Population and Housing data from Windsor and Severance



Building and Development Activity

<u>Q1 202</u>1



Residential Building Activity

- 781 single-family detached home permits issued in 2019 (highest year-end total in Windsor's history) and 711 single-family detached home permits issued in 2020 (2nd highest year-end total)
- By way of comparison, 318 single-family detached home permits have already been issued in Q1 2021 representing 56% of the 570 permits projected in the 2021 budget
- 12 multi-family residential building permits yielding 239 dwelling units permitted in Q1 2021



Residential Building Activity

- The 993 new dwelling units that were added in 2020 is the highest total new households added in a single year in the Town's history
- The Town has already permitted 557 total dwelling units in Q1 2021
- When these 557 households are completed and occupied, this will equate to approximately 1,532 new Windsor residents added in Q1 2021, and an approximate total population of 38,229

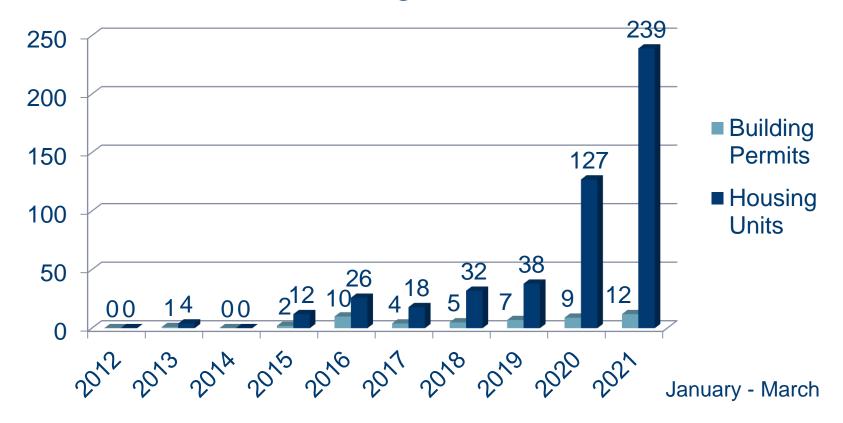


Q1 Single Family Residential Building Permits





Q1 Multi Family Building Permits/Dwelling Units





New Residential Dwelling Units



*2021 figure through Q1. All others through year end.



2020-2021 Residential Lot Inventory



Includes approved platted lots that may or may not yet have street, water, sewer and other infrastructure completed.



2020-2021 Residential Lot Inventory



Includes approved platted lots with complete street, water and sewer infrastructure.

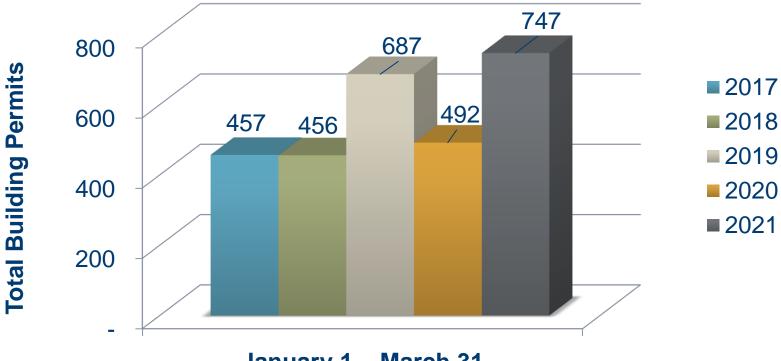


Building Activity

- Total building permits issued in a given year can vary randomly due to circumstances such as the housing market at the time and weather events. For example, the total number of building permits is generally higher in a year with hail storms that generate numerous roofing permits.
- Therefore, the following slides regarding total building permits highlight the following:
 - The current volume reflects the tremendous workload on building department, engineering, utility billing and utility inspection staff; the past five years have all been record years for the Town and this year is exceeding those records
 - The higher valuation reflects the current high volume of new home permits with higher valuations than ordinary lower valuation permits



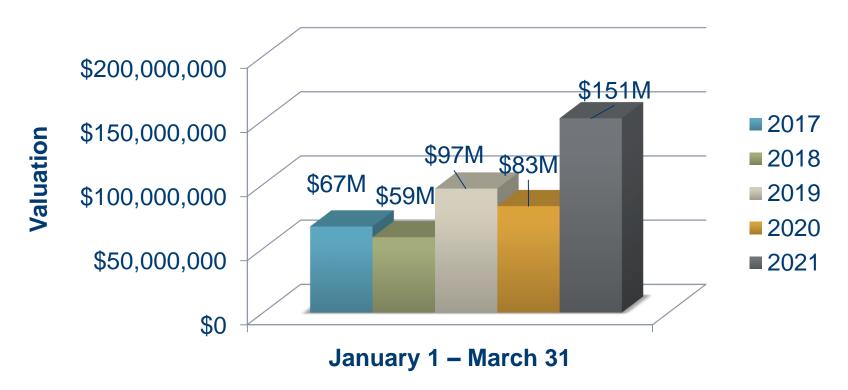
Total Q1 2021 Building Permits Issued



January 1 – March 31



Valuation of Total Q1 Building Permits Issued





Building and Development Activity

 $Q2\overline{2021}$



Residential Building Activity

- 781 single-family detached home permits issued in 2019 (highest year-end total in Windsor's history) and 711 single-family detached home permits issued in 2020 (2nd highest year-end total)
- By way of comparison, 637 single-family detached home permits were issued through June 2021 representing 112% of the 570 permits projected in the 2021 budget
- 21 multi-family residential building permits yielding 284 dwelling units permitted through June 2021



Residential Building Activity

- The 993 new dwelling units that were added in 2020 is the highest total new households added in a single year in the Town's history
- The Town has already permitted 921 total dwelling units through June 2021
- When these 921 households are completed and occupied, this will equate to approximately 2,533 new Windsor residents added through June 2021, and an approximate total population of 39,230

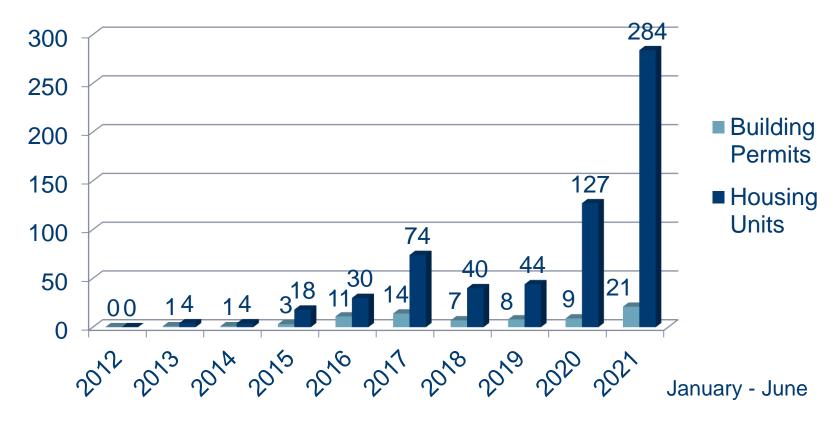


Single Family Residential Building Permits through Q2



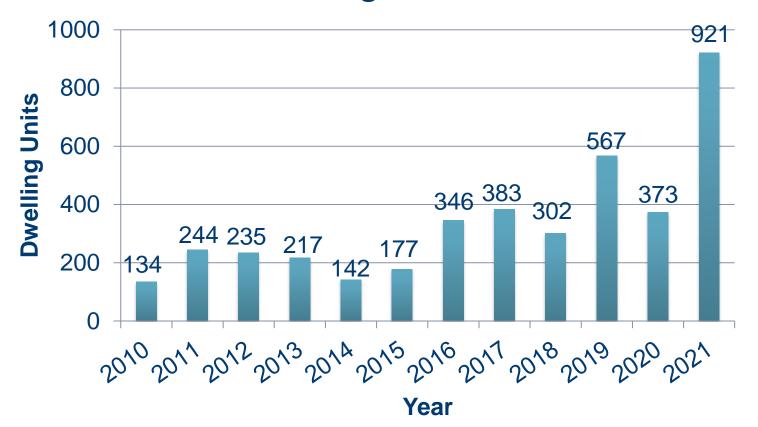


Multi Family Building Permits/Dwelling Units through Q2





New Residential Dwelling Units Added through Q2





2020-2021 Residential Lot Inventory



Includes approved platted lots that may or may not yet have street, water, sewer and other infrastructure completed.



2020-2021 Residential Lot Inventory



Includes approved platted lots with complete street, water and sewer infrastructure.

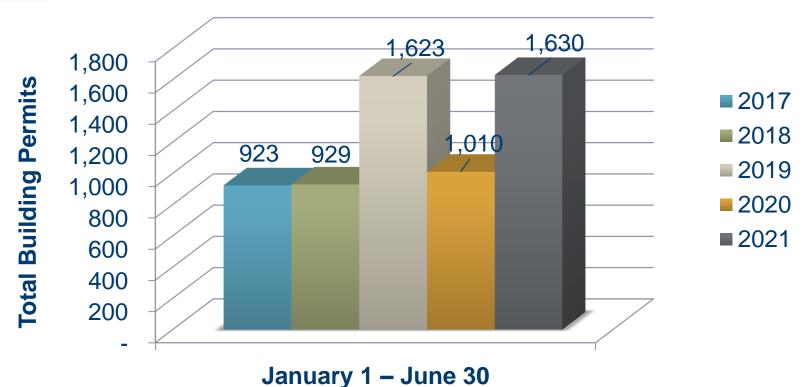


Building Activity

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 - The current volume reflects the tremendous workload on building department, engineering, utility billing and utility inspection staff; the past five years have all been record years for the Town and this year is exceeding those records
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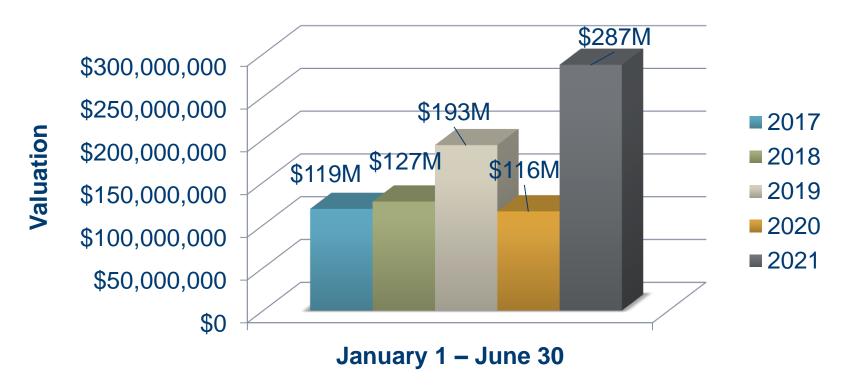


Total 2021 Building Permits Issued through Q2





Valuation of Total Building Permits Issued through Q2



Issued Permits by Permit Type

Severance

01/01/2020 - 12/31/2020

| Residential New | Permits Issued | Valuation | Fees Paid |
|--------------------------------|----------------|------------------|-----------------|
| Detached Single Family | 645 | \$172,861,491.38 | \$19,115,370.57 |
| Temporary Construction Trailer | 1 | \$3,786.30 | \$445.15 |
| Subtotals: | 646 | \$172,865,277.68 | \$19,115,815.72 |

| Totals: | 646 | \$172,865,277.68 | \$19,115,815.72 |
|---------|-----|------------------|-----------------|
| | | | |

Issued Permits by Permit Type

Severance

01/01/2021 - 07/07/2021

| Residential New | Permits Issued | Valuation | Fees Paid | Total Units |
|------------------------|----------------|-----------------|----------------|-------------|
| Detached Single Family | 250 | \$70,979,203.06 | \$7,331,352.33 | |
| Attached Single Family | 2 | \$1,741,148.50 | \$327,071.91 | 7 |
| Subtotals: | 252 | \$72,720,351.56 | \$7,658,424.24 | 7 |

| Totals: | 252 | \$72,720,351.56 | \$7,658,424.24 | 7 |
|---------|-----|-----------------|----------------|---|
| | | | | |



Director's Goals for 2021 2nd Quarter Report, April 2021

Priority Goals:

• **Strategic Plan** - Continue to work with the Library Board and the staff to implement the new strategic plan with a continued focus on a short and long-term facilities plan.

Priorities

- Communication
- Partnerships
- Programs and Collections
- Space

Health Insurance

 Release an RFP for health insurance companies and/or PEOs (Professional Employer Organizations) to explore options to replace the current health insurance plan.

Comments:

Strategic Plan: Members of the Board, management staff and I continue to work on the priority of Space by implementing the recommendations in the Facilities Plan adopted by the Library Board. An owner's representative has been hired to manage the 3 projects recommended in the plan. A financial firm has been engaged to seek funding for the lease/purchase financing of a branch library. The library district's attorney is working with the Town of Severance on an IGA for the building of a branch on town property. A contract has been signed with the owners of a property that will, if purchased, be used for a central services hub. The library district is in the process of conducting due diligence before moving forward on the purchase of the property.

Public services staff have worked with the Town of Windsor Arts and Heritage staff to conduct two Summer Adventure Programs, Animal Fair and Life on a Farm on town property in Boardwalk Park.

IT and Technical Services Staff, Communications Staff, and Customer Service Staff have worked with the Weld RE4 School District Staff to implement the school card for children in the district and are working with the Charter school to be sure that students have library cards.

Public services continues to bring exciting and engaging programming to library district residents. Examples are the butterfly releases at the Storywalks in Windsor and Severance and the Greeley Philharmonic concert in Boardwalk Park. Programming is being conducted in person outdoors and via Zoom.

Communications staff continue to work on a revision of the District's website and on revising the library's branding.

Health Insurance: After a discussion with our insurance carrier, it was determined that an RFP would not serve the district well in bringing in proposals for health insurance due to the size of our employee pool. Instead, we are working with Shirazi Benefits to provide options for health insurance, investigating insurance through the Special District Assn., and investigating PEO(Professional Employer Organizations) providers.

Secondary Goals:

Policies

 Review policies with the staff and the attorney and present to the Board for approval at monthly board meetings.

• Friends and Foundation

- Continue to work with the Friends and Foundation to promote awareness of the Friends and Foundation and their relationship to the library.
- Continue to work with the Foundation to plan and implement programs and events funded by the Friends and Foundation.

Comments:

The Board continues to review policies at monthly board meetings.

The Friends and Foundation is beginning to plan for the next Clearview Reads. They are also in the process of recruiting new board members and setting their priorities for the next year.

Ann Kling, Library Director



Memorandum

To: Library Board

From: Ann Kling, Director

Date: July 29, 2021 **Re:** Assessment Rates **Item 7:** New Business

Background / Discussion

In November of 2020 the Gallagher Amendment was removed from the Colorado Constitution by a vote of the people. In response to this vote a citizen led initiative has proposed a ballot initiative for the November election that would lower the assessment rate. In June the Colorado legislature passed a bill that temporarily reduced the assessment rate for 2022 and 2023.

Budget Considerations

Lowered assessment rates will have an impact on revenue to operate the library district as it expands to meet our growing community.

Recommendation(s)

The Director recommends that the Board seriously consider implications of lowered assessment rates on the ability to effectively operate a library district in a rapidly expanding community. Action may be required to maintain adequate revenue to provide services if assessment rates continue to drop.

Attachments

Memo from Attorney Kim Seter



KIM J. SETER
BARBARA T. VANDER WALL
JEFFREY E. ERB
ELIZABETH A. DAUER
COLIN B. MIELKE
RUSSELL NEWTON

MEMORANDUM

TO: Tony Masinton; La Veta Library Board;

FROM: Seter & Vander Wall, P.C.; Kim J Seter and Beth Dauer

DATE: July 12, 2021

RE: Assessment Rate Considerations

Issue Presented

Many libraries have contacted us concerning legislative reductions in the property assessment rates and an initiated ballot measure that may force reduction of library hours, services, materials, etc. A history of this issue and possible ways to address it are discussed below.

Discussion

The Gallagher Amendment

Property taxes are not paid on the actual value of a property. The taxable value of property is equal to the actual value multiplied by an "assessment rate" ("AR"). The result is a percentage of the actual value called the "assessed value" ("AV"). The Library's mill levy is applied to the AV to derive the dollar amount of the tax.

The AR is different for different classifications of property. The AR for most non-residential property was fixed in the *Colorado Constitution* at 29%.

The residential property AR was formerly established by the General Assembly in accordance with a formula dictated by the "Gallagher Amendment" to the *Constitution* ("Gallagher"). Gallagher required that the <u>state's aggregate property taxes</u> be split, with residential properties paying 45% and non-residential properties paying 55%. The AR for residential property was adjusted annually to maintain the 45/55 ratio.

The residential AR has consistently fallen since the passage of Gallagher in 1982. In 2021, the residential AR was projected to decrease from 7.15% to 5.88%. The reduction was driven by increases in the value of homes and reductions in value to oil and gas property and commercial property, which were negatively affected by closures mandated to limit the spread of the coronavirus. Taxing entities suffer reduced revenue as the residential AR drops if their tax base has a significant residential component.

 $\{00538895\}$

2020 Legislative Fix

The state legislature and state voters passed two bills in 2020 to combat the continual decline in the residential AR. The first bill repealed the Gallagher Amendment. Accordingly, there is no more "Gallagher."

The second bill authorized the legislature to set the residential AR at 7.15% and nonresidential AR at 29%.

Initiated Measure 2021

The 2020 legislative fix is being challenged by a citizen-initiated ballot measure 2021-2022 #27 - Property Tax Assessment Rate Reduction. It will likely be on the state-wide ballot in November 2021. The ballot measure proposes permanent AR reductions for residential and non-residential property. The measure would reduce the residential AR from 7.15% to 6.5% and the non-residential AR from 29% to 26.4%.

This ballot measure must receive a majority vote in November to become law.

2021 Legislative Response

Senate Bill 21-293 - Property Tax Classification and Assessment Rates- passed the legislature at the very end of the session on June 8, 2021 in response to the initiated ballot measure. The bill temporarily reduces the AR for subclasses of property for tax years 2022 and 2023 only.

- 1. The assessment rate for multifamily residential property, including duplexes, triplexes, and apartment buildings, is reduced from 7.15 percent to 6.80 percent.
- 2. The assessment rate for all other residential property is reduced from 7.15 percent to 6.95 percent.
- 3. The assessment rate for agricultural nonresidential property is reduced from 29 percent to 26.40 percent.
- 4. The assessment rate for non-residential property used to produce renewable energy is reduced from 29 percent to 26.40 percent.

This "fix" was quickly passed through the legislature in an effort to offset the larger local government revenue losses that would result from the passage of the permanent, initiated measure. However, the bill does nothing but create an argument that there is no need to pass the initiated measure because the legislature has already (temporarily) reduced tax rates.

District election to Stabilize Revenue

Many of our library districts have enquired about an election to stabilize revenue and avoid the effects of these ongoing tax changes.

Several local governments have received voter authorization that effectively insulates them from AR fluctuations by freezing revenue at the amount received under the current residential AR. The following sample ballot language accomplishes a residential AR freeze at 7.15%.

Residential Assessment Rate Freeze Question

SHALL NORTHERN SAGUACHE COUNTY LIBRARY DISTRICT TAXES BE INCREASED \$0.00 (ZERO DOLLARS) FOR COLLECTION YEAR 2022; AND IN ORDER TO SUSTAIN LIBRARY SERVICES IN THE EVENT THAT THE COLORADO RESIDENTIAL ASSESSMENT RATE IS REDUCED BELOW THE RATE of 7.15%, SHALL THE DISTRICT'S TOTAL OPERATING MILL LEVY RATE OF XX MILLS BE ADJUSTED ANNUALLY TO OFFSET NET TAX REVENUE LOSSES RESULTING FROM REDUCTIONS IN THE RESIDENTIAL REAL ESTATE ASSESSMENT RATES; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED AND SPENT NOTWITHSTANDING ANY LIMITATION OR RESTRICTION OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR WITHOUT REGARD TO THE 5.5% PROPERTY TAX REVENUE LIMITATION OF SECTION 29-1-301, C.R.S. OR ANY OTHER LAW?

Another way to address the lost revenue from lowered ARs is to obtain voter approval for a fixed revenue amount instead of a mill levy. The fixed revenue question permits the Library to impose whatever mill levy is necessary to achieve the authorized amount of revenue, regardless of the residential or any other AR. This option also allows the library to take advantage of increases allowed for inflation and increasing values.

Floating Mill Levy Question

SHALL THE ______ LIBRARY DISTRICT TAXES BE INCREASED \$XXX ANNUALLY FOR COLLECTION BEGINNING IN 2022, AND ANNUALLY THEREAFTER BY AN ADDITIONAL PERCENTAGE EQUAL TO INFLATION PLUS ANNUAL LOCAL GROWTH AS DEFINED IN ART. X, SECTION 20 OF THE COLORADO CONSTITUTION, TO MAINTAIN EXISTING SERVICES AND TO MEET THE INCREASED DEMAND FOR ADDITIONAL SERVICES, WHICH MAY INCLUDE:

PROVIDING INCREASED READING, LITERACY AND EDUCATIONAL ACTIVITIES FOR CHILDREN AND YOUTH;

MODERNIZING AND UPGRADING THE COMMUNITY SPACES AND TECHNOLOGY;

DELIVERING A WELCOMING AND SAFE SPACE TO SERVE THE NEEDS OF STUDENTS AND ADULTS IN THE COMMUNITY;

ATTRACTING AND RETAINING HIGH-QUALITY LIBRARIANS AND SERVICE STAFF MEMBERS;

SUPPORTING THE COST OF GENERAL OPERATIONS AND FACILITY IMPROVEMENTS;

AND SHALL THE DISTRICT BE AUTHORIZED TO LEVY A PROPERTY TAX AT A RATE SUFFICIENT TO PRODUCE THIS INCREASE, COMMENCING WITH TAXES PAYABLE IN 2022 AND CONTINUING EACH YEAR THEREAFTER (EXPECTED TO BE AN ADDITIONAL XX MILLS AND TO RESULT IN AN ANNUAL TAX INCREASE OF \$X FOR A RESIDENCE WORTH \$100,000 IN 2022); AND SHALL THE DISTRICT BE ENTITLED TO COLLECT, RETAIN AND SPEND THOSE REVENUES IN ADDITION TO ANY OTHER TAXES, FEES OR OTHER REVENUES OF THE DISTRICT AND NOTWITHSTANDING ANY LIMITATION OR RESTRICTION OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR WITHOUT REGARD TO THE 5.5% PROPERTY TAX REVENUE LIMITATION OF SECTION 29-1-301, C.R.S. OR ANY OTHER LAW.

Conclusion

It is essential to consider future funding levels in light of the ever-changing nature of property taxes in Colorado. Please let us know if you have any questions concerning the issues and approaches discussed.