

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MOUNTAIN
VILLAGE, COLORADO, SUPPORTING THE ESTABLISHMENT AND FUNDING OF
THE SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION**

RESOLUTION NO. 2016- 0922-12

RECITALS:

WHEREAS, pursuant to title 43, article 4, part 6, Colorado Revised Statutes, as amended (the Colorado “Regional Transportation Authority Law”), Colorado counties and municipalities are authorized to establish, by contract, regional transportation authorities, which are authorized to finance, construct, operate and maintain regional transportation systems; and,

WHEREAS, over the past fourteen (14) months the Town of Mountain Village, Colorado has been meeting with other elected officials representing the Town of Telluride, Colorado and San Miguel County, Colorado with regard to the possible formation of the San Miguel Authority for Regional Transportation (“SMART”) for the purpose of financing, constructing, operating and maintaining regional transportation systems; and,

WHEREAS, public transportation is a critical part of the solution to the nation’s economic, energy, and environmental challenges and regional transportation services enhance and support San Miguel County socially and economically, providing affordable or free transit to the region’s visitors and employee base, and conversely benefit local employers with a reliable workforce; and,

WHEREAS, every segment of American society including individuals, families, communities and businesses, benefits from public transit, helping to bring a better quality of life to communities; and,

WHEREAS, stated goals of all jurisdictions in the region are to improve air quality, reduce greenhouse gas emissions, reduce traffic and congestion, and enhance safety on the limited highway access in the region and in these communities; and,

WHEREAS, transit services promote independent living for the elderly and the disabled by providing essential links to medical, social and other services, and the region recognizes the need to improve mobility options for all segments of the population; and,

WHEREAS, pursuant to the Regional Transportation Authority Law, C.R.S. § 43-4-603(3) “No municipality, county, or special district shall enter into a contract establishing an authority without holding at least two public hearings thereon in addition to other requirements imposed by law for public notice”; and,

WHEREAS, the Town of Mountain Village held public hearings on June 16, 2016, and July 21, 2016, properly noticed as required by the Regional Transportation Authority Law, to receive public comment on an intergovernmental agreement between the Town of Mountain

Village, the Town of Telluride and San Miguel County governing SMART, subject to voter approval; and,

WHEREAS, at its August 18, 2016, regular meeting, the Town of Mountain Village approved an emergency ordinance calling a special election for November 8, 2016, to be coordinated with the San Miguel County Clerk and Recorder with the November 8, 2016, General Election, for the purpose of considering the establishment and funding of SMART; and

WHEREAS, at its August 18, 2016, regular meeting, the Town of Mountain Village certified ballot questions for the November 8, 2016, election concerning the formation of SMART and tax increase pursuant to the terms of Article X, Section 20 of the Colorado Constitution; and

WHEREAS, approval of SMART will be subject to approval by both a majority of the registered electors residing within the Town voting on the establishment of SMART and a majority of the resident and nonresident registered electors of the Town voting on funding of SMART at the November 8, 2016 general election; and

WHEREAS, such funding would authorize SMART to impose both a sales tax of 0.25% on taxable sales and an ad valorem property tax mill levy of 0.75 mills on taxable real and personal property located within the Town of Mountain Village, Town of Telluride and that portion of unincorporated San Miguel County located within the proposed boundaries of SMART, respectively; and

WHEREAS, C.R.S. § 1-45-117(1)(b)(III) permits the Town Council to adopt a resolution in support of a ballot issue; and

WHEREAS, the Town Council of the Town of Mountain Village (“Town Council”) has reviewed both of the proposed ballot measures for the establishment and funding of SMART.

NOW THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Mountain Village, Colorado hereby supports the establishment and funding of SMART.

1. The Town Council of the Town of Mountain Village urges the resident registered electors of the Town of Mountain Village to vote “YES/FOR” regarding the ballot question considering the establishment and funding of SMART.
2. The Town Council of the Town of Mountain Village urges the non-resident registered electors of the Town of Mountain Village to vote “YES/FOR” regarding the ballot question considering the funding of SMART.

ADOPTED AND APPROVED by the Town Council of the Town of Mountain Village, Colorado, at a regular meeting held on the 22nd day of September, 2016.



TOWN OF MOUNTAIN VILLAGE, COLORADO, a
home rule municipality

By: 
Dan Jansen, Mayor

ATTEST:

By: 
Jackie Kennefick, Town Clerk

APPROVED AS TO FORM:

By: 
Jim Mahoney, Assistant Town Attorney