

**ORDINANCE NO 570**

**SERIES 2024**

**AN ORDINANCE AMENDING TITLE 12 OF THE DOLORES MUNICIPAL CODE TO  
REGULATE THE DOLORES COMMUNITY CENTER PROPERTY**

WHEREAS, Colorado Revised Statutes, § 31-15-401 grants general police powers to the Board of Trustees to promulgate ordinances for the health, safety, and welfare of the public, including regulation of lands owned by the Town within its corporate boundaries.

WHEREAS, the Town of Dolores intends to acquire ownership of the Dolores Community Center located at 400 Riverside in the Town of Dolores.

WHEREAS, there is a need to amend the Town's ordinances pertaining to use of public property to operate the community center to benefit the citizens of the Town of Dolores.

WHEREAS, the Board of Trustees, in order to promote the health, safety, and welfare of the public and regulate the use of the Dolores Community Center consistent with these purposes, wishes to adopt an ordinance for the creation of an advisory board to provide advice to the Board of Trustees and town staff and assist in the oversight of the Dolores Community Center.

NOW THEREFORE, BE IT ORDAINED BY TOWN OF DOLORES BOARD OF TRUSTEES THAT a new Chapter 2.10 to the Dolores Municipal Code as follows:

Section 1. Dolores Municipal Code is amended to add the following sections:

*Chapter 2.10 - DOLORES COMMUNITY CENTER ADVISORY BOARD*

*Sections:*

*2.09.010 - Creation, appointments, qualifications, and terms of Board members.  
modified*

*A. Creation. There is hereby created a Dolores Community Center advisory board, for the Town of Dolores, consisting of six voting members - one board member and five other members.*

*B. Appointments and Removal. All Board members shall be appointed by the Town of Dolores Board of Trustees. Board members may be removed from the Board, only by action of the town board, for excessive absence or for cause see subsection (E) below.*

*C. Qualifications of Board Members. All Board members shall either be town residents residing within the town or shall reside within Montezuma County and have substantial connection to the Town.*

*D. Terms of Board Members.*

1. *Town board member shall serve as determined by the board.*
2. *All other members shall be for terms of two years upon the expiration of the initial appointments.*
3. *A town staff member shall be appointed by the town manager to serve as liaison between the Board and the town manager and the board. This staff member shall not be a voting member of the Board.*
4. *If Board member position becomes vacant for any reason the board shall appoint a new member to finish out the balance of that unexpired term.*

*E. Removal.*

1. *Board members may be removed for cause. "For cause" shall mean any cause affecting and concerning ability and fitness of a Board member to perform the duties of a member of the town Dolores Community Center advisory board. "For cause" shall also include an unexcused absence of a Board member from three consecutive board meetings, regular or special.*
2. *The Board secretary and/or the staff liaison shall report any reasons for cause removal to the town board, through the town manager.*

*F. Officers of the Board. There shall be a chairperson, a vice chair and secretary all elected by the members of the Board from the Board membership. All terms shall be for one year with successive terms allowed. Elections shall be held in January of each year.*

*F. Meetings. Meetings shall be held monthly. Special meetings may be called at any time at the request of four members of the Board or the chairperson. All meetings shall be preceded with the appropriate public notice. All meetings are public meetings and shall be held in accordance with the Colorado Open Meetings Law.*

*G. Rules, Records, Sub Boards. The Board shall follow Robert's Rules of Order, except where set out in this chapter to the contrary. The secretary shall keep a record of all meetings either through minutes or recording the meeting as the Board decides. All records of the Board are public records and subject to the Colorado Open Records Act. All records of the Board shall be kept in the town hall in the care and custody of the town clerk.*

*H. Voting. A simple majority of those Board members attending any meeting shall be sufficient for Board action.*

*I. Powers and Duties.*

1. *The Board shall review items and make non-binding recommendations regarding the same to the board and town staff, when necessary, with respect to all aspects of planning, programming, procurement, installation, operations, maintenance, restoration, and promotion of the Community Center.*

2. *The Board shall review, consider, evaluate, and make non-binding recommendations regarding any Community Center projects when requested by the board or the town manager.*

Section 3. The Town Trustees hereby finds, determine, and declare that this Ordinance is promulgated under the general police power of the Town of Dolores, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Trustees further determine that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 4. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 5. This Ordinance shall take effect immediately upon adoption. The Town of Dolores Board of Trustees hereby find, determines and declares this ordinance is necessary for immediate preservation of the health, safety and welfare of its citizens.

**PUBLIC HEARING.** This ordinance shall be considered for second or final reading on the 11<sup>th</sup> day of March 2024, in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

Passed adopted and approved on the first reading this 26<sup>th</sup> day of February 2024.

**DOLORES BOARD OF TRUSTEES:**

By: \_\_\_\_\_

Mayor Chris Holkestad



Attest

By: \_\_\_\_\_

Town Clerk Tammy Neely

Passed adopted and approved on the second and final reading this 11<sup>th</sup> day of March 2024.

DOLORES BOARD OF TRUSTEES:

By:   
Mayor Chris Holkestad

Attest:



By:   
Town Clerk Tammy Neely