

RESOLUTION 1984- 4

A RESOLUTION REQUESTING THE COLORADO FIRE AND POLICE PENSION ASSOCIATION TO RELEASE TO THE TOWN OF LA JARA ALL ASSETS NOW ON DEPOSIT WITH IT TO THE CREDIT OF THE TOWN OF LA JARA THAT NOW COMPRISE THE "OLD HIRE FUND," OTHERWISE NOW KNOWN AS "IDLE FUNDS", AND AUTHORIZING THE LA JARA TOWN CLERK TO TAKE ALL APPROPRIATE AND NECESSARY STEPS WITH RESPECT THERETO

WHEREAS, Part 10 of Article 30, Title 31, Colorado Revised Statutes, 1973, established and new Statewide benefit plan for all full-time paid fireman and policeman in the State hired on or after April 8, 1978; and

WHEREAS, §31-30-1003(3) (a) C.R.S. 1973 provides that the Town may elect to affiliate with the Fire Police Pension Association as to its local police pension plan by filing a Resolution with the Association; and

WHEREAS, the Town, pursuant to Resolution 1980-4, elected to affiliate its local police pension with the Fire and Police Pension Association effective January 1, 1981; and

WHEREAS, pursuant to said Resolution, the Town, on or about April 1, 1981, transferred the sum of \$51,300.72 to the Fire and Police Pension Association which was then set up by it in an "Old Hire Fund"; and

WHEREAS, since April, 1981, to the present, all of the Town's contributions and the policemen's withholdings have been deposited in a "New Hire Fund" administered by the Fire and Police Pension Association together with those of other Colorado municipalities; and

WHEREAS, Chief Frank Rendon is the only police employee who had worked for the Town prior to April, 1981, and had pensions attributable to the assets in the "Old Hire Fund"; and

WHEREAS, the Fire and Police Pension Association performed an actuarial evaluation to determine the amount that should be transferred from the "Old Hire Fund" to the "New Hire Fund" for the benefit of said Chief Frank Rendon, which amount was determined to be the sum of \$9,960.96; and

WHEREAS, Mr. Jose Rendon, at the time that he resigned from the La Jara Police Department, removed all of his contributions to the "Old Hire Fund" amounting to \$1,551.90 and had not worked for the Town long enough to receive retirement benefits; and

WHEREAS, the latest statement received from the trust company administering the Town's "Old Hire Fund", shows that the market value of the "Old Hire Fund" is now \$60,253.22, or such greater amount as increased by interest accruals; and

WHEREAS, Section 31-30-313(2) (a) provides that if the Board of Trustees of the Town of La Jara, by resolution, finds that no person named in Part 3 of Title 31, Article 30, is, or no person can become eligible for payment of the benefit from the Town's Policeman's Pension Fund established pursuant to said Part 3. The Board of Trustees may authorize use of the money in the fund to make contributions to the Fire and Policemen's members' benefit fund established pursuant to §31-30-1013(2), and further, that any money in the fund which is attributable to contributions by the Town of La Jara and to interest on such contributions may be used for any police-related purpose, and if no such police-related need exists, then for any purpose as decided by the Board of Trustees of the Town of La Jara.

NOW, THEREFORE, be it resolved by the Board of Trustees of the Town of La Jara, Colorado, as follows:

Section 1. That, pursuant to the terms and provisions of §31-30-313(2)(a), the Board of Trustees of the Town of La Jara finds that no person named in Part 3 of Title 31, Section 30, Colorado Revised Statutes, is, and no such person can become eligible for payment of a benefit from the Town of La Jara's Policemen's Pension established pursuant to said Part 3.

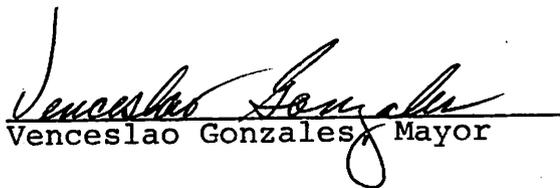
Section 2. That the Board of Trustees of the Town of La Jara authorize use of the money in the fund to make contributions to the Fire and Police members' benefit plan established pursuant to §31-30-1013(2), or in the alternative, may make contributions under the Federal Social Security laws if the Town's police officers should elect hereafter to be covered by the Social Security laws.

Section 3. That, in addition, any money in the fund which is attributable to contributions by the Town and to interest on such contributions may be used for any police-related purpose and, if no such police-related need exist, then for any purpose as decided by the Board of Trustees of the Town of La Jara.

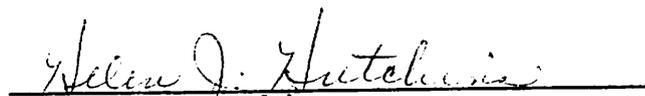
Introduced, passed, adopted, and approved this 12th day of December, 1984.

TOWN OF LA JARA

BY:

  
Venceslao Gonzales Mayor

ATTEST:

  
Helen J. Hutchins,  
La Jara Town Clerk

(S E A L)

# LEGAL PUBLICATION

## PUBLIC NOTICE

NOTICE IS HEREBY GIVEN THAT THE BOARD OF TRUSTEES OF THE TOWN OF LA JARA INTENDS TO ADOPT RESOLUTION 1984-4 AS HEREINAFTER SET FORTH TO WIT:

### RESOLUTION 1984-4

A RESOLUTION REQUESTING THE COLORADO

FIRE AND POLICE PENSION ASSOCIATION TO

RELEASE TO THE TOWN OF LA JARA ALL ASSETS

NOW ON DEPOSIT WITH IT TO THE CREDIT OF THE

TOWN OF LA JARA THAT NOW COMPRISE THE

"OLD HIRE FUND," OTHERWISE NOW KNOWN AS

"IDLE FUNDS," AND AUTHORIZING THE LA JARA

TOWN CLERK TO TAKE ALL APPROPRIATE AND

NECESSARY STEPS WITH RESPECT THERETO.

WHEREAS, Part 30 of Article 30, Title 31, Colorado

Revised Statutes, 1973, established and new statewide

benefit plan for all full-time paid firemen and policemen

in the State hereunder after April 8, 1978; and

WHEREAS, C.R.S. 1973 provides that

the Town may elect to affiliate with the Fire Police Pen-

sion Association as to its local police pension plan by

filling a Resolution with the Association; and

WHEREAS, the Town, pursuant to Resolution 1980-4

elects to affiliate its local police pension with the Fire

and Police Pension Association effective January 1, 1981;

WHEREAS, pursuant to said Resolution, the Town, on or

about April 1, 1981, transferred the sum of \$51,500.72 to

the Fire and Police Pension Association which was then

set up by it in an "Old Hire Fund"; and

WHEREAS, since April 1, 1981, to the present, all of the

Town's contributions and the policemen's withholdings

have been deposited in a "New Hire Fund" administered

by the Fire and Police Pension Association together with

those of other Colorado municipalities; and

WHEREAS, Chief Frank Rendon is the only policeman

employed who had worked for the Town prior to April, 1981,

and had pensions attributable to the assets in the "Old

Hire Fund"; and

WHEREAS, the Fire and Police Pension Association per-

formed an actuarial evaluation to determine the amount

that should be transferred from the "Old Hire Fund" to

the "New Hire Fund" for the benefit of said Chief Frank

Rendon, which amount was determined to be the sum of

\$9,960.96; and

WHEREAS, Mr. Jose Rendon, at the time that he

resigned from the La Jara Police Department, removed

all of his contributions to the "Old Hire Fund", amounting

to \$1,551.90 and had not worked for the Town long enough

to receive retirement benefits; and

WHEREAS, the latest statement received from the trust

company administering the Town's "Old Hire Fund" is

shows that the market value of the "Old Hire Fund" is

now \$60,253.22, or such greater amount as increased by

interest accruals; and

WHEREAS, section 31-30-313(2) (a) provides that if the

Board of Trustees of the Town of La Jara, by resolution,

finds that no person named in Part 3 of Title 31, Article

30, is, or no person can become eligible for payment of

the benefit from the Town's Policeman's Pension Fund

established pursuant to said Part 3. The Board of

Trustees may authorize use of the money in the fund to

make contributions to the Fire and Policemen's mem-

bers' benefit fund established pursuant to 31-30-1013(2),

and further, that any money in the fund which is at-

tributable to contributions by the Town of La Jara and to

interest on such contributions may be used for any

police-related purpose, and if no such police-related need

exists, then for any purpose as decided by the Board of

Trustees of the Town of La Jara.

NOW, THEREFORE, be it resolved by the Board of

Trustees of the Town of La Jara, Colorado, as follows:

Section 1: That pursuant to the terms and provisions of

Article 30, Colorado Revised Statutes, 1973, and no such person

can become eligible for payment of a benefit from the

Town of La Jara's Policemen's Pension established pur-

suant to said Part 3.

Section 2: That the Board of Trustees of the Town of La

Jara authorize use of the money in the fund to make con-

tributions to the Fire and Police members' benefit plan

established pursuant to 31-30-1013(2), or in the alter-

native, may make contributions under the Federal Social

Security laws, if the Town's police officers should elect

hereafter to be covered by the Social Security laws.

Section 3: That, in addition, any money in the fund

which is attributable to contributions by the Town and to

interest on such contributions may be used for any

police-related purpose and, if no such police-related need

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make contributions to the Fire and Policemen's mem-

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and further, that any money in the fund which is at-

tributable to contributions by the Town of La Jara and to

interest on such contributions may be used for any

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NOW, THEREFORE, be it resolved by the Board of

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Section 1: That pursuant to the terms and provisions of

Article 30, Colorado Revised Statutes, 1973, and no such person

can become eligible for payment of a benefit from the

(Published in the Conejos County Citizen August 23, 1984)

TOWN OF LA JARA, COLORADO

BY: Helen J. Hutchins, La Jara Town Clerk

lifted mail; to each person filing a written objection.

well as written notice of such hearing mailed, by cer-

published notice of the time and place of the hearing as

suant to subsection 2 of 31-30-313, C.R.S., with prior

public hearing before adoption of any resolution pur-

Board of Trustees of the Town of La Jara shall hold a

funds. If any such written objection is received, the

Jara, Colorado, regarding the Town's proposed use of the

of La Jara at the La Jara Town Hall, 221 Broadway, La

an objection, in writing, with the Town Clerk of the Town

the date of the publication of this Notice in which to file

benefit payments from the fund shall have 50 days from

Any person who believes that he is or may be entitled to

set forth in said Resolution 1984-

mitted in C.R.S. 31-30-313(2) (a) and as more particularly

in the Policemen's Pension Fund for the purposes per-

Trustees of the Town of La Jara intends to use the money

NOTICE IS FURTHER GIVEN THAT THE BOARD OF

ATTEST: Helen J. Hutchins, La Jara Town Clerk

BY: Veronica Gonzalez, Mayor

TOWN OF LA JARA

1984.

imposed, passed, adopted, and approved this day of

Trustees of the Town of La Jara.

exists, then for any purpose as decided by the Board of

police-related purpose and, if no such police-related need

interest on such contributions may be used for any

tributable to contributions by the Town of La Jara and to

and further, that any money in the fund which is at-

bers' benefit fund established pursuant to 31-30-1013(2),

Trustees may authorize use of the money in the fund to

established pursuant to said Part 3. The Board of

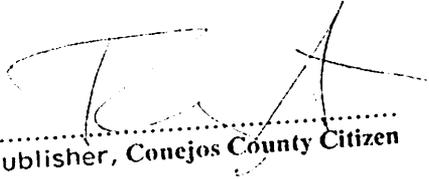
# Certificate of Publication

La Jara, Colorado, 30 AUGUST 1984

I, Terry Hanna or Debbie Hanna, hereby certify that I am the publisher of the Conejos County Citizen published weekly at La Jara, Conejos County, Colorado, and having a general circulation therein; that said newspaper has been continuously and uninterruptedly published in said County during a period of more than fifty-two consecutive weeks prior to the date of first publication of the notice annexed hereto and that said newspaper is a newspaper within the meaning of the Act of the General Assembly of the State of Colorado, approved March 30, 1923, being Chapter 139, Session Laws of 1923, as amended by Chapter 113 of Session Laws of 1931, and as amended by Chapter 156 of the Session Laws of 1935; and that said newspaper has been admitted to the U.S. mails as second class matter under the provisions of the Act of Congress of March 3, 1979, or any amendments thereof; That the annexed notice of:

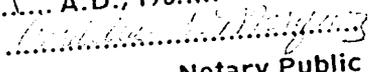
Resolution

was published in the regular and entire issue of every number of said newspaper and not in any supplement thereto for 1 consecutive weeks, the first publication thereof being on the SUNDAY day of AUGUST A.D., 1984 and the last publication thereof being on the 30th day of AUGUST A.D., 1984.

  
Publisher, Conejos County Citizen

County of Conejos  
State of Colorado

Subscribed and sworn to before me, a Notary Public in and for the County and State aforesaid, this 30th day of AUGUST A.D., 1984

  
Notary Public  
Not. Pub. 121  
La Jara, Co. Cone

My Commission Expires 5/1/86