

STATE OF COLORADO
7TH JUDICIAL DISTRICT
DELTA, GUNNISON, HINSDALE, MONTROSE, OURAY & SAN MIGUEL COUNTIES

ADMINISTRATIVE ORDER 2026-02
APPOINTMENT OF JUDGE KERI YODER TO THE SEVENTH JUDICIAL DISTRICT COMMUNITY
CORRECTIONS BOARD

Section 17-27-103, C.R.S. (2025), allows local governing bodies to form a community corrections board. The six counties of the Seventh Judicial District passed Joint Resolution 36-25 in 1986, establishing such a board for the District. That Resolution appoints the Chief Judge of the District to sit on the board, and authorizes the Chief Judge to appoint a designee.

The Chief Judge of the Seventh Judicial District has previously delegated the appointment to other judicial officers. The current delegee, Judge Mary Degenhart, retired in December, 2025, and a new delegee to the board is needed.

Judge Keri Yoder is therefore appointed to serve on the Community Corrections Board for the Seventh Judicial District.

Dated and Effective this 25th day of February, 2026.

BY THE COURT:



D. Cory Jackson
Chief Judge

Proceedings of the Board of County Commissioners

Day

Term, 19

December 16,

1985

with interest payable thereon, are special, limited obligations of the Issuer payable solely as provided in the Indentures. The Bonds and the interest thereon shall never constitute the debt or indebtedness of the Issuer or any political subdivision thereof within the meaning of any provision or limitation of the State Constitution or statutes of the State nor shall anything contained in this Resolution or in the Bonds, the Loan Agreements, the Indentures, the Bond Purchase Agreement, the Escrow Agreement and the Mortgages or any other instrument constitute or give rise to a pecuniary liability of, the Issuer, nor shall the breach of any agreement contained in this Resolution, or any of the above-mentioned documents or instruments, impose any pecuniary liability upon the Issuer, the Issuer having no power to pay out of its general fund, or otherwise contribute any part of the costs of financing the Project or providing for the Plan of Financing, nor shall the Issuer condemn any land or other property for the Project nor contribute any land or other property to the Projects.

Section 11. After any of the Bonds are issued, this Resolution shall be and remain irrevocable until the Bonds and interest thereon shall have been fully paid, cancelled, and discharged.

Section 12. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section 13. All bylaws, orders, resolutions, or parts thereof, inconsistent herewith and with the documents hereby approved, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution, or part thereof.

Section 14. This Resolution shall take effect immediately upon its adoption and approval. ADOPTED AND APPROVED this 16th day of December, 1985.

/s/

Chairman

Board of County Commissioners

(S E A L)

ATTESTED:

By: /s/

County Clerk

Mr. Brooks then presented the resolution concerning the 7th Judicial District Community Corrections Board and reviewed the changes which were made to it from the original resolution presented and reviewed earlier.

M/S/P - McNeil/Neesham - to approve and authorize signature on Resolution Number 36 - 85 concerning the 7th Judicial District Community Corrections Board. The motion passed unanimously.

No. 36 - 85

JOINT RESOLUTION

WHEREAS, The undersigned, as the County Commissioners of Counties within the Seventh Judicial District of Colorado, (the "Signatory Boards") acting for and on behalf of their respective Counties, mutually agree that it is in the best interests of the citizens of said District to reconstitute the existing Community Corrections Board of the Seventh Judicial District (the "Corrections Board") to achieve the following purposes, to wit:

- 1. to broaden the source of authority from which said Community Corrections Board derives its powers to act through the enactment of this Joint Resolution by the Counties represented by the Signatory Boards rather than by the action of only one County in the District;
2. to more fully define, delineate and clarify the powers and duties of the Community Corrections Board as a program resource serving the Seventh Judicial District;
3. to address certain situations which will promote communication, cooperation and administration between the Community Corrections Board and the Signatory Boards which have adopted this Resolution.

WHEREAS, on June 8, 1982, the Montrose County Board of Commissioners adopted Resolution No. 27-82 to create a Community Corrections Board (the "Original Board") to serve the Seventh Judicial District in Colorado. This action was taken pursuant to Section 103 of Article 27 of Title 17, C.R.S. to provide an alternative for the sentencing of adult offenders convicted of crimes in the Seventh Judicial District and to promote rehabilitation of said offenders. It was understood that operation of the program would be funded by the Colorado General Assembly and by fees assessed to offenders involved in the program, without expense to the creating authority. The parties to this Joint Resolution affirm said tenants in support of their adoption of this Joint Resolution; and

WHEREAS, The undersigned commissioners acting for their respective Counties adopt this Joint Resolution with the further understanding that the Corrections Board established hereby shall be the successor in right, title, and interest of the Original Board established by the Montrose County Commissioners as stated above, and that all contracts to which the Original Board is a party on the effective date of this Joint Resolution: (1) shall continue to be in full force and effect, (2) shall be assumed by the Corrections Board established by this Resolution, and (3) shall not be invalidated by the repeal of the Montrose County Commissioners Resolution No. 27-82

Proceedings of the Board of County Commissioners

Term, 19

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which first established the Original Board.

WHEREFORE, BE IT RESOLVED, That the Signatory Boards of Commissioners within the Seventh Judicial District of Colorado which have adopted and executed this Joint Resolution acting jointly, do hereby establish the Seventh Judicial District Community Corrections Board ("Corrections Board"), as a functional board rather than an advisory board, with the intention that in every respect said Corrections Board shall be the successor in right, title, and interest to the Original Community Corrections Board first established for the Seventh Judicial District by the Montrose County Commissioners through their adoption of their Resolution 27-82; and unless otherwise stated herein the Signatory Boards do hereby delegate to the Corrections Board established hereby any and all powers authorized pursuant to C.R.S. 17-27-103, as amended, necessary to accomplish the purposes of Article 27 of Title 17, of the Colorado Revised Statutes, as amended; and said Corrections Board shall be organized and established as follows, to wit:

1. The Corrections Board shall be comprised of 15 members, and said membership shall include the following mandated positions for public officials (or their designees) who serve in the Seventh Judicial District, to wit:
 - a. the Chief Judge,
 - b. the District Attorney,
 - c. a Deputy Public Defender,
 - d. the Chief Probation Officer, and
 4. a Sheriff of a county within the District (to be designated by the members of the Corrections Board in the event more than one county sheriff is appointed to the Board at any given time).

The remaining ten (10) members of the Corrections Board shall be residents of the Seventh Judicial District. The initial members of the Corrections Board shall be those persons named in this Joint Resolution, and they shall serve for the term designated for each respectively herein or until his or her successor is duly appointed.

2. Beginning with appointments effective July 1, 1986, members of the Corrections Board who are appointed to the ten (10) non-mandated positions shall serve staggered two-year terms, such that the term of office for 5 of said members shall expire in odd numbered years, and the term of office for the other 5 members positions shall expire in even numbered years. A member may succeed himself or herself if the appointing authority for said member's position so approves.
3. Each Signatory Board hereunder shall have authority to appoint one resident from its county to serve on the Corrections Board based upon such selection procedure as the Signatory Board shall establish (consistent with the following paragraph 4); and the Corrections Board itself shall have authority to appoint the remaining members of the Corrections Board from residents of the Seventh Judicial District based upon a selection procedure to be established by the Corrections Board.
4. To facilitate the selection of any member of the Corrections Board, said Board shall establish a method for giving notice of vacancies (including an anticipated vacancy for the position of each member whose term expires on a given date) and for receiving applications to fill the vacancies. If the vacancy is one a Signatory Board is responsible for filling, then the Corrections Board shall recommend to the Signatory Board the names of one or two persons who are qualified residents of the Signatory Board's county, but the Signatory Board may reject the Correction Board's recommendation and appoint any other qualified resident of its county to fill the vacancy. If a Signatory Board fails to appoint such a person to fill said vacancy within 40 days after receipt of the Corrections Board's written recommendation, then the Corrections Board shall have authority to fill said vacancy by appointing a qualified resident of the Seventh Judicial District to serve in said position. (A "qualified resident" is defined as a person who is legally qualified to register to vote in a general election in the Seventh Judicial District and who has demonstrated to the Corrections Board or to a Signatory Board a genuine interest in the work of the Corrections Board.)
5. The establishment of any community correctional facility or program within a given County shall be subject to the approval of the County Commissioners of that County as well as to the approval of the governing body of the city or town in which the proposed facility or the situs of the program is to be located. In this regard said Commissioners shall consult with the Corrections Board as provided by law.
6. No Signatory Board shall be required to fund any aspect of the operations of the Corrections Board.
7. Upon dissolution of the Corrections Board, the Signatory Boards shall retain the power to dispose of any property and equipment acquired by said Corrections Board, subject only to any conditions thereon which may have been created by the receipt and acceptance of grant funds or operating funds from the United States of America, the State of Colorado or any private foundation. If upon dissolution, the Corrections Board holds any funds received from the State of Colorado for any purpose, said funds shall be distributed as required by the State of Colorado, and the Signatory Boards shall have no authority to distribute said funds in any other way.
8. To the extent that joint action (including any decision to amend or repeal this Joint Resolution or to dissolve the Corrections Board established hereby) is required by the Signatory Boards under the terms of this Joint Resolution, said action shall be considered adopted and enforceable if it has been approved by at least a two-thirds affirmative vote of the Signatory Boards, with each such Board having one vote.

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Proceedings of the Board of County Commissioners
 Day _____ Term, 19 _____

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BE IT FURTHER RESOLVED, That, except for the powers and duties expressly reserved to the Signatory Boards as stated above, the Signatory Boards hereby delegate to the Corrections Board any and all powers necessary to accomplish the purposes of Article 27, Title 17 of Colorado Revised Statutes, as amended, whether established by statute or otherwise. Further, without intending to limit the powers and authority of the Corrections Board, the Commissioners expressly delegate the following powers to the Corrections Board, to wit:

1. Full authority to adopt, modify and repeal By-Laws concerning officers, meetings, procedural rules, and all other provisions necessary for the organization and operation of the Corrections Board.
2. Full authority to accept, reject or reject after acceptance the placement of any offender in any correctional facility or program established in the Seventh Judicial District as more specifically provided by Article 27 of Title 17 of CRS as amended.
3. The existing contracts of the Original Corrections Board established by the Montrose County Commissioners are hereby ratified with the intention that the Corrections Board established by this Joint Resolution shall be entitled to all of the rights and subject or all of the duties imposed by said contracts on said Corrections Board. The Corrections Board established hereby shall be entitled to own, possess and use all assets of the Original Board and shall assume all assets of the Original Board and shall assume all outstanding unpaid debts and liabilities of governmental (other than a county which is a party to the Joint Resolution), or with a Department of Corrections, or with a Colorado Judicial District, under authority of any provision in Article 27 of Title 17 of Colorado Revised Statutes as amended, the Corrections Board shall require that the contractor shall agree to assume the risk of all injuries, including death resulting therefrom, to persons and damage to and destruction of property, including loss of use therefrom, caused by or sustained, in whole or in part, in connection with or arising out of said contracts, or caused, or sustained in whole or in part, because of the actions or omissions of the contractor, its agents or employees, or any offender assigned or sentenced to, or held by contract with any community correctional facility or program, regardless of its location, or arising from any violation of any statute, ordinance or regulation by the contractor, its agents or employees, or any offender under its control, and the contractor must further agree to indemnify and save harmless the Seventh Judicial District Community Corrections Board, any Signatory Board and the Courts of the Seventh Judicial District, their officers, agents, and employees of said entities from and against any and all liability arising from actions or omissions under the terms of said contracts.
4. It is believed that the Corrections Board is immune from liability under the governmental immunity laws of the State of Colorado. However, as a protection in the event of any determination that it is not so immune, the Corrections Board shall obtain insurance coverage for comprehensive public liability (including civil rights), directors' liability and such coverage shall conform to the provisions of CRS 24-10-114 as presently enacted or hereafter amended.

BE IT FURTHER RESOLVED, That the following individuals are hereby appointed to membership on the Seventh Judicial District Community Corrections Board for a term expiring on the date set opposite each of their respective names. Once the initial terms have expired, each succeeding term shall be two (2) years in duration.

<u>NAME OF APPOINTEE</u>	<u>DATE OF EXPIRATION OF TERM</u>
<u>(Mandated Positions)</u>	
Robert A. Brown (Delta) (designee of Chief Judge)	Mandated Position (June 30, 1986)
Reid Pixler (Montrose) (District Attorney)	Mandated Position
William Jackson (Montrose) (Deputy Public Defender)	Mandated Position
Jose Abeyta (Montrose) (Chief Probation Officer)	Mandated Position
Tom Gilmore (Montrose) (Montrose County Sheriff)	Mandated Position (June 30, 1987)
<u>(Non-Mandated Positions)</u>	
<u>DELTA COUNTY POSITION:</u> Charles V. Hallenbeck, Jr. (Delta)	June 30, 1987
<u>GUNNISON COUNTY POSITION:</u> Art Sears (Gunnison)	June 30, 1986
<u>HINSDALE COUNTY POSITION:</u> Charles Sellers (Montrose)	June 30, 1987
<u>MONTROSE COUNTY POSITION:</u> Nancy Fishering (Montrose)	June 30, 1986
<u>OURAY COUNTY POSITION:</u> Jim Snyder (Ouray)	June 30, 1986
<u>SAN MIGUEL COUNTY POSITION:</u> William Masters (Telluride) (San Miguel County Sheriff)	June 30, 1986

Proceedings of the Board of County Commissioners
Term, 19 December 16, 19 87
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AT LARGE POSITIONS: (Appointed by Corrections Board)

- Victor Alire (Montrose)
- R. Carroll "Doc" Gauke (Montrose)
- Linda Mamiel (Telluride)
- Beth Richardson (Montrose)

BE IT FURTHER RESOLVED that the effective date of this Joint Resolution shall be on the date the last Signatory Board adopts this Resolution prior to February 1, 1986.

Date of Adoption:

ATTEST:

County Clerk

Date of Adoption:

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County Clerk

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Date of Adoption:

ATTEST:

/s/
County Clerk

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- June 30, 1987
- June 30, 1987
- June 30, 1986
- June 30, 1987

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DELTA AND THE STATE OF COLORADO

Chairman

Vice-Chairman

Board Member

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON AND THE STATE OF COLORADO

Chairman

Vice-Chairman

Board Member

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF HINSDALE AND THE STATE OF COLORADO

Chairman

Vice-Chairman

Board Member

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTROSE AND THE STATE OF COLORADO

/s/
Chairman

/s/
Vice-Chairman

/s/
Board Member

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF OURAY AND THE STATE OF COLORADO

Chairman

Vice-Chairman

Board Member

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SAN MIGUEL AND THE STATE OF COLORADO

Chairman

Vice-Chairman

Member

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Commissioners of Montrose
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ATTEST:
[Signature]
Date: _____, County Clerk

The Board of Montrose
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to four years; and

Commissioner Neesham informed the Board that the West End Juvenile Diversion Program is making some changes and will now be administered through the West End School Administration through the school's counselor on a case-by-case basis. Four thousand dollars was budgeted for the program for 1986. It was agreed that the county would honor this funding. The program will return any unused funds to the county at the end of 1986.

With no further business, the meeting was adjourned.

ATTEST:

THE BOARD OF MONTROSE COUNTY COMMISSIONERS

Ruth E. Heath
Ruth E. Heath, County Clerk and Recorder

Robert D. Corey
Robert D. Corey, Chairman

BY: Patricia Vernon
Patricia Vernon, Deputy County Clerk

Kenneth R. Neesham
Kenneth R. Neesham, Vice-Chairman
William E. McNeil
William E. McNeil, Member

December 20, 1985

The Board of Montrose County Commissioners met in special session. Those present for the meeting were Robert Corey, Chairman; William McNeil, Member; and Patricia Vernon, Deputy Clerk.

John Brooks, County Attorney, appeared to present documents allowing Colorado Ute to carry over a \$20,000,000 private activity bond issue into 1986. The Internal Revenue Service and Colorado Statutes allow this carry forward.

M/S/P - McNeil/Corey - to accept resolution number 37 - 85 to authorize the carry forward of Colorado Ute's \$20,000,000 pollution control equipment bond issue and authorize signature of the resolution, letter to Department of Local Affairs notifying them of the carry forward, and on the Internal Revenue Service form for carry forward election of unused private activity bond limitation. The motion passed unanimously.

Commissioner Neesham appeared at the meeting at 9:00 a.m. for a review of the discussion.

RESOLUTION
37-85

RESOLUTION AUTHORIZING THE CARRYFORWARD OF THE COUNTY'S ALLOCATION FROM THE COLORADO STATE VOLUME CAP FOR ITS POLLUTION CONTROL REVENUE BONDS IN THE AMOUNT OF \$20,000,000 TO FINANCE THE COST OF A PROJECT FOR COLORADO-UTE ELECTRIC ASSOCIATION, INC., A COLORADO CORPORATION, AND AUTHORIZING NOTIFICATION OF SUCH CARRY FORWARD.

WHEREAS, the County of Montrose, State of Colorado (the "County"), is authorized and empowered under the provisions of the County and Municipality Development Revenue Bond Act, Article 3, Title 29, Colorado Revised Statutes, as amended (the "Act"), to issue revenue bonds to pay the costs of certain projects (as defined in the Act) for the purposes set forth in the Act and to lease or otherwise dispose of such projects to private corporations or to loan the proceeds of said revenue bonds to private corporations to provide for the purchase, construction and extension of such projects; and

WHEREAS, Colorado-Ute Electric Association, Inc., a Colorado corporation (the "Company"), has requested the County to finance air and water pollution control and sewage and solid waste disposal facilities (the "Project") at its Nucla Station electric generating facility at a cost of approximately \$60,000,000 and to lease and otherwise dispose of the Project to the Company or to loan the proceeds of such revenue bonds to the Company; and

WHEREAS, on June 11, 1985, the Board of County Commissioners adopted Resolution No. 85-R-22 stating the intent of the Board of County Commissioners to issue said revenue bonds;

WHEREAS, on November 6, 1985, the Division of Local Government, Department of Local Affairs, of the State of Colorado (the "Department") did allocate \$20,000,000 (the "Allocation") to the County from the Colorado state volume cap to be used to finance the Project by the Company; and

WHEREAS, it has been determined that said revenue bonds cannot be issued during 1985; and

WHEREAS, the Project qualifies as a "carryforward project" under Section 103 (n)(10)(E) of the Internal Revenue Code of 1954, as amended; and

WHEREAS, Colorado Revised Statute 24-32-1409(4)(c) permits the County to carry forward the Allocation to future years; and