

**THE BY-LAWS OF THE FREMONT CONSERVATION DISTRICT
(ADOPTED AT ANNUAL MEETING APRIL 19, 2024)**

BY-LAWS OF THE FREMONT CONSERVATION DISTRICT

SECTION 1: ORGANIZATION. Within thirty (30) days after the formal organization of this district the Board of Supervisors, hereinafter called the Board, shall meet at some convenient place within or adjacent to the district and shall proceed:

- a) To take office upon the taking of an oath and if required by the state or local board, the filing of a bond.
- b) To elect from its members a president, vice-president, secretary and treasurer, provided that if in the opinion of the Board it is wise to do so, the office of secretary and treasurer may be combined; and provided further, that this section shall be subject to the provisions of Section 13 of these By-laws. A majority vote of the Board shall be necessary to a choice of an officer.
- c) To adopt a seal in accordance with the provisions of Section 35-70-108 of the Colorado Soil Conservation Act.
- d) To select some place within or adjacent to the district which shall thereafter until further action of the Board be the principal place of business of the district.

SECTION 2: BOARD OF SUPERVISORS. The election, qualifications, term of office, and duties of the Board of Supervisors shall be as provided in Section 35-70-105 and 35-70-107 of the Soil Conservation Act and as provided in Section 4 of these By-laws. Three of the five supervisors must be actively engaged in farming and / or ranching.

SECTION 3: APPEALS. If the owner of any lands within the district desires, he / she may appeal from any decision of the Board of Supervisors to the State Soil Conservation Board. The procedures for the appeal is outlined in Section 35-70-110 of the Colorado Soil Conservation Act.

SECTION 4: POWERS AND DUTIES OF OFFICERS. The President shall preside at all meetings of the Board and of the landowners within the district. He shall be the executive officer of the district and shall sign, for the district and the Board, all contracts, agreements, vouchers, warrants, checks or other papers necessary to the conduct of the affairs of the district, when duly authorized so to do by the Board. He shall have such other duties and powers as usually devolve upon the executive officer of a public corporation.

The Vice-President shall act in place of the President in all things, and shall sign for the district and the Board, all contracts, agreements, vouchers, warrants, checks or other papers necessary to conduct affairs of the district when duly authorized to do so by the Board when the president or treasurer is incapacitated from any cause.

The Secretary shall be the custodian of the seal of the district and of all papers, documents and records of the district and the Board. He shall keep accurate and complete minutes of all meetings of the district landowners and the Board, which minutes shall be available for inspection by any owner of land in the district at reasonable times. He shall attest the signature of the President to all contracts, agreement, and other papers necessary to the conduct of the affairs of the district, except for the disbursement of funds.

The Treasurer shall be the custodian of the funds of the district and shall at all times be charged with their safe keeping. He shall furnish bond in such amount and with such conditions as shall be required by the Board, and the cost of such bond shall be borne by the district. He shall affix his signature, with that of the President or Vice-President, to all vouchers, warrants, checks or other instruments for the disbursement of funds of the district. He shall keep at all times an accurate and complete record of the financial transactions of the district and of funds remaining in his hands, and such records shall be available for inspection by any landowner of the district at reasonable times.

SECTION 5: MEETINGS OF THE BOARD. QUORUM. Regular meetings of the Board shall be held once each month at the principal place of business of the district. At each meeting of the Board, the members present shall fix the day and hour of the next regular meeting, and the secretary shall notify each member in writing, or by telephone or personal message, not less than three (3) days before the date of such meeting. Special meetings of the Board may be called at any time by the President or by any three members of the Board on eight (8) hours notice in writing or by telephone or personal message. The presence of a simple majority of the Board shall be necessary to constitute a quorum, and a majority of those present shall prevail, except that in any meeting for the purpose of preparing and certifying a budget, a majority of the whole Board shall approve such action.

SECTION 6: MEETINGS OF LANDOWNERS. The first annual meeting of the landowners of the district shall be held at a place convenient within or near the district boundaries in the first week of February 1947. Subsequent annual meetings shall be held each succeeding year, at such time and place as shall be determined by the Board when deemed desirable, or by a petition signed by five (5) percent of such landowners. The Secretary shall give notice of such regular or special meetings by mailing to each landowner at his last known address written notice of such meeting not more than thirty (30) days in advance of the date thereof and by posting on public bulletin boards within the district a notice of the time and place and the purpose of such meeting not less than ten (10) days prior to the date of such meeting, or by a notice published in a newspaper of general circulation within the district not more than thirty (30) days nor less than ten (10) days in advance of the meeting. In accordance with state law, the district will follow the open meeting laws for meeting postings. At all regular annual meeting the landowners shall receive the reports of the officers of the district and shall transact such other business as may come before the meeting. At any special meeting of the landowners only such matters shall be considered as have been included in the notice given. At any regular annual or special meeting of the landowners of the district a majority of those present in person shall prevail, but the presence of at least ten (10) qualified voters shall be necessary to constitute a quorum. The Board of Supervisors shall make all arrangements for and conduct meetings of landowners.

SECTION 7: VOTERS BY AGENT. At any meeting of the landowners of the district, a corporation owning land within the proposed or existing district is entitled to vote if such corporation duly authorizes an agent in the election in its behalf.

SECTION 8: QUALIFICATIONS OF VOTERS. Any person in interest may be heard at any special or regular meeting of landowners of the district, but only qualified voters, as defined by Section 35-70-104 of the Colorado Soil Conservation Act, or their authorized agents shall be permitted to vote. At all such meetings the Board shall appoint a committee on the district, and such committee shall examine the qualifications of all persons presenting themselves for the purpose of voting and shall report to the President a complete list of qualified voters present in person. Such list shall constitute the voting list of such meeting and in the event of protest as to any portion of such report or as to any name which has been excluded from the list or included in the list, such report may be accepted or amended by a majority vote of those qualified voters present against whose qualifications to protest is made.

SECTION 9: RULES AND ORDER OF BUSINESS. At all meetings of landowners within the district, Robert's Rules of Order shall govern the conduct of business, and the order of business shall be established by the Board.

SECTION 10: TAXATION. Taxes or assessments within the district may be levied in accordance with Section 35-70-109 in the Colorado Soil Conservation Act.

SECTION 11: VACANCIES. Vacancies on the Board shall be filled as provided in Section 35-70-107 of the Colorado Soil Conservation Act. Vacancies in the offices of President, Vice-President, Secretary and Treasurer shall be filled by the Board.

SECTION 12: REMOVAL OF SUPERVISORS AND OFFICERS. Any member of the Board of Supervisors may be removed from office by the recall procedure outlined in Section 32-1-906 and 32-1-907 included in the District Handbook. Any officers of the Board may be removed from such office at any time by a majority of all of the members of the Board.

SECTION 13: EMPLOYMENT OF ASSISTANCE. If in the opinion of the Board it shall be necessary or for the best interests of the district to employ some person or persons not qualified to vote in the district, as secretary or treasurer or both secretary and treasurer, it shall have the power to do so, and it shall have the power to employ such legal, technical or other assistance as may be necessary to the conduct of the affairs of the district, but in no event shall the employment of any assistance authorized in this section obligate the district beyond the amount of its available funds or reasonable revenue expectancy.

SECTION 14: AMENDMENT OF BYLAWS. The bylaws of this conservation district may be altered, amended, or repealed or additions made in accordance to the procedure outlined in Section 35-70-109 of the Colorado Soil Conservation Act.


AS APPROVED AT A MEETING OF THE LANDOWNERS APRIL 19TH, 2024



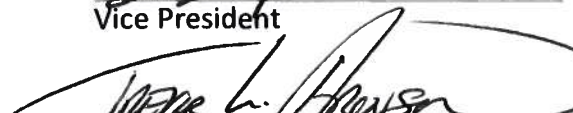
President




Vice President



Treasurer/Secretary



Supervisor



Supervisor