

RESOLUTION NO. 14-00

A RESOLUTION AUTHORIZING THE TRANSFER OF THE FUNDS FROM THE TOWN OF BERTHOUD'S POLICE OFFICER'S OLD HIRE PENSION FUND.

WHEREAS, the Board of Trustees has determined that there are excess funds in the Town's Police Officers' Old Hire Pension Fund; and,

WHEREAS, the Board of Trustees has determined that funds in excess of those required by Colorado Revised Statutes should be transferred to the funds permitted by Colorado Revised Statutes; and,

WHEREAS, pursuant to §31-30.5-209(3)(a), C.R.S., the Town of Berthoud has published notice for more than 60 days in advance of the public hearing set for August 8, 2000. The Affidavit of Publication being attached to this Resolution; and,

WHEREAS, no persons claiming any right, title or interest to these funds have come forward and no claims have been presented;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO THAT:

Pursuant to Colorado Revised Statutes the Town Clerk is authorized to transfer all applicable funds currently in any account or certificate of deposit attributable to the Town of Berthoud's Police Officers' Old Hire Pension Fund into the funds, investments and budgetary accounts permitted by the Colorado Revised Statutes. This transfer is subject to the statutory restrictions and requirements as provided in the Colorado Revised Statutes.

This resolution was passed by a vote of 5 in favor and 1 opposed at the meeting of the Board of Trustees on the 8th day of August, 2000.

TOWN OF BERTHOUD:

Mary K. Cowdin  
Mary K. Cowdin, Town Clerk

Milan Karspeck  
Milan Karspeck, Mayor

Published: N/A

# AFFIDAVIT OF PUBLICATION

## The Old Berthoud Recorder

State of Colorado )  
County of Larimer ) ss

I, Walter J. Kinderman, do solemnly swear that THE OLD BERTHOUD RECORDER is a weekly newspaper printed in whole or in part, and published in the Town of Berthoud, County of Larimer, State of Colorado, and which has general circulation therein and in parts of Larimer County: that said newspaper has been continuously and uninterruptedly published for a period of more than fifty-two weeks next to prior to the first publication of the annexed legal notice of advertisement, that said newspaper has been admitted to the United States mails as second class matter under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that copies of each number of said newspaper, in which said notice or advertisement was published, were transmitted by mail to each of the subscribers of said newspaper, according to the accustomed mode of business in this office.

That the annexed legal notice or advertisement was published in the regular and entire editions of said weekly newspaper once each week for the period of 1 consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated Oct. 14, 1999 and that the last dated Oct. 14, 1999.

Walter J. Kinderman

Publisher

Subscribed and sworn to before me this 14  
day of Oct 1999

My Commission Expires August 28, 2000

Hazel M. Carlson

Notary Public

FEE \$

### Legal Notice

NOTICE TO APPLY - IDLE OLD HIRE  
POLICE PENSION FUNDS PURSUANT TO  
COLORADO REVISED STATUTES SECTION  
31-30.5-209

All persons who qualify as old hire police employees of the Town of Berthoud are hereby given notice that the Board of Trustees will consider adopting a resolution to apply the idle funds within the police officers' old hire pension fund established pursuant to Section 31-30.5-209. Any person or persons who believe they are or may be entitled to benefit payments from this fund have 50 days from the date of this notice in which to file an objection in writing to the Board of Trustees of the Town of Berthoud at P.O. Box 1229, Berthoud, Colorado 80513. This resolution will be considered by the Board of Trustees at its meeting on the 14th day of December, 1999, at 7:00 p.m. in the Berthoud Town Hall, 328 Massachusetts Avenue, Berthoud, Colorado. For further information contact the Town Clerk, Mary Cowdin.

NOTE: If you fail to provide written notice to the Berthoud Board of Trustees as set forth herein you will forfeit your rights, if any, to the Berthoud police officers' old hire pension fund.

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October 14, 1999