

**WORKING DRAFT  
August 12, 2008**

**AMENDED AND RESTATED  
ARTICLES OF ASSOCIATION  
COLORADO BARK BEETLE COOPERATIVE**

**Article I  
Establishment of the Cooperative**

The interested parties, as defined herein, hereby establish a voluntary association known as the Colorado Bark Beetle Cooperative, hereafter "Cooperative" or "CBBC".

**Article II  
Purpose, Function and Powers of the Cooperative**

**201. Purpose**

The Cooperative shall promote regional cooperation among and between interested parties regarding the impacts of the bark beetle outbreak in a geographic area comprising the counties of Eagle, Garfield, Grand, Jackson, Lake, Park, Pitkin, Routt, and Summit, hereinafter referred to as the "Region".

The need for a Cooperative is based on the recognition that people in the Region form a single community and are bound together by the social, economic, and environmental affects of the bark beetle outbreak.

It is the purpose of the Cooperative through its interested parties to provide information to influence local, state, and federal policy regarding actions to address the effects of the bark beetle outbreak.

In order to assure orderly, effective, efficient and harmonious strategies to address the effects of the bark beetle outbreak in the Region it is necessary for the Cooperative to serve as an advisory coordinating association of interested parties to identify and advocate actions based in agreement of the participating parties.

**202. Functions**

The Cooperative shall promote regional collaboration and coordination through activities designed to:

- A. Protect human life, public infrastructure, critical water supplies, and develop resilient forest communities in areas within the region affected by the bark beetle outbreak.
- B. Seek and invite the active participation of public and private organizations, private land owners, and municipal, county, state, and federal governments.

- C. Strengthen the influence of all interested parties by speaking with one voice regarding pertinent matters.
- D. Serve as a forum to identify study and positively address the social, economic, and environmental effects of the bark beetle outbreak.
- E. Develop and formulate recommendations regarding policy at the local, state and federal levels of government involving the effects of the bark beetle outbreak.
- F. Provide the organizational framework to ensure effective communication and coordination among the interested parties.
- G. Promote collaboration and cooperation through information collection, sharing and incorporation and/or resolution of differences among the interested parties.
- H. Serve as a vehicle for the collection and exchange of information.
- I. Develop mutually accepted principles and procedures for formulating recommendations regarding policy.
- J. Serve as a singular voice for the interested parties on matters of mutual agreement.
- K. Encourage action and implementation of recommended policies by local, state and federal governments.
- L. Provide mediation in resolving conflicts between participating interested parties.
- M. Provide technical and general assistance to the interested parties in the areas of:
  - 1. State and federal legislation.
  - 2. Removal of administrative barriers.
  - 3. Public information and education.
  - 4. Engagement of the private sector.
  - 5. Pre-disaster mitigation.
  - 6. Seek and obtain public and private funding to carry out the purposes of the Cooperative.
  - 7. And, in general,
    - a. Publish reports.
    - b. Distribute pertinent current information.
    - c. Sponsor regional gatherings of interested parties.

- d. Sponsor or oppose legislation on behalf of the Region and the Council.

**203. Powers**

The Cooperative shall, for the purpose of fulfilling its purposes and functions, be a body politic and corporate, and as such, be subject to all rights, duties and obligations as such may affect the participating parties of such Cooperative whereby its activities are of a regional nature, and further, shall constitute the entity to perform those regional functions which may be authorized by federal or state statute. To effectuate such powers, the Cooperative shall:

- A. Obtain the appropriate legal status as a Colorado not-for-profit corporation.
- B. Be the approving and contracting agent for all private, federal and state grants as required.
- C. Constitute the legal entity for the purpose of receiving private, state or federal assistance through designation as grantee for such grants.
- D. Accept contributions from participating interested parties or from any source, commit them to a general fund or funds, or a special fund or funds, and disburse the same for such purposes as the Cooperative may direct at the time the fund or funds are established or at any time thereafter.

**Article III**  
**Participation**

**301. Initial Participants**

The Cooperative shall be comprised of the following entities (Participating Interested Parties):

Federal Agencies:      USDA Forest Service, USDI Bureau of Land Management

State Agencies:      Colorado State Forest Service, Colorado Division of Emergency Management

Counties:              Eagle, Garfield, Grand, Jackson, Lake, Park, Pitkin, Routt, and Summit

Municipal Corporations:      Aspen, Avon, Basalt, Breckenridge, Carbondale, Dillon, Eagle, Fraser, Frisco, Glenwood Springs, Granby, Grand Lake, Gypsum, Hot Sulphur Springs, Kremmling, Leadville, Minturn, Montezuma, Red Cliff, Silverthorne, Steamboat Springs, Vail, Walden, Winter Park

Quasi-Governmental Agencies:      Forest Restoration Institute at Colorado State University, Western Area Power Administration, Denver Water, Northwest Colorado Council of Governments

Non-governmental Organizations: Wilderness Workshop, Wilderness Society,  
Colorado Timber Industry Association, Our Future Summit

**302. Additional Participants**

Any interested party, organized as a legal entity in the State of Colorado, may participate in the Cooperative by subscribing to the Cooperative's Articles of Association and Bylaws. The Cooperative shall take all steps necessary to include the new participants within the scope of the authorities it holds.

**303. Termination of Participation**

Any participating interested party may withdraw from the Cooperative in the following manner:

1. Written notice of the intent to withdraw with the reasons for withdrawal shall be submitted to the Cooperative by the governing body of the interested party thirty days prior to withdrawal.

**Article IV  
Bylaws**

The Cooperative, acting by resolution at any regular or special meeting, may enact or amend Bylaws in order to efficiently conduct its affairs. Such Bylaws may not contravene or supersede any provision of these Articles.

**Article V**

**501. Articles: Effective Date**

These Amended and Restated Articles of Association shall regulate and govern the affairs of the Cooperative. These Articles shall become effective upon their adoption by the Cooperative and ratification by a majority of the Initial Participants.

**502. Articles: Amendment**

These Articles may be amended at any regular or special meeting of the Cooperative by resolution, provided that at least one week's notice be given to all participating interested parties, setting forth such amendment and that the approved amendment be ratified by a majority of the interested participating parties.