

**COLORADO CITY METROPOLITAN DISTRICT
RESOLUTION NO. 3-2017**

RESOLUTION TO PARTICIPATE IN THE NOVEMBER 2017 ELECTION

WHEREAS, the Colorado City Metropolitan District (“District”) is a special district and political subdivision of the State of Colorado, acting pursuant to certain powers set forth in the Colorado Special District Act, C.R.S. § 32-1-101, *et seq.*; and

WHEREAS, the members of the Board of Directors of the District (the “Board”) have been duly elected, chosen and qualified; and

WHEREAS, Article X, Section 20 of the Colorado Constitution (“TABOR”) requires voter approval for any new tax and for collecting, retaining and spending certain moneys above limits established by TABOR; and

WHEREAS, November 7, 2017, is one of the election dates at which ballot issues may be submitted to the eligible electors of the District pursuant to TABOR and C.R.S. § 32-1-1004(10)(c); and

WHEREAS, the Board of Directors of the District has determined to participate in the November 2017 Election.

WHEREAS, in accordance with C.R.S. § 32-1-1004(10)(c), the election must be conducted in accordance with the Uniform Election Code of 1992; and

WHEREAS, the Board hereby determines to hold a special election of the District’s electors on November 8, 2016 (the “Election”) to be held as part of the coordinated election being conducted by the County Clerk and Recorder (the “Clerk”) of Pueblo County (the “County”) pursuant to the Uniform Election Code of 1992, Title 1, Articles 1 through 13, Colorado Revised Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District that:

1. In accordance with the Special District Act and the Uniform Election Code of 1992, the Board hereby determines that an election of the eligible electors of the District shall be held on November 7 2017.

2. The election shall be conducted as a coordinated election in accordance with all relevant provisions of the Uniform Election Code of 1992.

3. The Board of Directors hereby designates David Valdez as the Designated Election Official (“DEO”) of the District. The DEO is hereby authorized and directed to proceed with any action necessary or appropriate, including contracting with the Pueblo County Clerk

and Recorder to conduct the election, to effectuate the provisions of this Resolution and the Special District Act, the Uniform Election Code of 1992, TABOR or other applicable laws.

4. The Board of Directors intends that the provisions hereof are severable. Therefore, if any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not impair or invalidate the remaining provisions of this Resolution.


5. Any and all actions previously taken by the DEO or the President or Secretary of the Board of Directors or any other persons acting on their behalf concerning the subject matter of this Resolution, pursuant to the Special District Act, Uniform Election Code of 1992, or other applicable laws, are hereby ratified and confirmed.

6. All acts, orders, and resolutions or parts thereof, of the Board of Directors which are inconsistent or in conflict with this Resolution are hereby repealed only to the extent of such inconsistency or conflict.

7. The provisions of this Resolution shall take effect immediately.

A motion was made and seconded, and, upon a majority vote, this Resolution was **ADOPTED AND APPROVED** by the Board this 11th day of July, 2017.

COLORADO CITY METROPOLITAN DISTRICT



Patti Wadlington, Treasurer

ATTEST:



Susan Kalman, Secretary