



**RESOLUTION NO. 14-0204
RESOLUTION OF AGATE FIRE PROTECTION DISTRICT FOR
2014 REGULAR DISTRICT ELECTION**

32-1-804, 1-1-111, C.R.S.

WHEREAS, the terms of office of Directors Lyndon Burnett, Kent Dyson, and Vicky Craven shall expire after their successors are elected at the regular special District election to be held on May 6, 2014 ("Election") and take office; and

WHEREAS, in accordance with the provisions of the Special District Act ("Act") and the Uniform Election Code of 1992 ("Code"), and the Election must be conducted to elect 3 Directors to serve for a term of four (4) years;

NOW, THEREFORE, be it resolved by the Board of Directors of the Agate Fire Protection District in the County of Elbert, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 6, 2014, between the hours of 7:00 A.M. and 7:00 P.M. pursuant to and in accordance with the Act, Code, and other applicable laws. At the time, 3 Directors will be elected to serve a four-year term.

2. There shall be one election precinct for the convenience of the eligible electors of the District, the boundaries of which shall be identical to the boundaries of the District, and there shall be 1 polling place at the following location:

Agate School
41032 2nd Ave.
Agate, CO 80101

situated in the County of Elbert, State of Colorado. The polling place located at Agate School shall also be polling place for disabled electors and for eligible electors not residing within the District. If the Designated Election Official deems it to be more expedient for the convenience of the eligible electors of the District (who are also eligible electors in other special districts with overlapping boundaries which are conducting elections on the Election day), the Election may be held jointly with such special districts in accordance with coordinated election procedures as set forth in an agreement between all participating special districts. In such event, the election precincts and polling places shall be as set forth in such agreement. The Designated Election Official is authorized to execute such agreement on behalf of the District, which agreement shall include provisions for the allocation of responsibilities for the conduct and reasonable sharing of costs of the coordinated Election.

3. The Board of Directors hereby designate Vicky Craven as the Designated Election Official of the District, who is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and the Act, Code, TABOR or other applicable laws. The Election shall be conducted in accordance with the Act, Code, TABOR and other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, including the TABOR notice, and printing of ballots, and direct that all other appropriate actions be accomplished.

4. If other special districts with overlapping boundaries of the District are conducting ballot issue elections on the Election Day, the District is required to enter into an intergovernmental agreement with such special districts concerning the preparation and mailing of the TABOR Notice to the registered electors within the overlapping area. The Designated

Agate Fire Protection District



Election Official is authorized to enter into such agreement on behalf of the District.

5. Applications for mail-in ballots may be filed with the Designated Election Official at 40160 County Road 153 P.O. Box 146 Agate, CO 80101, no later than the close of business on the 7th day prior to the election (Tuesday, April 29, 2014), if the mail-in ballot is to be mailed to the elector, or until the close of business on the Friday immediately preceding the election (Friday, May 2, 2014), if the mail-in ballot will not be mailed to the elector.

6. Self-Nomination and Acceptance forms are available at the Designated Election Official's office located at the above address. All candidates must file a Self-Nomination and Acceptance form with the Designated Election Official no later than the close of business (time: 5:00 p.m.) on Friday, February 28, 2014.

7. If the only matter before the electors is the election of Directors of the District and if, at the close of business on March 4, 2014, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 3, 2014, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

8. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five (5) days after the title of the ballot issue or ballot question is set.

9. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

10. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other persons acting on their behalf pursuant to the Act, the Code or other applicable laws, are hereby ratified and confirmed.

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

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

ADOPTED AND APPROVED this 4th day of February, 2014.

AGATE FIRE PROTECTION DISTRICT

By 
President

ATTEST:

By 
Secretary