

FITZSIMONS VILLAGE METROPOLITAN DISTRICT NO. 3

141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228-1898  
Tel: 303-987-0835 • 800-741-3254  
Fax: 303-987-2032

63632  
CEL

May 21, 2010

Received  
MAY 24 2010  
Dept. of Local Affairs

Casey Laycock  
Division of Local Government  
1313 Sherman St., Rm 521  
Denver CO 80203

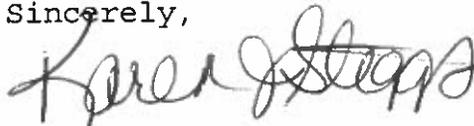
Re: Fitzsimons Village Metropolitan District No. 3

Dear Ms. Laycock:

Enclosed please find the Resolution Cancelling Election, proof of publication, Oaths of Office for our newly elected Board members, and a current copy of the crime coverage certificate for your files.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Karen J. Steggs  
Assistant to Ann E. Finn  
Designated Election Official

Enclosures

cc: McGeady Sisneros, P.C. - Craig Sorensen  
Arapahoe County Clerk and Recorder

**RESOLUTION REGARDING  
CANCELLATION OF ELECTION  
DECLARATION DEEMING CANDIDATES ELECTED**

Fitzsimons Village Metropolitan District No. 3  
Arapahoe, Colorado

**WHEREAS**, the Designated Election Official of the District has been duly authorized by the Board of Directors to cancel and declare candidates elected at the close of business on the sixty-third day before the election to be conducted on May 4, 2010; and

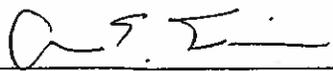
**WHEREAS**, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates.

**NOW THEREFORE**, pursuant to 1-5-208(1.5), C.R.S., the Designated Election Official **HEREBY** cancels the regular election to be conducted on May 4, 2010.

**THE ELECTION IS CANCELED BY FORMAL RESOLUTION AND THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERMS OF OFFICE:**

<u>Name</u>	<u>Address</u>	<u>Year Term</u>
Todd Hager	290 W. 12 <sup>th</sup> Avenue Denver, CO 80204	2-year term
Otis C. Moore, III	7847 E. Severn Place Denver, CO 80230	4-year term
Andrew R. Klein	16 Sandy Lake Road Cherry Hills Village, CO 80113	4-year term
Michael John Schroeder	2841 Clinton Way Denver, CO 80238	4-year term

DATED this 2nd day of March, 2010.

  
\_\_\_\_\_  
Designated Election Official

**District Contact Person**  
Ann E. Finn  
**Telephone Number of the District**  
(303) 987-0835  
**Address of the District**  
141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228-1898

## Karen Steggs

---

**From:** Colleen [legals@aurorasentinel.com]  
**Sent:** Wednesday, March 03, 2010 2:22 PM  
**To:** Karen Steggs  
**Subject:** Re: Request for publication-FITZ 1-3

received 3/3/10 thank you  
On Mar 3, 2010, at 12:41 PM, Karen Steggs wrote:

> <Notice of Cancellation of Election.DOC>

## Karen Steggs

---

**From:** Karen Steggs  
**Sent:** Wednesday, March 03, 2010 12:42 PM  
**To:** 'Colleen'  
**Cc:** Ann Finn; 'Craig Sorensen'  
**Subject:** Request for publication-FITZ 1-3  
**Attachments:** Notice of Cancellation of Election.DOC

Please find attached a request for publication of a Notice of Cancellation of Election. Please acknowledge receipt of this email and publication. Thank You!

Karen J. Steggs  
Administrative Assistant  
Special District Management Services, Inc.  
141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228  
Phone: 303-987-0835  
ksteggs@sdmsi.com

**NOTICE OF CANCELLATION OF REGULAR ELECTIONS  
BY THE DESIGNATED ELECTION OFFICIAL**

Section 1-5-208(1.5), C.R.S.

NOTICE IS HEREBY GIVEN by the Fitzsimons Village Metropolitan District Nos. 1-3, Arapahoe County, Colorado, that at the close of business on the sixty-third day before the elections there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates; therefore, the elections to be held on May 4, 2010, are hereby canceled pursuant to Section 1-5-208, C.R.S.

The following candidates are declared elected for each district:

Todd Hager	2-year term (May, 2012)
Vacancy	2-Year term (May, 2012)
Otis C. Moore, III	4-year term (May, 2014)
Andrew R. Klein	4-year term (May, 2014)
Michael J. Schroeder	4-year term (May, 2014)

/s/ Ann E. Finn  
Designated Election Official

Contact Person for the District: Ann E. Finn

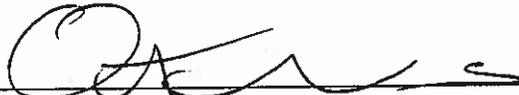
Telephone Number of the District: (303) 987-0835

Address of the District: 141 Union Blvd., Suite 150, Lakewood, CO 80228-1898

District Facsimile Number: (303) 987-2032

<b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b> 7325 S. Potomac St. Centennial, CO 80112 303-649-6355	
<b>PETITIONER: IN RE FITZSIMONS VILLAGE METROPOLITAN DISTRICT NO. 3</b>	
Mary Jo Dougherty Angela Neese Rathbun McGEADY SISNEROS, P.C. 450 E. 17 <sup>th</sup> Ave., Suite 400 Denver, CO 80203-1214 Phone: (303) 592-4380 Fax: (303) 592-4385 E-mail: mjdougherty@mcgeadysisneros.com arathbun@mcgeadysisneros.com Atty. Reg. #: #21824 #36685	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 06 CV 1703  Div.: 408      Ctrm.: ____
<b>OATH OF DIRECTOR</b>	

The undersigned solemnly swears (or affirms) that he will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

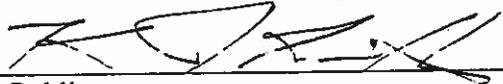
  
 \_\_\_\_\_  
 Otis C. Moore, III  
 Address: 7847 E. Severn Place  
 Denver, CO 80230

STATE OF COLORADO )  
 ) ss.  
 COUNTY OF Arapahoe )

Subscribed and sworn to before me this 18<sup>th</sup> day of May, 2010.

WITNESS my hand and official seal.



  
 \_\_\_\_\_  
 Notary Public

My commission expires: 10/13/2013

# CERTIFICATE OF

# ELECTION

*This certifies that Otis C. Moore, III was elected to serve a four-year term as a member of the Board of Directors of the Fitzsimons Village Metropolitan District No. 3 at the election held May 4, 2010.*



Designated Election Official





# CERTIFICATE

OF

# ELECTION

*This certifies that Michael J. Schroeder was elected to serve a four-year term as a member of the Board of Directors of the Fitzsimons Village Metropolitan District No. 3 at the election held May 4, 2010.*

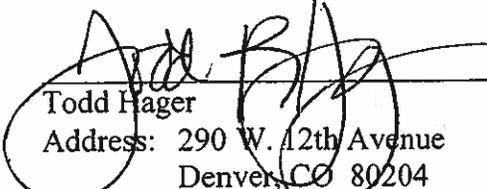


*Designated Election Official*



<b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b> 7325 S. Potomac St. Centennial, CO 80112 303-649-6355	
<b>PETITIONER: IN RE FITZSIMONS VILLAGE METROPOLITAN DISTRICT NO. 3</b>	
Mary Jo Dougherty Angela Neese Rathbun McGEADY SISNEROS, P.C. 450 E. 17 <sup>th</sup> Ave., Suite 400 Denver, CO 80203-1214 Phone: (303) 592-4380 Fax: (303) 592-4385 E-mail: mjdougherty@mcgeadysisneros.com arathbun@mcgeadysisneros.com Atty. Reg. #: #21824 #36685	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 06 CV 1703  Div.: 408      Ctrm.: _____
<b>OATH OF DIRECTOR</b>	

The undersigned solemnly swears (or affirms) that he will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

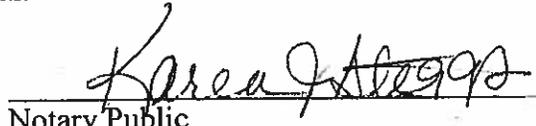
  
 \_\_\_\_\_  
 Todd Hager  
 Address: 290 W. 12th Avenue  
 Denver, CO 80204

STATE OF COLORADO                    )  
   ) ss.  
 COUNTY OF Jefferson                )

Subscribed and sworn to before me this 11<sup>th</sup> day of May, 2010.

WITNESS my hand and official seal.

**KAREN J. STEGGS**  
**NOTARY PUBLIC**  
**STATE OF COLORADO**  
 My Commission Expires Mar. 1, 2014

  
 \_\_\_\_\_  
 Notary Public  
  
 My commission expires: 3/1/14

# CERTIFICATE OF

# ELECTION

*This certifies that Todd Hager was elected to serve a two-year term as a member of the Board of Directors of the Fitzsimons Village Metropolitan District No. 3 at the election held May 4, 2010.*

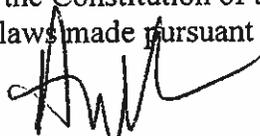


*Designated Election Official*



<b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b> 7325 S. Potomac St. Centennial, CO 80112 303-649-6355	
<b>PETITIONER: IN RE FITZSIMONS VILLAGE METROPOLITAN DISTRICT NO. 3</b>	
Mary Jo Dougherty Angela Neese Rathbun McGEADY SISNEROS, P.C. 450 E. 17 <sup>th</sup> Ave., Suite 400 Denver, CO 80203-1214 Phone: (303) 592-4380 Fax: (303) 592-4385 E-mail: <a href="mailto:mjdougherty@mcgeadysisneros.com">mjdougherty@mcgeadysisneros.com</a> <a href="mailto:arathbun@mcgeadysisneros.com">arathbun@mcgeadysisneros.com</a> Atty. Reg. #: #21824 #36685	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 06 CV 1703  Div.: 408      Ctrm.: ____
<b>OATH OF DIRECTOR</b>	

The undersigned solemnly swears (or affirms) that he will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

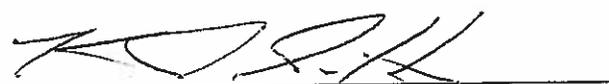


\_\_\_\_\_  
 Andrew R. Klein  
 Address: 16 Sandy Lake Road  
 Cherry Hills Village, CO 80113

STATE OF COLORADO                    )  
   ) ss.  
 COUNTY OF   Arapahoe              )

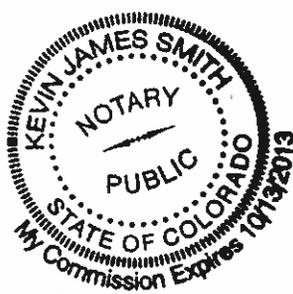
Subscribed and sworn to before me this   12<sup>th</sup>   day of   May  , 20   10  .

WITNESS my hand and official seal.



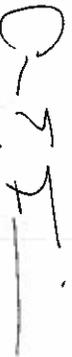
\_\_\_\_\_  
 Notary Public

My commission expires:   12/13/2013  



**C E R T I F I C A T E**  
**O F**  
**E L E C T I O N**

*This certifies that Andrew R. Klein was elected to serve a four-year term as a member of the Board of Directors of the Fitzsimons Village Metropolitan District No. 3 at the election held May 4, 2010.*



Designated Election Official





# Western Surety Company

## PUBLIC OFFICIAL POSITION SCHEDULE BOND

Name of Obligee Fitzsimons Village Metropolitan District No. 3  
 Name of Insured Fitzsimons Village Metropolitan District No. 3

Bond No. 15279182

WESTERN SURETY COMPANY, as Surety, in consideration of an agreed premium is held and firmly bound unto the Obligee, for the faithful discharge of the duties of any Officer or Employee while occupying any position named in the schedule attached, or added thereto by written acceptance of the Surety, while in the service of the Insured, not exceeding the sum specified in said schedule or written acceptance of the Surety as to said position after the

1st day of January, 2009.

This bond is subject to the following expressed conditions:

1. Automatic coverage is granted for the first thirty days' service of any Officer or Employee occupying a newly created position identical with one listed in the schedule of positions, in an equal amount.

Provided, however, that the automatic coverage herein granted shall be void and of no effect from the beginning, unless during the said thirty day period the Insured has requested in writing that the position be added to the schedule, and the Surety by written acceptance has consented thereto.

2. Coverage on any position may be increased or decreased upon written request of the Insured, and agreed to in writing by the Surety.

The Surety's liability under this bond shall not be cumulative, and in no event shall the Surety be called upon to pay as a loss hereunder an amount greater than the largest single amount for which the position occupied by any Officer or Employee causing said loss is or has been covered in the schedule, whether said loss occurred during any one or more years. The liability of the Surety for any Officer or Employee occupying more than one position at one time, or at different times, shall not exceed the largest amount of coverage specified for any single position occupied by said Officer or Employee. The liability of the Surety shall never exceed the amount in effect for the position when the act of the Officer or Employee causing the loss shall have occurred. In the event there are more Officers or Employees occupying the position covered in the schedule than are listed therein, the Surety shall be liable for such proportion of the amount of coverage as the number of Officers or Employees listed bears to the number of Officers or Employees actually

4. Cancellation hereunder is effective, and all liability under this bond shall cease as to the future acts or omissions as to any Officer or Employee on the date specified in written notice given by the Insured to the Surety as to any or all positions or Officers or Employees, or after thirty days' written notice given by the Surety to the Insured of its intent to cancel this bond in its entirety, or as to any Officer or Employee or position.

5. None of the specifications of this bond shall be altered or waived, except in writing by the Surety executed by the Chairman of the Board, its President, Vice President, Secretary, Assistant Secretary or Treasurer.

6. The liability of the Surety hereunder is subject to the terms and conditions of the following or to the following Riders attached thereto:

Dated this 31st day of March, 2009.

Countersigned  
 By [Signature]  
 Resident Agent

WESTERN SURETY COMPANY  
 By [Signature]  
 Surety

SCHEDULE OF POSITIONS EFFECTIVE January 1st , 2009  
 (If there is more than one position of like classification, list by number, thus: Cashier No. 1, Cashier No. 2)

Number	Position	Location	Amount	Premium
1	Director		\$1,000.00	\$3.50
2	Director		\$1,000.00	\$3.50
3	Director		\$1,000.00	\$3.50
4	Director		\$1,000.00	\$3.50
5	Director		\$1,000.00	\$3.50
6	Treasurer		\$5,000.00	\$25.00
*****	***** End of Schedule	*****		