

01023

SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT

6550 E. 72ND AVENUE COMMERCE CITY, COLORADO 80022

March 9, 2010

RONALD C. LaPENNA
FIRE MARSHAL

KEVIN S. VINCEL
DEPUTY FIRE MARSHAL

KEVIN C. PHILLIPS
DEPUTY FIRE MARSHAL

DEAN VITALE
FIRE INSPECTOR

DEREK ROSS
FIRE INSPECTOR

DIANE ROEMER-VIGIL
ADMINISTRATIVE
ASSISTANT

Casey Laycock

Department of Local Affairs

Division of Local Government

1313 Sherman Street, Room 521

Denver, Colorado 80203

Casey;

For you files for the South Adams County Fire Protection District, enclosed please find copies of the following;

Election Resolution for 2010 Regular Special District Election,

Resolution designating a DEO and authorization to cancel election,

Call for Nominations,

Notice of Cancellation,

4 - Self Nomination and Acceptance forms.

If there are any questions, please contact me at 303-288-0835

Regards,



Ronald C. LaPenna

Fire Marshal, DEO

South Adams County Fire Protection District

ELECTION RESOLUTION FOR 2010 REGULAR DISTRICT ELECTION

South Adams County Fire DISTRICT
RESOLUTION NO. 2010 01

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

Friess, Harpin

WHEREAS, the terms of office of Directors Buckalew, Koger shall expire after their successors are elected at the regular special District election to be held on May 4, 2010 ("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 [and 1 Directors to serve for a term of two (2) years]; and

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

1. The regular election of the eligible electors of the District shall be held on May 4, 2010, 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 [and 1 Directors will be elected to serve a two-year term].

[Option for Polling Place Election]

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 3 polling place(s) at the following location(s):

1. South Adams County Water Administrative Offices
6595 East 70th Ave. Commerce City, CO. 80022

2. South Adams County Fire Station #8
10326 Walden St. Commerce City, CO. 80022

3. Belle Creek Charter School
9290 East 107th Ave. Commerce City, CO. 80022
situated in the County of Adams, State of Colorado. The polling place located at Polling Place #1 and 2 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.

[Option for Mail Ballot Election]

2. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Code. The Designated Election Official shall notify the Colorado Secretary of State of the District's determination and submit a Plan for conducting the mail ballot Election, which may be based on the standard plan adopted by the Secretary of State. There shall be no election precinct or polling place. All mail ballots shall be returned to the Designated Election Official's office.

3. The Board of Directors hereby designate Ronald C. LaPenna 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, and printing of ballots, and direct that all other appropriate actions be accomplished.

4. Applications for mail-in ballots may be filed with the Designated Election Official at 6550 E. 72nd Ave. Commerce City, CO. 80022, no later than the close of business on the 7th day prior to the election (Tuesday, April 27, 2010), 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, April 30, 2010), if the mail-in ballot will not be mailed to the elector.

5. 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 26, 2010.

6. If the only matter before the electors is the election of Directors of the District and if, at the close of business on March 2, 2010, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 1, 2010, 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.

7. 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.

8. 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.

9. 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.

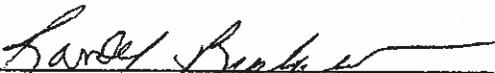
10. The provisions of this Resolution shall take effect immediately.

ADOPTED AND APPROVED this 19th day of January, 2010.

South Adams County Fire Protection DISTRICT

By 
Chairman

ATTEST:

By 
Secretary

PROCEDURAL INSTRUCTIONS:

**RESOLUTION 2010-02
APPOINTING A DESIGNATED ELECTION OFFICIAL AND
AUTHORIZING DESIGNATED ELECTION OFFICIAL
TO CANCEL ELECTION**

32-1-804(2), 1-1-111(2), 1-5-208(1.5), C.R.S.

WHEREAS, pursuant to 32-1-804(2), C.R.S., the Board of Directors of the South Adams County Fire Protection District, Adams County, Colorado is authorized to designate a Designated Election Official to exercise the authority of the Board in conducting the election, and

WHEREAS, pursuant to 1-5-208, C.R.S., the Board can authorize the Designated Election Official to cancel the election upon certain conditions;

NOW THEREFORE, be it resolved by the Board of Directors of the South Adams County Fire District, Adams County, Colorado that:

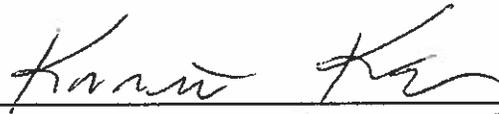
1. the Board hereby names [has named] Ronald C. LaPenna as the Designated Election Official for the regular special district election scheduled for the 4th day of May, 20 10.
2. the Board hereby authorizes and directs the Designated Election Official, if the only matter before the electors is the election of persons to office, to cancel said election and declare the candidates elected, if at the close of business on the sixty-third day before the election there are not more candidates than offices to be filled, including candidates filing affidavits of intent to run as write-in candidates.
3. the Board further authorizes and directs the Designated Election Official to publish and post a Notice of Cancellation of Election at each polling place and in the offices of the Designated Election Official, the county clerk and Recorder of

PROCEDURAL INSTRUCTIONS:

each county in which the district is located, and file with the Division of Local Government. The Designated Election Official shall also notify the candidates that the election was cancelled and they are elected by acclamation.

Adopted and approved this 19th day of January, 2010, by the Board of Directors of the South Adams County Fire Protection District, Adams County, Colorado.

(SEAL)



President



Secretary

PROCEDURAL INSTRUCTIONS:

NOTICE OF CANCELLATION

1-5-208(1.5), 32-1-104, C.R.S.

NOTICE IS HEREBY GIVEN by the South Adams County Fire Prot. District, Adams County, Colorado, that at the close of business on the sixty-third day before the election, 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 election to be held on May 4, 2010 is hereby canceled pursuant to section 1-5-208(1.5), C.R.S.

The following candidates are hereby declared elected:

| | | |
|-----------------------------------|-------------------------------------|-------------------------|
| <u>Kenneth J. Koger</u> (name) | <u>4 year</u> (2 or 4 year term) | until May, 20 <u>14</u> |
| <u>Randy Buckalew</u> (name) | <u>4 year</u> (2 or 4 year term) | until May, 20 <u>14</u> |
| <u>Robert J. Haprin</u> (name) | <u>4 year</u> (2 or 4 year term) | until May, 20 <u>14</u> |
| <u>Darren M. Friess</u> (name) | <u>2 year</u> (2 or 4 year term) | until May, 20 <u>12</u> |

Ronald C. LaPenna
(Signature of the Designated Election Official)
Ronald C. LaPenna
(DEO's Printed Name)

Contact Person for the District: Ronald C. LaPenna
Telephone Number of the District: 303-288-035
Address of the District: 6550 E. 72nd Ave. Commerce City CO. 80022
District Facsimile Number: 303-288-5977
District Email: rlapenna@sacfd.org

PROCEDURAL INSTRUCTIONS: Publish (CRS 1-1-104(34) publication defined) and post at all polling places, in the office of the Designated Election Official, and in the office of the County Clerk and Recorder. File a copy of this notice with the resolution canceling the election, oaths of office, and a current faithful performance bond for each director with the Division of Local Government, 1313 Sherman St., Rm., 521, Denver, CO 80203 no later than 30 days after the date of the regular election. The board or DEO shall notify all candidates that the election was cancelled and that they have been elected by acclamation. The original notice is to be kept on file with the special district as part of the official election records.