



## RESOLUTION NO. 2010-2

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE STRASBURG FIRE PROTECTION DISTRICT NO. 8 OF ADAMS AND ARAPAHOE COUNTIES, COLORADO CALLING FOR THE 2010 REGULAR DISTRICT ELECTION AND RECONFIRMING THE APPOINTMENT OF KATHLEEN DURYEA AS THE DISTRICT'S DESIGNATED ELECTION OFFICIAL

WHEREAS, in accordance with the provisions of the Special District Act (the "Act") and the Uniform Election Code of 1992 (the "Code"), the District is to hold its regular biennial election on May 4, 2010, which election is to elect two Directors to serve four (4) year terms; and

WHEREAS, Kathleen Duryea has been appointed as the District's Designated Election Official to conduct the District's regular biennial elections and she is currently acting in that capacity; and

WHEREAS, the Board wishes to continue and reconfirm the appointment of Kathleen Duryea as the District's Designated Election Official to conduct the District's regular biennial election on May 4, 2010.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE STRASBURG FIRE PROTECTION NO. 8 OF ADAMS AND ARAPAHOE COUNTIES, COLORADO:

1. That the District's regular biennial election of the eligible electors of the District shall be held 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 that time, two Directors will be elected to serve four-year terms.

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 one polling place at the following location: *Strasburg American Legion Hall*  
*5642 S Westview*

situate in the County of Adams, State of Colorado, or at such other location as is determined by the District's Designated Election Official (the "District's Polling Place"). The District's Polling Place shall also be the 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 any agreement between all participating special districts. In such event, the election precincts and polling places shall be as set for 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. Kathleen Duryea is hereby designated, reconfirmed and reappointed as the District's Designated Election Official, who is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of 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. Self-Nomination and Acceptance forms are available at the Designated Election Official's office located at the District's office at 56281 E. Colfax Avenue, Strasburg, Colorado 80136. All candidates must file a Self-Nomination and Acceptance form with the Designated Election Official no later than the close of business on Friday, February 26, 2010.

5. 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.

6. 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.

7. If any part or provision of this Resolution is inconsistent with the Act or the Code or is adjudged to be unenforceable or invalid such inconsistency or 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 with the Act or the Code.

8. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other person 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.

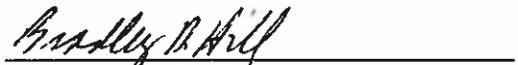
10. The provisions of this Resolution shall take effect immediately.

INTRODUCED, APPROVED AND ADOPTED this 21st day of January, 2010.

  
Dana Behrens, President

ATTEST:  
  
Don Sherer, Secretary

APPROVED AS TO FORM:

  
Attorney for the District