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June 7, 2012

Department of Local Affairs  
Division of Local Government  
Elections Division  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

Via e-mail: [dlg-filing@state.co.us](mailto:dlg-filing@state.co.us)

Re: Indian Hills Fire Protection District  
DLG ID #30042 - Jefferson County  
May 8, 2012 Special District Regular Biennial Election

To whom it may concern:

The 2012 Election Results documents, for the above referenced district, is as follows:

- 1) Board Resolution Appointing a DEO and Authorizing DEO to Cancel Election.
- 2) Certificate of Appointment & Oath of DEO
- 3) Board Resolution Re: Election
- 4) Notice of Mail Ballot Election
- 5) Judges' Unofficial Abstract of the Count of Votes and Judges' Certificate of Election Returns and Statement of Ballots
- 6) Canvass Board's Certificate of Official Abstract of Votes Cast
- 7) Oaths & Bonds of Newly Elected Directors Re: Paul M. Pettit, Kelley Lehman, and Charles Scott Kellar
- 8) Director's List & District Contact Data Update

Please contact me if you have any questions regarding this matter or if you need further information.

Sincerely,



Dana Retterer  
DEO/Legal Assistant  
[dretterer@tnclaw.com](mailto:dretterer@tnclaw.com)

cc: IHFPD

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STATE OF COLORADO )  
 )ss  
COUNTY OF JEFFERSON )

BEFORE THE BOARD OF DIRECTORS  
OF THE INDIAN HILLS FIRE PROTECTION  
WATER DISTRICT

**BOARD RESOLUTION APPOINTING A DESIGNATED ELECTION OFFICIAL  
AND AUTHORIZING DESIGNATED ELECTION OFFICIAL  
TO CANCEL ELECTION**

Resolution #01/12-1

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 Indian Hills Fire Protection District, Jefferson 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 INDIAN HILLS FIRE PROTECTION DISTRICT, JEFFERSON COUNTY, COLORADO THAT:

The Board hereby has named Dana Retterer of Toussaint Nemer & Coaty, P.C., as the Designated Election Official for the Special District Regular Biennial Election scheduled for the 8<sup>th</sup> day of May 2012.

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.

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 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.

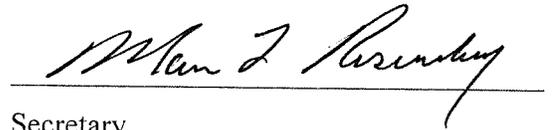
Adopted and approved this 25<sup>th</sup> day of January 2012, by the Board of Directors of the Indian Hills Fire Protection District, Jefferson County, Colorado.



President

### CERTIFICATION

The undersigned secretary of the Indian Hills Fire Protection District certifies that the foregoing Resolution is a true, complete and correct copy of a Resolution of the Board of Directors of the Indian Hills Fire Protection District duly and regularly entered by the Board at its regular public meeting held on January 25, 2012.



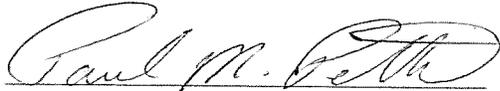
Secretary

**INDIAN HILLS FIRE PROTECTION DISTRICT  
CERTIFICATE OF APPOINTMENT AND  
OATH OF DESIGNATED ELECTION OFFICIAL**

**THIS IS TO CERTIFY**, that on January 25, 2012 we have appointed, and do hereby appoint Dana Retterer as designated election official for the purposes of planning and implementing our Special District Regular Biennial Election on May 8, 2012. The appointment includes the authority to act on behalf of the Board of Directors in planning and implementing the duties required in the success of an election. The Designated Election Official will, with integrity and transparency, and according to law, conduct an election for Indian Hills Fire Protection District, County of Jefferson, State of Colorado. The Designated Election Official has full power and authority to act in an official capacity prior to, during, and until the results of the May 8, 2012 Regular Biennial Election results are certified, unless this appointment should be sooner extended or revoked by resolution.

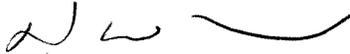
WITNESS my hand this 25<sup>th</sup> day of January 2012.

INDIAN HILLS FIRE PROTECTION DISTRICT

  
District Board President

**OATH**

I, Dana Retterer, do solemnly swear and affirm, that I will support the Constitution of the United States and the Constitution of the State of Colorado, and that I will faithfully perform the duties of the office of Designated Election Official for election purposes and handling of ballots for the May 8, 2012 Regular Biennial Election in and for the Indian Hills Fire Protection District, Jefferson County, State of Colorado, to the best of my skill and ability.

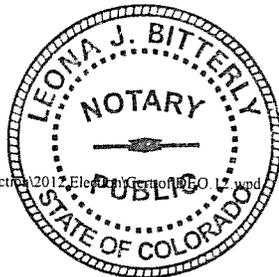


Designated Election Official's Signature

STATE OF COLORADO            )  
  ) ss.  
COUNTY OF JEFFERSON )

Subscribed and sworn to before me this 31<sup>st</sup> day of January, 2012.

Witness my hand and official seal.



  
Notary Public  
My Commission Expires: 4-28-12

STATE OF COLORADO )  
 )ss  
COUNTY OF JEFFERSON )

BEFORE THE BOARD OF DIRECTORS  
OF THE INDIAN HILLS FIRE PROTECTION  
DISTRICT

**BOARD RESOLUTION FOR 2012 SPECIAL DISTRICT  
REGULAR BIENNIAL ELECTION MAY 8, 2012**

Resolution #02/12-1

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

WHEREAS, the terms of office of Directors for Paul Pettit, Kelley Lehman, and Bret Roller shall expire after their successors are elected at the Special District Regular Biennial Election to be held on May 8, 2012 ("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 two (2) Directors, each to serve for a term of four (4) years; and one (1) Director to serve for a term of two (2) years; and

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

1. The regular biennial election of the eligible electors of the District shall be held on May 8, 2012, 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, two (2) Directors will be elected, each to serve a four (4) year term, and one (1) Director will be elected to serve for a term of two (2) years.
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 designated Dana Retterer of Toussaint, Nemer & Coaty, P.C. 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, or other applicable laws. The Election shall be conducted in accordance with the Act, Code, 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. This is a mail ballot election. Eligible electors will receive a ballot by mail. An application for permanent mail-in voter status can be filed with the designated election official no later than the close of business (5:00 p.m.) on **Friday, May 4, 2012.**

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, March 2, 2012.

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 6, 2012, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 5, 2012, 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.

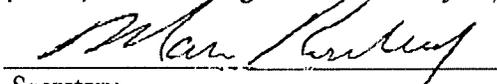
10. The provisions of this Resolution shall take effect immediately.

ADOPTED and APPROVED this 29<sup>th</sup> day of February, 2012, by the Board of Directors of the Indian Hills Fire Protection District, Jefferson County, Colorado.

  
\_\_\_\_\_  
President

#### CERTIFICATION

The undersigned secretary of the Indian Hills Fire Protection District certifies that the foregoing Resolution is a true, complete and correct copy of a Resolution of the Board of Directors of the Indian Hills Fire Protection District duly and regularly entered by the Board at its special public meeting held on February 29, 2012.

  
\_\_\_\_\_  
Secretary

**INDIAN HILLS FIRE PROTECTION DISTRICT  
JEFFERSON COUNTY, COLORADO  
NOTICE OF MAIL BALLOT ELECTION**

C.R.S. 1-7.5-107(2.5)(a)  
1-5-205(1)(a),(c),(d) and (2)  
SOS Rule 12.11

**TO WHOM IT MAY CONCERN** and particularly to the electors of the Indian Hills Fire Protection District of Jefferson County, State of Colorado:

**NOTICE IS HEREBY** given that a regular election of the Indian Hills Fire Protection District shall be held on Tuesday, May 8, 2012, from 7:00 a.m. until 7:00 p.m. The election is being conducted as a **Mail Ballot** election. Mail ballots will be mailed to eligible electors between 22 and 18 days before the election.

The address of the walk-in location for the delivery of mail ballots and receipt of replacement ballots is:

Indian Hills Fire Protection District  
c/o Toussaint, Nemer & Coaty, P.C.  
32065 Castle Court, Suite 150  
Evergreen, Colorado 80439  
(303)674-0800

The office is open Monday through Friday, between the hours of 9:00 a.m. and 5:00 p.m., beginning at least 22 days prior to Election Day (April 16<sup>th</sup>) and from 7:00 a.m. until 7:00 p.m. on Election Day (May 8<sup>th</sup>).

Indian Hills Fire Protection District  
Dana Retterer, Designated Election Official  
(303) 674-0800  
[dretterer@tnclaw.com](mailto:dretterer@tnclaw.com)

Published in the: Canyon Courier  
Published on: April 4, 2012

**INDIAN HILLS FIRE PROTECTION DISTRICT  
JUDGES' UNOFFICIAL ABSTRACT OF THE COUNT OF VOTES**

1-7-602, C.R.S.

**For the regular election held for the Indian Hills Fire Protection District on  
Tuesday, May 8, 2012.**

**Total number of provisional ballots cast, unverified and not counted:**   0   (1-8.5-110(3)  
C.R.S.)

Ballots counted for the following candidates for Special District Director:

**Candidates for 4-Year Term**

**Votes Counted for This Candidate:**

Charles Scott Kellar

  98  

Paul M. Pettit

 103 

Bret Roller

  78 

Ronald A. Matson

  80 

**Candidates for 2-Year Term**

**Votes Counted for This Candidate:**

Kelley Lehman

 135 

Karna Robbins

  46 

Dated this 8<sup>th</sup> of May, 2012.

  
\_\_\_\_\_  
Leona J. Bitterly, Election Judge

**PROCEDURAL INSTRUCTIONS:** Immediately upon completion of the counting, the polling place judge posts the abstract in a conspicuous place (which can be seen from the outside of the polling place). The Abstract may be removed after 48 hours following the election. Use for polling place and mail ballot elections.

INDIAN HILLS FIRE PROTECTION DISTRICT  
MAIL BALLOT ELECTION MAY 8, 2012

JUDGES' CERTIFICATE OF ELECTION RETURNS and  
STATEMENT OF BALLOTS

1-7.5-107, C.R.S.

**JUDGES' CERTIFICATE OF RETURNS:**

IT IS HEREBY CERTIFIED by the undersigned, who conducted the election held for the Indian Hills Fire Protection District, in Jefferson County, Colorado, on the 8<sup>th</sup> day of May, 2012, that after qualifying by swearing and subscribing to her Oath of Office, she opened the polls at 7:00 a.m., and that she kept the polls open continuously until the hour of 7:00 p.m. on said date, after which she counted the ballots cast for Directors of said District, and duly submitted,

That the votes cast for Director of the District for a 4-year term were as follows (numeric and spelled out):

Candidate for Director	Total Votes Cast
Charles Scott Kellar	98 Ninety Eight
Paul M. Pettit	103 ONE Hundred Three
Bret Roller	78 SEVENTY Eight
Ronald A. Matson	80 Eighty

That the votes cast for Director of the District for a 2-year term were as follows (numeric and spelled out):

Candidate for Director	Total Votes Cast
Kelley Lehman	135 One Hundred Thirty Five
Karna Robbins	46 Fourty Six

INDIAN HILLS FIRE PROTECTION DISTRICT  
MAIL BALLOT ELECTION MAY 8, 2012

JUDGES' CERTIFICATE OF ELECTION RETURNS and  
STATEMENT OF BALLOTS, con't.

STATEMENT OF BALLOTS:

It is hereby identified and specified that:

Numeric & Spelled Out

TOTAL Number of Ballots Issued to Voters:

919 Nine Hundred Nineteen

Ballots Returned Undeliverable:

35 Thirty Five

Total Number of Ballots Voted:

193 One Hundred Ninety Three

Total Voted Provisional Ballots

0 ZERO

Total Voted Challenged Ballots

0 ZERO

Delivered to Voter, Not Cast

Spoiled:

0 ZERO

Rejected:

1 ONE

Defective:

0 ZERO

Not Returned:

687 Six Hundred Eighty Seven

Not Delivered to Voter, Not Cast (Unused):  
Official

3 THREE

Certified this 8<sup>th</sup> day of May, 2012.

Leona J. Bitterly  
Leona J. Bitterly, Election Judge

**CANVASS BOARD'S  
CERTIFICATE OF OFFICIAL ABSTRACT OF VOTES CAST  
(CERTIFICATE OF RESULTS)**

**FOR THE REGULAR ELECTION HELD ON MAY 8, 2012  
INDIAN HILLS FIRE PROTECTION DISTRICT  
JEFFERSON COUNTY, COLORADO**

1-10-203, 1-11-103, and 32-1-104(1), CRS

Each of the undersigned members of the Canvass Board of the Indian Hills Fire Protection District certifies that the following is a true and correct abstract of the votes cast at the regular election of the Indian Hills Fire Protection District, at which time the eligible electors of the Indian Hills Fire Protection District voted as indicated on the attached Judges' Certificate of Election Returns, and as a result of which the eligible electors elected to the office the following Directors:

Charles Scott Kellar	21441 Falcon Wing Road P.O. Box 930 Indian Hills, Colorado 80454	4 - Year Term
Paul M. Pettit	23821 Supai Road P.O. Box 99 Indian Hills, Colorado 80454	4 - Year Term
Kelley Lehman	5298 Chiquita Road P.O. Box 206 Indian Hills, Colorado 80454	2 - Year Term

At such election, the total number of provisional ballots counted and rejected were as follows:

Total Provisional Ballots Cast:	0 (None)
Provisional Ballots Counted:	0 (None)
Provisional Ballots Rejected:	0 (None)
Provisional Ballot Affidavit not signed:	0 (None)
Unable to confirm elector's eligibility:	0 (None)
Provisional ballot envelope is empty:	0 (None)
Elector did not register by the deadline:	0 (None)

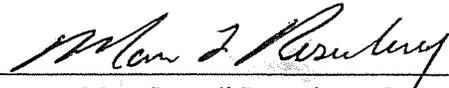
Elector voted a mail-in ballot: 0 (None)

Elector not registered in the State: 0 (None)

CERTIFIED this 9<sup>th</sup> day of May, 2012.



Dana Retterer, Designated Election Official



Marc Lowell Rosenberg, Canvasser



Emily J. Miller, Canvasser

Contact Person for the District: Anita Fritz

Business Address of the District: 4476 Parmalee Gulch Road  
P.O. Box 750  
Indian Hills, Colorado 80454

Telephone Number: (303)697-1029

**PROCEDURAL INSTRUCTIONS:** The canvassers meet to survey the returns and certify the results. They do not recount the ballots, unless there is a formal recount. No later than seven days after the election, the canvass board shall certify the official abstract of votes cast which the DEO uses to certify the election (results). This form must be filed with the Division of Local Government within 30 days after the election and must be posted in the office of the DEO. The DEO shall notify the candidates of their election; after the oath and bond are filed, the DEO shall make and deliver a formal certificate to the elected directors.