

June 7, 2012

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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: Kittredge Sanitation and Water District  
DLG ID #30052 - 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) DEO Resolution Cancellation of Election & Deeming Candidates Elected
- 5) Notice of Cancellation
- 6) Oaths & Bonds of Newly Elected Directors Re: Barbara J. Rembe and Robert A. Kellogg Jr.
- 7) 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)

encl.

cc: KSWD

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

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

**KITTREDGE SANITATION AND WATER DISTRICT  
JEFFERSON COUNTY, COLORADO**

WHEREAS, the Designated Election Official of the District has been duly authorized by the Board of Directors to cancel the election and declare candidates elected at the close of business on the sixty-third before the election to be conducted on May 8, 2012; and

WHEREAS, the Designated Election Official has duly certified that 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 the 8<sup>th</sup> day of May, 2012 by formal resolution and:

THE DESIGNATED ELECTION OFFICIAL DECLARES THE FOLLOWING CANDIDATES ELECTED FOR THE FOLLOWING TERMS OF OFFICE:

<u>Barbara J. Rembe</u>	<u>26381 Hill Top Drive, Evergreen, CO 80439</u>	<u>Four Year</u>
(Name)	(Address)	(Term)
<u>Robert A. Kellogg Jr.</u>	<u>26306 Columbine Trail, Kittredge, CO 80457</u>	<u>Four Year</u>
(Name)	(Address)	(Term)

Signed by:  3-9-12  
Dana Retterer, Designated Election Official (Date)

Contact Person for the District: Jane DeJonghe, Administrator  
Telephone Number of the District: (303) 838-2050

Address of the District: P.O. Box 7  
Kittredge, Colorado 80457

District e-mail: None

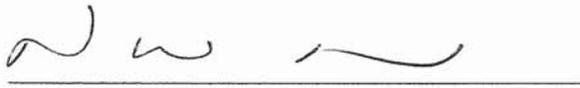
**NOTICE OF CANCELLATION  
KITTREDGE SANITATION AND WATER DISTRICT  
JEFFERSON COUNTY, COLORADO  
MAY 8, 2012 SPECIAL DISTRICT REGULAR BIENNIAL ELECTION**

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

**NOTICE IS HEREBY GIVEN** by the Kittredge Sanitation and Water District, Jefferson 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 8, 2012 is hereby canceled pursuant to section 1-5-208(1.5), C.R.S.

The following candidates are hereby declared elected by acclamation:

Barbara J. Rembe	Four (4) Year Term	until May, 2016
Robert A. Kellogg Jr.	Four (4) Year Term	until May, 2016



03/09/12

(Signature of the Designated Election Official)

(Date)

Dana Retterer  
(DEO's Printed Name)

Contact Person for the District: Jane DeJonghe, Administrator  
Telephone Number of the District: (303) 838-2050

Address of the District: P.O. Box 7  
Kittredge, Colorado 80457

District e-mail: None

STATE OF COLORADO )  
 )ss  
COUNTY OF JEFFERSON )

BEFORE THE BOARD OF DIRECTORS  
OF THE KITTREDGE SANITATION AND  
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 Kittredge Sanitation and Water 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 KITTREDGE SANITATION AND WATER 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 24<sup>th</sup> day of January 2012, by the Board of Directors of the Kittredge Sanitation and Water District, Jefferson County, Colorado.

  
v. President

#### CERTIFICATION

The undersigned secretary of the Kittredge Sanitation and Water District certifies that the foregoing Resolution is a true, complete and correct copy of a Resolution of the Board of Directors of the Kittredge Sanitation and Water District duly and regularly entered by the Board at its regular public meeting held on January 24, 2012.

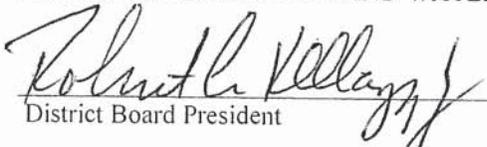
  
Secretary

**KITTREDGE SANITATION AND WATER DISTRICT  
CERTIFICATE OF APPOINTMENT AND  
OATH OF DESIGNATED ELECTION OFFICIAL**

**THIS IS TO CERTIFY**, that on January 24, 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 Kittredge Sanitation and Water 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 24<sup>th</sup> day of January 2012.

KITTREDGE SANITATION AND WATER 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 Kittredge Sanitation and Water District, Jefferson County, State of Colorado, to the best of my skill and ability.

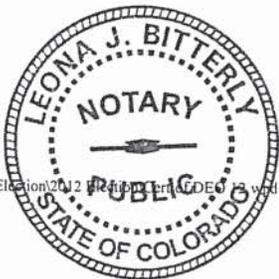


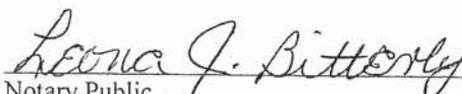
Designated Election Official's Signature

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 KITTREDGE SANITATION AND  
WATER 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 Robert Kellogg, Jr. and Barbara Rembe 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

NOW, THEREFORE, be it resolved by the Board of Directors of the Kittredge Sanitation and Water 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.

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.

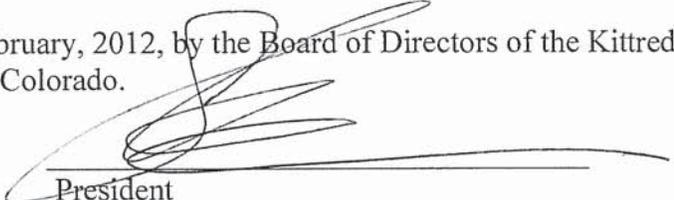
7. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

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 28<sup>th</sup> day of February, 2012, by the Board of Directors of the Kittredge Sanitation and Water District, Jefferson County, Colorado.



President

#### CERTIFICATION

The undersigned secretary of the Kittredge Sanitation and Water District certifies that the foregoing Resolution is a true, complete and correct copy of a Resolution of the Board of Directors of the Kittredge Sanitation and Water District duly and regularly entered by the Board at its regular public meeting held on February 28, 2012.



Secretary