

21035

NOTICE OF CANCELLATION

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

NOTICE IS HEREBY GIVEN by the Park Forest Water District, El Paso 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:

<u>Calvin D. Utke</u> (name)	<u>4 year term</u> (2 or 4 year term)	until May, 2016
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<u>Kenneth H. Fulton</u> (name)	<u>4 year term</u> (2 or 4 year term)	until May, 2016
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Kathy Marx
(Signature of the Designated Election Official)

Kathy Marx
(DEO's Printed Name)

Contact Person for the District: Kathy Marx
Telephone Number of the District: 719-494-1320
Address of the District: 7340 McFerran Road
District Facsimile Number: 719-494-2075
District Email: kathym@pfd.org

Received
APR 04 2012
Dept. of Local Affairs

ELECTION RESOLUTION FOR 2012 REGULAR DISTRICT ELECTION

PARK FOREST WATER DISTRICT

RESOLUTION NO. 2012-1

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

WHEREAS, the terms of office of Directors Kenneth Fulton and Cal Utke shall expire after their successors are elected at the regular special District 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 2 Directors to serve for a term of four (4) years; and

NOW, THEREFORE, be it resolved by the Board of Directors of the Park Forest Water District in the County of El Paso, State of Colorado that:

1. The regular 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, 2 Directors will be elected to serve a four-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 hereby designate Kathy Marx 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 7340 McFerran Road, Black Forest, CO., no later than the close of business on the 7th day prior to the election (Tuesday, May 1, 2012), 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, May 4, 2012), 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: 11:00 a.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.

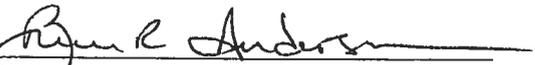
8. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other persons acting on their behalf pursuant to the Act, the Code or other applicable laws, are hereby ratified and confirmed.

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 8th day of February, 2012.

PARK FOREST WATER DISTRICT

By 
Chairman

ATTEST:

By 
Secretary

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

**PARK FOREST WATER DISTRICT
EL PASO COUNTY**

**MARCH 6, 2012
RESOLUTION NO. 2012-2**

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 is 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- (1.5) ,C.R.S., the Designated Election Official HEREBY cancels the regular election to be conducted on the 8th Day of May, 2012 by formal resolution and

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

Calvin D. Utlke	11365 Hungate Road	Colorado Springs, CO 80908	4 year term
Kenneth H. Fulton	10755 Egerton Road	Colorado Springs, CO 80908	4 year term

By Kathy Marx
Kathy Marx, Designated Election Official

Contact Person for the District:	Kathy Marx
Telephone Number of the District:	719-494-1320
Address of the District:	7340 McFerran Road Colorado Springs, CO 80908
District Facsimile Number:	719-494-2075