

03076

A RESOLUTION OF THE BOARD OF DIRECTORS
CALLING A MAIL BALLOT ELECTION FOR THE
SUNDANCE HILLS METROPOLITAN DISTRICT

WHEREAS, the terms of office of Directors Saldahna, Haney, Kirk, and Moss shall expire after their successors are elected at the regular 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 ("Code"), the Election must be conducted to elect one (1) Director to serve for a term of two (2) years and three (3) Directors to serve for terms of (4) years;

WHEREAS, the Board desires to authorize the Election to be conducted as a mail ballot election (pursuant to Section 1-7.5.-101, et seq., C.R.S.) of the electors of the District.

NOW, THEREFORE, be it resolved by the Board of Directors of the District in Arapahoe County, State of Colorado, that:

1. Date and Time of Election. 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 that time, one (1) Director will be elected to serve for a term of two (2) years and three (3) Directors will be elected to serve for terms of (4) years.
2. Conduct of Election Code. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Code. The Secretary and/or Designated Election Official shall notify the Secretary of State of the District's decision and submit a plan for conducting the mail ballot election, which may be based on the standard plan adopted by the Secretary of State. The District shall give notice to the County Assessor and County Clerk and Recorder for Summit County that such election is being held. It is hereby determined that there is no public location available within the boundaries of the District for a walk-in voting place and that it is necessary to use a private location outside of the District's boundaries as follows: the office of the Designated Election Official at 1727 S. Franklin Street, Denver, Colorado 80210. The walk-in voting place shall be for voters who wish to hand-deliver their ballots and for disabled electors. All mail ballots shall be returned to the Designated Election Official's office.
3. Designated Election Official. The Board of Directors hereby designates Sarah E. Shepherd as the Designated Election Official and 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, or other applicable laws. Among other matters, the Designated Election Official shall appoint election judges as necessary, arrange for the required notices of election (either by mail or publication) and printing of ballots, and direct that all other appropriate actions be accomplished.

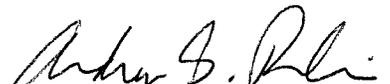
4. Mail-In Voter Ballot Applications. Pursuant to Section 1-8-104, C.R.S., that applications for mail-in voter's ballots may be filed with the Designated Election Official at 1727 S. Franklin Street, Denver, Colorado 80210, between the hours of 8:00 a.m. and 5:00 p.m., not earlier than January 1, 2012 until the close of business on the Friday immediately preceding the Election, except that if the applicant wishes to receive the mail-in ballot by mail, the application shall be filed no later than 5:00 P.M. on the 7th day prior to the election.
5. Self-Nomination and Acceptance Forms. Self-nomination and acceptance forms are available at the Designated Election Official's office located at the above address. All candidates must file self-nomination and acceptance forms with the Designated Election Official no later than 3:00 P.M. on March 2, 2012.
6. Cancellation of Election. If the only matter before the electors is the election of Directors of the District and if, at 5:00 P.M. on March 6, 2012, there are not more candidates than offices to be filled at the Election, including candidates' timely filing Affidavits of Intent, the Designated Election Official shall cancel the Election and by Resolution declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with law.
7. Severability. 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. Repealer. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with the Resolution are hereby repealed to the extent only of such inconsistency of conflict.
9. Effective Date. The provisions of this Resolution shall take effect January 17, 2012.

ADOPTED AND APPROVED this 17th day of January, 2012.

SUNDANCE HILLS METROPOLITAN
DISTRICT


Acting President

Attest:


Secretary/Treasurer

(SEAL)

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

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

SUNDANCE HILL METROPOLITAN DISTRICT,
ARAPAHOE 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 (63rd) day before the election to be conducted on May 8th, 2012; and

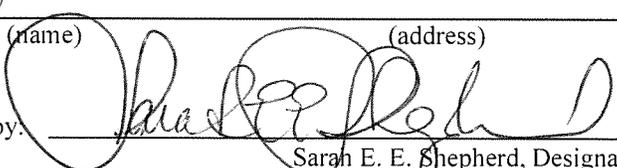
WHEREAS, the Designated Election Official has duly certified that there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates,

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 8th day of May, 2012 by formal resolution; and

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

<u>Jennifer Saldanha</u>	<u>5622 S. Florence Street, Greenwood Village, CO 80111</u>	<u>4 Year Term</u>
(name)	(address)	(year term)
<u>Perry Moss</u>	<u>10435 E. Powers Place, Greenwood Village, CO 80111</u>	<u>2 Year Term</u>
(name)	(address)	(year term)
<u>Kirklyn Simonton</u>	<u>9818 E. Ida Circle, Greenwood Village, CO 80111</u>	<u>2 Year Term</u>
(name)	(address)	(year term)
<u>Vacancy</u>		<u>4 Year Term</u>
(name)	(address)	(year term)

Signed by: _____


Sarah E. E. Shepherd, Designated Election Official

Contact Person for the District: Sarah E. E. Shepherd or Conner W. Shepherd

Telephone Number of the District: 303-482-1002

Physical Address of the District: 1727 S. Franklin Street, Denver, CO 80210

Mailing Address of the District: P. O. Box 4610, Parker, CO 80134

PROCEDURAL INSTRUCTIONS: Sample form only. Review use with attorney. File this form with the Division of Local Government per §1-11-103(3). Publish and post Notice of Cancellation in order to inform the electors of the District. Must post at all polling places, in the office of the Designated Election Official, County Clerk and Recorder, and file with the Division of Local Government.

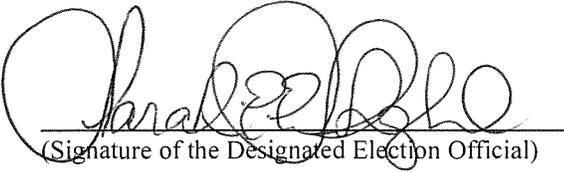
NOTICE OF CANCELLATION OF ELECTION

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

NOTICE IS HEREBY GIVEN by the Sundance Hills Metropolitan District, Arapahoe County, Colorado, that at the close of business on the sixty-third (63rd) 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>Jennifer Saldanha</u>	<u>4 Year Term</u>	<u>until May, 2016</u>
<u>Perry Moss</u>	<u>2 Year Term</u>	<u>until May, 2014</u>
<u>Kirklyn Simonton</u>	<u>2 Year Term</u>	<u>until May, 2014</u>
<u>Vacancy</u>	<u>4 Year Term</u>	<u>until May, 2016.</u>



(Signature of the Designated Election Official)

Sarah E. E. Shepherd
(DEO's Printed Name)

Contact Person for the District: Sarah E. E. Shepherd or Conner W. Shepherd
Telephone Number of the District: 303-482-1002
Address of the District: Physical: 1727 S. Franklin Street, Denver, CO 80210
Address of the District: Mailing: P. O. Box 4610, Parker, CO 80134
District Email: sees@crrider.us or conner@crrider.us

Publish in: The Villager Legals

Publish on or after: March 6, 2012 (and within 30 days)

PROCEDURAL INSTRUCTIONS: Sample only. Review with attorney. 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.

