

RESOLUTION NO. 2024-11-12-02

**RESOLUTION OF THE BOARD OF DIRECTORS OF
WESTERN SLOPE METROPOLITAN DISTRICT**

CALLING A REGULAR ELECTION WITHIN THE WESTERN SLOPE METROPOLITAN DISTRICT TO BE CONDUCTED AS AN INDEPENDENT MAIL BALLOT ELECTION, SUBMITTING TO THE ELIGIBLE ELECTORS OF THE DISTRICT QUESTIONS RELATING TO THE ELECTION OF DIRECTORS, PROPERTY TAX REVENUE LIMITATIONS, AND THE ISSUANCE OF DEBT, AND APPROVING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Western Slope Metropolitan District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado organized and operating pursuant to Article 1 of Title 32 of the Colorado Revised Statutes; and

WHEREAS, the Board of Directors (the “**Board**”) of the District has determined and hereby determines that the interest of the District and the public interest and necessity demand the acquisition, construction, installation, completion, and operation and maintenance of certain improvements which will require the creation of general obligation indebtedness and entering into contracts with other governments, persons or entities, all as is more particularly stated in the ballot issues set forth hereafter; and

WHEREAS, the Board has also determined that the interest of the District and the public interest and necessity require that the District be authorized to increase its taxes and fees and collect and spend such revenues for authorized purposes or retain in a reserve of the District revenues as described in the ballot issues set forth hereafter; and

WHEREAS, the Board has determined to submit to the eligible electors of the District, at a regular election to be held on May 6, 2025 (“**Election**”), the ballot issues set forth hereafter; and

WHEREAS, the terms of the office of Directors Brian Jumps and Robert Nichols shall expire upon the election of their successors at the Election, and upon such successors taking office; and

WHEREAS, in accordance with the provisions of the Special District Act (“**Act**”) the Uniform Election Code (“**Uniform Code**”), and the Colorado Local Government Election Code (“**Local Government Election Code**”), the Election must be conducted to elect two (2) Directors to serve until the second regular election, to occur May 8, 2029; and

WHEREAS, the Election shall be held pursuant to the Act, the Uniform Code, the Local Government Election Code, and Article X, Section 20 of the Constitution of the State of Colorado.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE WESTERN SLOPE METROPOLITAN DISTRICT, CITY OF GRAND JUNCTION, MESA COUNTY, COLORADO, THAT:

Section 1. Submission of Ballot Issues. At an election of the District to be held on Tuesday, May 6, 2025 in addition to the other matters submitted to the electorate at the election, there shall be submitted to the eligible electors of the District the ballot issues set forth hereafter. The election shall be an independent mail ballot election, held and conducted in accordance with the Act, the Uniform Code, the Local Government Election Code, and Article X, Section 20 of the Colorado Constitution.

Section 2. Designated Election Official. Craig Sorensen shall be 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.

Section 3. Conduct of Election. The Election shall be conducted as an independent mail ballot election in accordance with all relevant provisions of the Act, the Uniform Code, the Local Government Election Code other applicable laws. The Designated Election Official shall have on file, no later than fifty-five (55) days prior to the Election, a plan for conducting the independent mail ballot Election. The Designated Election Official shall supervise the conduct of the Election and shall, with the assistance and consent of the Board, make all determinations as to notice, publications, and other matters concerning the election, including without limitation matters required or permitted under Article X, Section 20 of the Colorado Constitution. The Designated Election Official may consult and coordinate with the Mesa County Clerk and Recorder and with the Secretary of State in regard to conducting the election and rendering decisions and interpretations under the law.

Section 4. Ballot Titles. The ballot titles as shown on **Exhibit A** attached hereto and made a part hereof by this reference for the issues to be submitted at the election shall be in substantially the following form, with only such changes as may be necessary to comply with applicable law. The numbering and headings for the ballot titles are for ease of reference only, and are not necessarily part of the ballot title.

Section 5. Date and Time of Election. The Election shall be held on May 6, 2025, between the hours of 7:00 A.M. and 7:00 P.M. pursuant to and in accordance with the Act, the Uniform Code, the Local Government Election Code, and other applicable laws. At that time, two (2) Directors shall be elected to serve until the second regular election, to occur May 8, 2029.

Section 6. Precinct. The District shall consist of one (1) election precinct for the convenience of the eligible electors of the District.

Section 7. Call for Nominations. The Designated Election Official shall provide Call for Nominations as required under Section 1-13.5-501, C.R.S., as applicable.

Section 8. Absentee Voter Ballot Applications. Pursuant to Section 1-13.5-1002, C.R.S., applications for and return of absentee ballots may be filed with Craig Sorensen, the Designated Election Official of the District, c/o McGeady Becher Cortese Williams P.C., 450 E. 17th Avenue, Suite 400, Denver, Colorado 80203, between the hours of 8:00 a.m. and 5:00 p.m., until the close of business on the Tuesday immediately preceding the Election (April 29, 2025).

Section 9. Self-Nomination and Acceptance Forms. Self-Nomination and Acceptance Forms are available and can be obtained from Craig Sorensen, the Designated Election Official of the District, c/o McGeady Becher Cortese Williams P.C., 450 E. 17th Avenue, Suite 400, Denver, CO 80203 (phone: 303-592-4380), and on the District's website at: westernslope.md.live. 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 28, 2025

Section 10. Authorization to Execute Documents. The President or Vice President, Secretary or an Assistant Secretary, and Designated Election Official shall, and are hereby authorized and directed, to take all actions necessary or appropriate to effectuate the provisions of this resolution.

Section 11. Severability. Should any part or provision of this resolution be adjudged unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this resolution, it being the intention that the various provisions hereof are severable.

Section 12. Repealer. All acts, orders, resolutions, or parts thereof, of the District that are inconsistent or in conflict with this resolution are hereby repealed to the extent only of such inconsistency or conflict.

Section 13. Effective Date. The provisions of this Resolution shall take effect as of the date adopted and approved by the Board of Directors of the District.

[SIGNATURE PAGE FOLLOWS]

RESOLUTION APPROVED AND ADOPTED on November 12, 2024.

**WESTERN SLOPE METROPOLITAN
DISTRICT**

Mark A. Goldberg

President

Attest:

Brian Jumps

Secretary

Brian Jumps (Dec 10, 2024 07:04 MST)

EXHIBIT A

Form of Ballot Questions