

**RESOLUTION OF THE BOARD OF DIRECTORS
OF SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT
CONCERNING REGULAR ELECTION TO BE HELD MAY 2, 2023
TO BE CONDUCTED AS A POLLING PLACE ELECTION**

WHEREAS, regular elections are to be held on the Tuesday succeeding the first Monday of May in every even-numbered year, for the purpose of electing members to the Board of Directors of the South Adams County Fire Protection District ("District"); and

WHEREAS, two (2) terms shall be open at the regular election to be held on May 2, 2023, by the District; and

WHEREAS, accordingly, the Board of Directors of the District has determined to submit to the electors of the District, at the regular biennial local district election to be held on May 2, 2023, the election of directors; and

WHEREAS, a designated election official shall be appointed by the Board of Directors to be responsible for conducting the election;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of South Adams County Fire Protection District of Adams County, Colorado:

1. That a regular election to be conducted as a coordinated polling place election to be called and held within the District on Tuesday, the 2nd day of May, 2023, at which election the electors shall vote for up to two (2) Directors to serve four-year terms;

2. That the terms of office for Craig Machuga and Alexander Fairfield shall expire following the regular election to be held on the 2nd day of May, 2023;

3. That Sue Blair of Community Resource Services, LLC is hereby appointed to serve as the Designated Election Official for the conduct of the election and is authorized to cancel the election and by resolution declare the candidates elected, pursuant to the provisions of Section 1-13.5-513, C.R.S., as amended, if the only matter before the eligible electors is the election of persons to office and if, at the close of business on the sixty-third day before the election, there are not more candidates than offices to be filled at the election, including candidates filing affidavits of intent. If the election is canceled, the Board of Directors shall: (a) provide notice by publication of the cancellation of the election; (b) post a copy of the published notice in the office of the Designated Election Official and the clerk and recorder for each county in which the District is located; (c) file a copy of the published notice with the Division of Local Government. The Board of Directors shall notify the candidates that the election was canceled and that they were elected by acclamation. If the election is canceled, the canvass board will not meet, and the Designated Election Official shall note the cancellation on the certified statement of results and shall indicate which candidates were elected by acclamation.

4. That the Board deems it expedient for the convenience of the eligible electors of the District that it designate two polling places as follows:

South Adams County Water & Sanitation District
6595 East 70th Avenue
Commerce City, CO 80022

South Adams County Fire Protection District No. 8
10326 Walden Street
Commerce City, CO 80022

5. That a nomination for Director to serve for any designated vacancy shall be made by written self-nomination and acceptance form or letter and filed with the Designated Election Official not less than sixty-seven (67) days prior to the date of said election.

6. That pursuant to Section 1-13.5-401, C.R.S., as amended, the Designated Election Official shall appoint election judges no later than forty-five (45) days before the election. The election judges shall be eligible electors of the District or registered electors of the State of Colorado, shall attend a school of instruction conducted by the Designated Election Official not more than forty-five (45) days prior to the election date, and each shall receive \$100.00 for his/her services on Election Day and \$50.00 to attend the school of instruction.

7. That no later than the fortieth day preceding the date of the election, the Designated Election Official shall order the list of registered voters within the boundaries of the District and list of all property owners (recorded interest in real and personal property) within the boundaries of the District.

8. That ballots to be used in voting for Directors shall be prepared and furnished by the Designated Election Official, shall include the name and office of each candidate for whom a self-nomination form or letter has been filed with the Designated Election Official and any ballot issues or ballot questions to be submitted to the eligible electors, shall be certified by the Designated Election Official not later than sixty (60) days before the election date, and shall be supplied to the Judges of Election to be by them furnished to the electors.

9. That no ballot will be received by the Judges of Election unless the person offering the same shall be an eligible elector of the District. Registration pursuant to the Uniform Election Code of 1992, as amended, and Section 1-13.5-201, C.R.S, shall be required. Each eligible elector asserting property ownership as the basis for eligibility shall be required to execute an affidavit as to his or her qualifications for voting before being allowed to vote.

10. That the election shall be held and conducted in accordance with the Colorado Local Government Election Code, as amended and supplemented by Const. Colo. Art. X, Sec 20, the Current Rules and Regulations Governing Election Procedures of the Secretary of State of the state of Colorado, and Title 32, Article 1, Part 8, Colorado Revised Statutes, and other relevant Colorado and federal law (collectively, hereafter all such law and rules shall be referred to as the "Relevant Law");

11. That pursuant to Section 1-13.5-501(1), C.R.S., as amended, the Designated Election Official shall provide notice by publication in the *Commerce City Sentinel Express*, a newspaper published in the county which has general circulation within the District of a call for nominations for the election. The notice shall contain all the information required by Section 1-13.5-501(1), C.R.S., as amended, and appear at least once in the newspaper not less than seventy-five (75) days nor more than one hundred (100) days before the regular special district election.

12. That pursuant to Section 1-13.5-502, C.R.S., as amended, if the election is not canceled, the Designated Election Official shall give notice of the election by publication in the Commerce City Sentinel Express. The notice shall contain all the information required by Section 1-13.5-505, C.R.S., as amended, and appear at least once in the newspaper, at least twenty days prior to the election date. A copy of the notice shall be posted at least twenty days prior to the election and until two days after the election in a conspicuous place in the office of the Designated Election Official, and shall be mailed or sent via electronic mail to the clerk and recorder of each county in which the District is located.

13. That pursuant to Section 1-13.5-1301, C.R.S., as amended, the Designated Election Official shall appoint no later than fifteen (15) days prior to the election, at least one member of the Board of Directors of the District and at least one eligible elector of the District who is not a member of the Board to assist the Designated Election Official in the survey of returns. The persons so appointed and the Designated Election Official shall constitute the Board of Canvassers for the election. In the event, that, there are no eligible electors of the District other than the members of the Board, the Designated Election Official may appoint two members of the Board to serve as members of the canvass board.

14. Eligible electors who wish the ballot may apply for an absentee ballot in writing or by fax using the application form furnished by the Designated Election Official, or in the form of a letter which includes the applicant's signature, residence address, and date of birth. Applications for an absentee ballot shall be made to the Designated Election Official, c/o Community Resource Services, LLC, 7995 E. Prentice Ave., Ste. 103E, Greenwood Village, CO 80111, not earlier than January 1, 2022, nor later than the close of business (5:00 p.m.) on the Tuesday immediately preceding the election. Absentee ballots shall be in the hands of the Designated Election Official not later than the hour of 7:00 p.m. on the day of the election. Separate ballot boxes shall be used at the polls for ballots cast in person by voters at the polls and for absentee ballots.

15. That immediately after the closing of the polls, the Judges shall open the ballot box, count the ballots cast, and promptly thereafter, certify the results. The returns of said election shall be canvassed by the canvass board no later than seven days after the election and the results declared at said meeting of the canvass board. The meeting to canvass and declare the results shall be held at a time and place as determined by the Designated Election Official.

16. That the Designated Election Official shall file the certified statement of election results with the Division of Local Government and after the required bond and oath are filed, shall make a certificate of election for each of the persons who were elected and shall deliver the certificates to those persons, and make a certificate of the votes cast for and against each ballot issue and for and against each ballot question.

17. That all past actions taken by the District, its Board members individually and collectively, designated election official, officers, agents, attorneys, and consultants directed toward the lawful conduct of the election were done in the best interests of the District and said actions are hereby ratified and confirmed as if originally taken with full authority.

18. That 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;

19. That 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;

20. That the provisions of this Resolution shall take effect immediately;

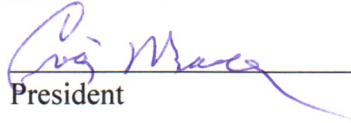
21. That all past actions taken by the District, its Board members individually and collectively, officers, agents, attorneys, and consultants directed toward the lawful conduct of the election were done in the best interests of the District and said actions are hereby ratified and confirmed as if originally taken with full authority.

22. That in the event of a conflict between this Resolution and Relevant Law, the Relevant Law shall control.


ADOPTED AND APPROVED this 17th day of January, 2023.

SOUTH ADAMS COUNTY FIRE PROTECTION
DISTRICT

By: _____


President

ATTESTED:


Secretary

**JUDGES' CERTIFICATE OF ELECTION RETURNS and
STATEMENT OF BALLOTS**

POLLING PLACE ELECTION

§1-13.5-613, C.R.S.

JUDGES' CERTIFICATE OF RETURNS:

IT IS HEREBY CERTIFIED by the undersigned, who conducted the election held in the South Adams County Fire Protection District, Adams County, Colorado, on the 2nd day of May, 2023, that after qualifying by swearing and subscribing to their Oaths of Office, they opened the polls at 7:00 a.m., and that they kept the polls open continuously until the hour of 7:00 p.m. on said date, after which they counted the ballots cast for Directors of said District and for any ballot questions duly submitted,

That the votes cast for Director of the District for a 4-year term were as follows:

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	ABSENTEE/ UOCAVA VOTES CAST	TOTAL VOTES CAST
Robert J. Harpin	11		11
Alexander Karl Fairfield	30		30
Sabrina Allen	49	1	50
Robert-John Fernandez	47	4	51
Craig Machuga	50	19	69

It is hereby indentified and specified that:

Number of Ballots Delivered to Electors:

Absentee: _____ 19 _____

UOCAVA: _____

Polling Place: _____ 115 _____

Total number of ballots delivered to electors: _____ 134 _____

Number of Ballots Returned (VOTED)

Absentee: 19

UOCAVA: _____

Polling Place:

Official: 115

Unofficial: _____

Substitute: _____

Total Number of Ballots Returned (Voted): 134

Number of Ballots not Delivered to Electors:
(Those left over on ballot pads at polling place) _____

Number of Spoiled Ballots: 1

Number of Successfully Challenged Ballots: _____

Number of Defective Ballots: _____

Number of Rejected Absentee and UOCAVA Ballots: _____

Certified this 2nd day of May, 2023.

Deane Leit
Election Judge

[Signature]
Election Judge

[Signature]
Election Judge

Important Definitions:

Official Ballots – Ballots the DEO or Deputy DEO provides to the judges.

Substitute Ballots – If an emergency occurs and the Original Ballots are destroyed, the DEO or Deputy DEO can provide substitute ballots to the judges.

Spoiled Ballots – Ballots that are spoiled by the elector.

Challenged Ballots - Ballots that have been challenged through the formal process discussed.

UOCAVA Ballots – Uniformed and Overseas Citizens Absentee Voting Act

Absentee Ballots – Ballots requested by an elector who cannot make it to the polls to vote on Election Day.

Rejected Ballots – Ballots rejected by the judges (two ballots were voted by one person), or an absentee or UOCAVA ballot that does not have a signed Elector Affidavit.

OATH OF CANVASSER

I, Ernie Anderson, do solemnly swear or affirm that I am a registered elector in the South Adams County Fire Protection District, Adams County, Colorado, State of Colorado, and that I will faithfully perform the duties required of a member of the canvass board for the District, which held its regular district election on May 2, 2023.

Dated this 11 day of May, 2023.

DocuSigned by:
Ernie Anderson
EC5419E112444C9...

Canvasser's Signature

STATE OF COLORADO)
)ss.
COUNTY OF JEFFERSON)

Subscribed and sworn to before me this 11 day of May, 2023.

DocuSigned by:
Marcos Pacheco
7DCBE4AC2DF942F...

By: _____
Designated Election Official

OATH OF CANVASSER

I, Sandy Danne, do solemnly swear or affirm that I am a registered elector in the South Adams County Fire Protection District, Adams County, Colorado, State of Colorado, and that I will faithfully perform the duties required of a member of the canvass board for the District, which held its regular district election on May 2, 2023.

Dated this 11 day of May, 2023.

DocuSigned by:
Sandy Danne
B649439473D54F1...

Canvasser's Signature

STATE OF COLORADO)
)ss.
COUNTY OF JEFFERSON)

Subscribed and sworn to before me this 11 day of May, 2023.

DocuSigned by:
Marcos Pacheco
7DCBE4AC2DF942F...

By: _____
Designated Election Official

**CANVASS BOARD'S CERTIFICATE OF DETERMINATION
(CERTIFICATE OF RESULTS)
SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT
ADAMS COUNTY, COLORADO
MAIL BALLOT ELECTION
HELD MAY 2, 2023**

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

Craig Machuga
5660 E. 67th Place
Commerce City, CO 80022
4-year term expiring May 2027

Robert-John Fernandez
6570 E. 62nd Way
Commerce City, CO 80022
4-year term expiring May 2027

DocuSigned by:
CERTIFIED THIS 11th DAY OF MAY, 2023:
Marcos Pacheco

DocuSigned by:
7DCBE4AC2DF942F...
Sandy Danne _____, Designated Election Official or Designee

DocuSigned by:
B649439473D54F1...
Ernie Anderson _____, Canvasser

EC5419E112444C9...
_____, Canvasser

Contact Person for District:

Sue Blair, DEO
Community Resource Services
7995 E. Prentice Avenue, Suite 103E
Greenwood Village, CO 80111
303.381.4960

