

**RESOLUTION
BOARD OF DIRECTORS OF THE
EVANS FIRE PROTECTION DISTRICT**

A RESOLUTION CLOSING THE EVANS FIRE PROTECTION DISTRICT VOLUNTEER FIREFIGHTER PENSION FUND TO NEW MEMBERS EFFECTIVE JANUARY 1, 2021

WHEREAS, the Evans Fire Protection District ("**Fire District**") is a political subdivision of the State, organized pursuant to C.R.S. § 32-1-101, *et seq.*, to provide fire suppression, fire prevention and public education, emergency medical, emergency rescue, and hazardous materials services (collectively, "**Emergency Services**") to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction;

WHEREAS, in order to meet its Emergency Services obligations, the Fire District previously established a Volunteer Firefighter Program. Individuals who participated in the Volunteer Firefighter Program volunteered their Emergency Services to the Fire District without an expectation or intent of receiving compensation, and did not receive compensation, as that term is defined in C.R.S. § 31-30-1103. All volunteers who participated in the District's Volunteer Firefighter Program have retired or resigned their volunteer positions at the Fire District, and the Fire District currently does not have any individuals participating in the Volunteer Firefighter Program;

WHEREAS, in accordance with C.R.S. § 31-30-1103, and predecessor statutes, the Fire District has established a Volunteer Firefighters' Pension Fund ("**Pension Fund**"). Individuals who participated in the Volunteer Firefighter Program, and who met the statutory and Fire District requirements for membership, were eligible to participate in the Pension Fund;

WHEREAS, the Fire District does not have any present intent to recruit new volunteers to the Fire District or to reinstate the Volunteer Firefighter Program. Furthermore, even if the Fire District determines in the future to reinstate the Volunteer Firefighter Program, the Fire District is aware that the goals and needs of individuals providing Emergency Services have changed. Few volunteers provide Emergency Services for extended time periods. As a result, such individuals have no expectation of, or interest in, becoming eligible to receive benefits from a pension fund and the provision of a pension fund does not serve as a motivating recruitment and retention incentive; and

WHEREAS, the Fire District Board of Directors has determined it is in the best interests of the Fire District and its volunteers, and the Fire District's taxpayers, to close the Pension Fund to new members effective January 1, 2021.

NOW THEREFORE, be it resolved by the Board of Directors of the Evans Fire Protection District that:

1) Effective January 1, 2021, the Evans Fire Protection District Volunteer Firefighter Pension Fund is closed to new members.

2) The status and eligibility of individuals who were participating in the Pension Fund prior to January 1, 2021 shall be unaffected by the closing of the Pension Fund to new members.

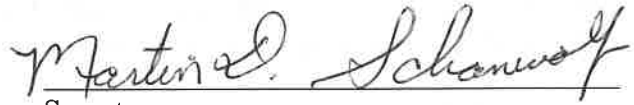
3) The Fire District reserves the right, at any time, to reinstate its Volunteer Firefighter Program and recruit new volunteers, and may, at such time, elect to provide alternative volunteer benefits to such new volunteers, if appropriate and in the best interests of the Fire District, in its sole discretion.

DATED this 28th day of September, 2020.

BY THE BOARD OF DIRECTORS
EVANS FIRE PROTECTION DISTRICT



President



Secretary