

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

WHEREAS, the Evans Fire Protection District ("**Fire District**") is a political subdivision of the State of Colorado ("**State**"), organized pursuant to the Special District Act, 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 to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction (collectively, "**Emergency Services**");

WHEREAS, after extensively considering this matter, the District's Board of Directors ("**Board**") has determined that it is in the best interests of the District and the community it serves to seek voter authorization to establish and collect a sales tax in accordance with Article X, Section 20 of the Colorado Constitution and Title 1 of the Colorado Revised Statutes ("**Election Code**"), during the general election that will be conducted on November 4, 2025 ("**Election**"); and

WHEREAS, by this Resolution, the Board seeks to set forth certain procedures concerning the conduct of an Election on this ballot issue.

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

1. A mail ballot election of the District's eligible electors shall be held on November 4, 2025, between the hours of 7:00 a.m. and 7:00 p.m.
2. Pursuant to C.R.S. §§ 1-1-104(6.5) and 1-7-116, the Board has determined that the Election should be conducted as a coordinated election with the Weld County Clerk and Recorder ("**County Clerk**").
3. Pursuant to C.R.S. § 32-1-804(2), the Board is required to appoint a Designated Election Official ("**DEO**") for District matters related to the conduct of the Election in accordance with the Election Code, the Act, and all other applicable laws, rules, and regulations (collectively, "**Applicable Law**"). Accordingly, the Board hereby designates Sharon Bowles to serve as the District's DEO for the Election. The Board may, in its discretion, retain a special districts elections consultant or firm to assist the District's DEO in conducting the election. The DEO and, if applicable, elections consultant or firm, shall have full authority to take any and all actions necessary and appropriate to conduct the Election in accordance with the requirements of Applicable Law.
4. Pursuant to C.R.S. § 1-7-116(2) the District is required to enter into an Intergovernmental Agreement ("**IGA**") with the County Clerk concerning the conduct of an Election no later than 70 days prior to the Election.
5. The Board hereby authorizes the District's DEO to enter into the IGA with the County Clerk as approved by the Board, and to submit the same to the County Clerk prior to the statutory deadline of August 26, 2025.

6. The District's DEO and, if applicable, elections consultant or firm, is authorized and directed to take all necessary or appropriate actions to effectuate the provisions of this Resolution, including but not limited to any actions outlined in the IGA with the County Clerk.

7. The District understands that the IGA outlines the specific duties of each entity and specific deadlines to be met by the District, some of which may differ from deadlines contemplated by Applicable Law so that the County Clerk can meet its obligations.

8. At the Election, there shall be submitted to the District's eligible electors one ballot issue. Pursuant to C.R.S. § 1-5-203(3), the DEO or, if applicable, elections consultant or firm shall certify the content of the ballot issue and send the same to the County Clerk by September 5, 2025, unless a different date is specified in the IGA with the County Clerk.

9. The Board hereby determines that the content of the ballot issue to be submitted to the eligible electors shall be as provided in the separate Resolution Establishing Sales Tax approved by the Board of Directors of even date herewith.

10. If, at the Election, a majority of the eligible electors voting in the Election approve the ballot issue, the District, acting through the Board, shall be authorized to proceed with all necessary and appropriate actions to establish and collect the sales tax in accordance with the ballot issue approved by the voters. Any authority to establish and collect the sales tax, if conferred by the results of the Election, shall constitute continuing authority to levy the tax so authorized at any one time, or from time to time, and neither the partial exercise of the authority so conferred, nor lapse of time, shall be considered as exhausting or limiting the full authority so conferred.

11. Nothing in this Resolution commits the District to participate in the Election should the Board decide not to participate prior to the September 5th deadline to submit the certified ballot to the County Clerk or should the Board withdraw the ballot issues prior to October 10th pursuant to C.R.S. § 1-5-208.

12. Pursuant to C.R.S. § 1-11-203.5, any election contest arising out of a ballot issue election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot issues are set.

13. The District shall be responsible for the payment of any and all costs associated with the conduct of the Election, including its cancellation, if necessary, and those costs incurred pursuant to the terms and conditions of the IGA, if any.

14. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, its invalidity shall not affect any other provision.

15. The provisions of this Resolution shall take effect immediately.

ADOPTED this 18th day of August, 2025, by the Board of Directors of the Evans Rural Fire Protection District.


President


Secretary