

**A RESOLUTION CALLING FOR A NOVEMBER 3, 2026
SPECIAL ELECTION, AUTHORIZING AN ELECTION
ON THE QUESTION OF INCREASING THE DISTRICT'S PROPERTY TAX
RATE AND APPOINTING A DESIGNATED ELECTION OFFICIAL**

WHEREAS, the Timberline Fire Protection District ("District") is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, C.R.S.; and

WHEREAS, the Board of Directors of the District has determined and hereby determines and declares that the interest of the District and the public interest and necessity require that the District increase its property tax levy, collect, retain and spend all revenues generated from its general operating mill levy, as an exemption to the provisions and restrictions set forth in Article X, Section 20 of the Colorado Constitution ("TABOR") and Section 29-1-301, C.R.S., and to permanently waive the 5.25% property tax limit for the property tax year commencing January 1, 2026 and all future property tax years as set forth in Title 29, Article 1, Part 17, C.R.S. to carry out the objects and purposes of the District; and

WHEREAS, it is necessary to submit to the eligible electors of the District the question of increasing its tax levy, waiving, receiving and spending all revenues received by the District from its general operating mill levy and as a permanent waiver of all statutory limitations for the property tax collection year commencing on January 1, 2026 and all future property tax collection years, and the Board hereby determines that such question should be presented to the District's eligible electors at the election to be conducted on November 3, 2026 ("Election"), in accordance with the provisions of the Special District Act ("Act"), the Uniform Election Code of 1992 ("Code"), and TABOR (the Act, Code and TABOR being referred to jointly as the "Election Laws"); and

WHEREAS, the Election is required to be conducted as a coordinated election, and the Boulder and Gilpin County Clerk and Records ("County Clerks") are the Coordinated Election Officials for the Election and shall be responsible for mailing the notice required pursuant to Article X, Section 20 of the Colorado Constitution ("TABOR Notice"); and

WHEREAS, the District is required to enter into an Intergovernmental Agreement with each of the County Clerks regarding the conduct of the Election and mailing of the TABOR Notice on or before August 25, 2026; and

WHEREAS, the District intends to cooperate with the County Clerks to provide all necessary ballot title and notices and various agreements with the County Clerks for the conduct of the Election and mailing of the TABOR Notice.

NOW, THEREFORE, be it resolved by the Board of Directors of the Timberline Fire Protection District in the Counties of Boulder and Gilpin, State of Colorado that:

1. A special election of the eligible electors of the District shall be held on Tuesday, November 3, 2026.
2. The Board hereby designates Micki L. Mills as the Designated Election Official for the conduct of the Election on behalf of the District, who is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Election Laws or other applicable laws. The Election shall be conducted in accordance with the Election Laws, and other applicable laws. Among other matters, the Designated Election Official shall arrange for the required notices of election, including the TABOR Notice, and direct that all other appropriate actions be accomplished.
3. The Board hereby approves and authorizes the Board officers or the Designated Election Official to execute and enter into the Intergovernmental Agreement with each of Boulder and Gilpin Counties, Colorado, on behalf of the District, regarding the conduct of the Election and the mailing of the TABOR Notice within their respective County. The Election and mailing of the District's TABOR Notice shall be in accordance with the provisions of such Intergovernmental Agreements.
4. The Election shall be conducted in coordination with each of the Boulder and Gilpin County Clerk and Recorders in accordance with all relevant provisions of the Code. The County Clerks are the Coordinated Election Officials for the Election and shall be responsible for mailing the TABOR Notice.
5. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question 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 (5) days after the title of the ballot issue or ballot question is set.
6. 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.
7. Any and all actions previously taken by the Designated Election Official or the officers of the Board of Directors or any other persons acting on their behalf pursuant to the Election Laws or other applicable laws, are hereby ratified and confirmed.
8. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

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

ADOPTED this 10th day of August, 2026.

TIMBERLINE FIRE PROTECTION
DISTRICT

By: _____
Richard M. Wenzel, III, Chair

ATTEST:

Jennifer Hinderman, Secretary