

**TIMBER SPRINGS METROPOLITAN DISTRICT
A RESOLUTION CALLING FOR THE 2023 REGULAR DISTRICT ELECTION
AND APPOINTING A DESIGNATED ELECTION OFFICIAL**

WHEREAS, the Timber Springs Metropolitan 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, Colorado Revised Statutes; and

WHEREAS, the terms of office of Vacant, Vacant, Vacant, and Vacant shall expire after their successors are elected at the regular special district election to be held on May 2, 2023 (“Election”) and have taken office; and

WHEREAS, in accordance with the provisions of the Special District Act (“Act”) and the Colorado Local Government Election Code (“Code”) (the Act and the Code being referred to jointly as the “Election Laws”), the Election must be conducted to elect three (3) Directors to serve for a term of four (4) years, and one (1) Directors to serve a term for two (2) years.

NOW, THEREFORE, be it resolved by the Board of Directors of the Timber Springs Metropolitan District in the County of Eagle, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 2, 2023, between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Election Laws, and other applicable laws. At that time, three (3) Directors to serve for a term of Four (4) years, and one (1) Director to serve a term for two (2) years will be elected.

2. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Election Laws. The Designated Election Official (DEO) shall prepare the Plan for conducting the mail ballot Election. There shall be no election precinct or polling place. All mail ballots shall be returned to the DEO's office, located at 28 Second Street, Suite 213, Edwards, CO 81632.

3. The Board of Directors hereby designates Beth Johnston, of Marchetti & Weaver, LLC (M&W), as the Designated Election Official for the conduct of the Election on behalf of the District, or such other representative of M&W as may be designated by the Board in the event that Beth Johnston is unable to fulfill the duties of DEO. The DEO 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. Among other matters, the DEO shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, printing of ballots, and direct all other appropriate actions be accomplished.

RESOLUTION OF TIMBER SPRINGS METROPOLITAN DISTRICT (CONTINUED)

**TO CALL REGULAR DISTRICT ELECTION AND APPOINT DESIGNATED
ELECTION OFFICIAL**

(Pursuant to Title 32, Colorado Revised Statutes)

4. Self-Nomination and Acceptance forms are available at the DEO's office located at the above address. All candidates must file a Self-Nomination and Acceptance form with the DEO no earlier than January 1, 2023, nor later than the normal close of business on the 67th day before the election.

5. If the only matter before the electors is the election of Directors of the District and if, at the close of business on the 63rd day before the election, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than 64 days before the election, the DEO shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

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 DEO, the Secretary 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.

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RESOLUTION OF TIMBER SPRINGS METROPOLITAN DISTRICT (CONTINUED)

**TO CALL REGULAR DISTRICT ELECTION AND APPOINT DESIGNATED
ELECTION OFFICIAL**

(Pursuant to Title 32, Colorado Revised Statutes)

The above resolution calling for the 2023 Regular District Election and appointing a Designated Election Official is adopted this 10th day of October, 2022.

TIMBER SPRINGS
METROPOLITAN DISTRICT

By


Chairman

ATTEST:

By


Secretary