

**JOINT RESOLUTION OF BOARDS OF DIRECTORS
CALLING ELECTION**

GRANARY METROPOLITAN DISTRICT NOS. 1-9

§§ 32-1-804, 1-1-111(2), 1-13.5-1103(1), and 1-13.5-513(1), C.R.S.

At a joint meeting of the Boards of Directors of the Granary Metropolitan District Nos. 1-9 (each a “**District**,” and each Board of Directors of a District, a “**Board**”), it was moved to adopt the following Resolution:

WHEREAS, the District was organized as a special district pursuant to §§ 32-1-101, *et seq.*, C.R.S. (the “**Special District Act**”); and

WHEREAS, the District is located entirely within Weld County, Colorado (the “**County**”); and

WHEREAS, pursuant to § 32-1-804, C.R.S., the Board governs the conduct of regular and special elections for the District; and

WHEREAS, the Board anticipates holding a regular election on May 3, 2022, for the purpose of electing directors, and desires to take all actions necessary and proper for the conduct thereof (the “**Election**”); and

WHEREAS, the Election shall be conducted pursuant to the Special District Act, the Colorado Local Government Election Code and the Uniform Election Code of 1992, to the extent not in conflict with the Colorado Local Government Election Code, including any amendments thereto, and shall also comply with Article X, § 20 of the Colorado Constitution (“**TABOR**”), as necessary; and

WHEREAS, pursuant to § 1-1-111(2), C.R.S., the Board is authorized to designate an election official (the “**Designated Election Official**”) to exercise authority of the Board in conducting the Election; and

WHEREAS, pursuant to § 1-13.5-513(1), C.R.S., the Board can authorize the Designated Election Official to cancel the Election upon certain conditions.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Board hereby calls the Election for the purpose of electing directors. The Election shall be conducted as an independent mail ballot election in accordance with §§ 1-13.5-1101, *et seq.*, C.R.S.

2. The Board names Ashley B. Frisbie of the law firm of White Bear Ankele Tanaka & Waldron as the Designated Election Official for the Election. The Designated Election Official shall

act as the primary contact with the County and shall be primarily responsible for ensuring the proper conduct of the Election.

3. Without limiting the foregoing, the following specific determinations also are made:
 - a. The Board hereby directs general counsel to the District to approve the final form of the ballot to be submitted to the eligible electors of the District and authorizes the Designated Election Official to certify those questions and take any required action therewith.
 - b. The Board hereby determines that in addition to emailing to each registered elector at the email address provided by the county, or if no email is provided, by mailing to the household of each registered elector, notice of the call for nominations will be provided by publication.
 - c. The Board hereby directs general counsel to the District to oversee the general conduct of the Election and authorizes the Designated Election Official to take all action necessary for the proper conduct thereof and to exercise the authority of the Board in conducting the Election, including, but not limited to, causing the call for nominations; appointment, training and setting compensation of election judges and a board of canvassers, as necessary; all required notices of election, including notices required pursuant to TABOR; printing of ballots; supervision of the counting of ballots and certification of election results; and all other appropriate actions.

4. The District shall be responsible for the payment of any and all costs associated with the conduct of the Election, including its cancellation, if permitted.

5. The Board hereby ratifies any and all actions taken to date by general counsel and the Designated Election Official in connection with the Election.


6. The Board hereby authorizes and directs the Designated Election Official to cancel the Election and to declare the candidates elected if, at the close of business on the sixty-third day before the Election, or at any time thereafter, there are not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates, and so long as the only ballot questions are for the election of candidates. The Board further authorizes and directs the Designated Election Official to publish and post notice of the cancellation as necessary and file such notice and cancellation resolutions with the County Clerk and Recorder and with the Division of Local Government, as required. The Designated Election Official shall also notify the candidates that the Election was canceled and that they were elected by acclamation.

7. This Resolution shall remain in full force and effect until repealed or superseded by subsequent official action of the Board.

[Remainder of Page Intentionally Left Blank]

ADOPTED THIS 3RD DAY OF FEBRUARY, 2022.

GRANARY METROPOLITAN DISTRICT NOS. 1-9


Patrick McMeekin (Feb 7, 2022 14:31 MST)


Officer of the Districts

ATTEST:


Michael Welty (Feb 7, 2022 12:55 MST)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law


General Counsel to the Districts

Signature Page to Joint Resolution Calling Election

FORT·COLLINS COLORADOAN

Invoice Text

NOTICE OF CANCELLATION OF ELECTIONS and CERT

STATE OF COLORADO
COUNTY OF LARIMER
AFFIDAVIT OF PUBLICATION

WHITE, BEAR & ANKELE
2154 E COMMONS AVE STE 2000

CENTENNIAL CO 80122

I, being duly sworn, deposes and says that said is the legal clerk of the Fort Collins Coloradoan; that the same is a daily newspaper of general circulation and printed and published in the City of Fort Collins, in said county and state; that the notice or advertisement, of which the annexed is a true copy, has been published in said daily newspaper and that the notice was published in the regular and entire issue of every number of said newspaper during the period and time of publication of said notice, and in the newspaper proper and not in a supplement thereof; that the publication of said notice was contained in the issues of said newspaper dated on

04/14/22

that said Fort Collins Coloradoan has been published continuously and uninterruptedly during the period of at least six months next prior to the first publication of said notice or advertisement above referred to; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.



Legal Clerk

Subscribed and sworn to before me, within the County of Brown, State of Wisconsin this 14th of April 2022.



Notary Public

5.15.23

Notary Expires

Legal No.0005212676

NANCY HEYRMAN
Notary Public
State of Wisconsin

Ad#:0005212676
P O : GRANARY METROPOLITAN

This is not an invoice

of Affidavits:1

Affidavit Prepared
Thursday, April 14, 2022 2:17 am

of Affidavits:

NOTICE OF CANCELLATION OF
ELECTIONS
and
CERTIFIED STATEMENT OF
RESULTS

GRANARY METROPOLITAN
DISTRICT NOS. 1-9

NOTICE IS HEREBY GIVEN pursuant to § 1-13.5-513(6), C.R.S., that, at the close of business on February 28, 2022, there were not more candidates than offices to be filled, including candidates filing affidavits of intent to be write-in candidates, for each of the Granary Metropolitan District Nos. 1-9 (collectively, the "Districts"). Therefore, the elections for the Districts to be held on May 3, 2022 are hereby cancelled.

The following candidates for each of the Districts are declared elected by acclamation:

Kara Hoover
Until May 2025

Jason Stansberry
Until May 2025

/s/ Ashley B. Frisbie
Designated Election Official

Contact Person for Districts:

Robert G. Rogers
WHITE BEAR ANKELE TANAKA &
WALDRON
Attorneys at Law
2154 E. Commons Avenue, Suite 2000
Centennial, Colorado 80122
(303)8581-800

0005212676
Coloradoan
April 14, 2022

**RESOLUTION OF DESIGNATED ELECTION OFFICIAL OF
CANCELLATION OF ELECTIONS
AND DECLARATION OF CANDIDATES ELECTED**

GRANARY METROPOLITAN DISTRICT NOS. 1-9

WHEREAS, the Boards of Directors of Granary Metropolitan District Nos. 1-9 (each a "District" and collectively, the "Districts") have duly authorized the Designated Election Official to cancel the elections to be conducted on May 3, 2022, and to declare the candidates elected because the Designated Election Official has duly determined, at the close of business on the sixty-third (63rd) day before said elections or at any time thereafter, that there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates.

NOW, THEREFORE, pursuant to § 1-13.5-513(1), C.R.S., the Designated Election Official hereby cancels the May 3, 2022, elections and declares the following candidates to be elected by acclamation for the following terms of office for each District:

<u>Kara Hoover</u> (Name)	<u>2909 Harvest View Way Fort Collins, CO 80525</u> (Address)	<u>May 2025</u>
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<u>Jason Stansberry</u> (Name)	<u>5405 Carriage Hill Ct. Timnath, CO 80547</u> (Address)	<u>May 2025</u>
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Designated Election Official

Contact Person for Districts:

Robert G. Rogers
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Attorneys at Law
2154 E. Commons Avenue, Suite 2000
Centennial, CO 80122
(303) 858-1800