

**SOUTHGATE WATER DISTRICT
ARAPAHOE AND DOUGLAS COUNTIES, COLORADO**

RESOLUTION NO. 11-06

ELECTION RESOLUTION

(C.R.S. 1-1-111(2), C.R.S. 32-1-804(2), Election Rule 40)

WHEREAS, the term of office of Directors George J. MacDonald, David Bickham, and John J. Herbolich shall expire after their successors are elected at the Regular District election to be held on May 8, 2012 and take office; and

WHEREAS, in accordance with the provisions of the Special District Act ("Act") and the uniform Election Code of 1992 ("Code"), the Election must be conducted to elect three (3) Directors to serve for a term of four (4) years; and

NOW, THEREFORE, be it resolved by the Board of Directors of the Southgate Water District in Arapahoe and Douglas Counties, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 8, 2012, between the hours of 7:00 A.M. and 7:00 P.M. pursuant to and in accordance with the Act, Code, and other applicable laws. At that time, three (3) Directors will be elected to serve four-year (4-year) terms.
2. The Board of Directors hereby designate District Manager Duane Tinsley as the Designated Election Official on behalf of 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 Act, Code, TABOR or other applicable laws. The Election shall be conducted in accordance with the Act, Code, TABOR and other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, and printing of ballots, and direct that all other appropriate actions be accomplished. The above designated person shall swear or affirm an oath of office on the form attached as "Exhibit A". The Oath of Office will be maintained as an official part of the election record.
3. For this election there shall be two (2) precincts and two (2) walk-in voting places as set forth below:

<u>Precinct:</u>	<u>Polling Place:</u>
#1 (Southgate Water District within Arapahoe County)	#1 District Offices
#2 (Southgate Water District within Douglas County)	#2 To Be Determined

The walk-in voting places shall also be the walk-in voting places for disabled electors, and are or will be accessible for persons with disabilities as required by law. The walk-in voting place shall also be open to assist all other eligible electors.
4. Applications for mail-in ballots may be filed with the Designated Election Official at the Southgate District Offices, 3722 E. Orchard Road, Centennial, CO 80121, no later than the close of

business on the 7th day prior to the election (Tuesday, May 1, 2012), if the mail-in ballot is to be mailed to the elector, or until the close of business on the Friday immediately preceding the election (Friday, May 4, 2012), if the mail-in ballot will not be mailed to the elector.

5. Self Nomination and Acceptance petitions are available at the Designated Election Official's office located at the above address. All candidates must file a nomination petition with the Designated Election Official no later than the close of business (4:30 P.M.) on Friday, March 2, 2012.
6. If the only matter before the electors is the election of persons to office, and if at the close of business on March 6, 2012, there are not more candidates than offices to be filled at the election, including candidates timely filing affidavits of intent (to be a write-in candidate) no later than March 5, 2012, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.
7. The designated election official shall maintain the record of the election as prescribed by the Act, Code, and other applicable laws.
8. Appeals to the interpretations or actions of the designated or associate election officials may be made to the Board of Directors of the Southgate Water District.
9. 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.
10. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other persons acting on their behalf pursuant to the Act, the Code or other applicable laws, are hereby ratified and confirmed.
11. 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.
12. The provisions of this Resolution shall take effect immediately.

ADOPTED AND APPROVED this 13th day of December, 2011, by the Board of Directors of the Southgate Water District.

ATTEST:



David Bickham, Secretary

SOUTHGATE WATER DISTRICT
Arapahoe and Douglas Counties,
Colorado

By: 

George J. MacDonald, President

