

BENNETT FIRE PROTECTION DISTRICT

RESOLUTION 2026-05

RESOLUTION CALLING FOR A NOVEMBER 3, 2026 SPECIAL ELECTION ON THE QUESTION OF LEVYING A SALES TAX AND APPOINTING A DESIGNATED ELECTION OFFICIAL

WHEREAS, the Bennett 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, Colorado Revised Statutes; 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 to carry out the objects and purposes of the District to levy a sales tax and to collect, retain and spend all revenues generated from such sales tax, as an exemption to the provisions and restrictions set forth in Article X, Section 20 of the Colorado Constitution (“TABOR”); and

WHEREAS, it is necessary to submit to the eligible electors of the District the question of levying a sales 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 Adams County and Arapahoe 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 Intergovernmental Agreements with 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 titles 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 Bennett Fire Protection District in Adams County and Arapahoe County, State of Colorado that:

1. A special election of the eligible electors of the District shall be held on Tuesday, November 3, 2026, at which Election there shall be submitted to the eligible

electors of the District the question in substantially the form as stated in the ballot title attached as Exhibit A hereafter set forth.

2. The Board hereby designates Kara Winters 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 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 ratifies the execution of the Intergovernmental Agreement with the County Clerks on behalf of the District, regarding the conduct of the Election and the mailing of the TABOR Notice. 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 the County Clerks 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 2nd day of September, 2026.

BENNETT FIRE PROTECTION DISTRICT

By: _____
Royce Pindell, Chair

ATTEST:

Todd Green, Secretary

EXHIBIT A TO ELECTION RESOLUTION

BALLOT ISSUE A

SHALL BENNETT FIRE PROTECTION DISTRICT TAXES BE INCREASED \$1.2 MILLION IN THE FIRST FULL FISCAL YEAR BEGINNING JULY 1, 2027 AND BY SUCH AMOUNTS RAISED ANNUALLY THEREAFTER BY A SALES TAX OF 0.75% (75 CENTS ON EACH \$100) UPON EVERY TRANSACTION IN THE DISTRICT IN WHICH THE STATE IMPOSES A SALES TAX (EXCLUDING GROCERIES AND OTHER EXEMPT ITEMS) FOR THE PURPOSE OF PROVIDING FIRE PROTECTION, AMBULANCE, EMERGENCY MEDICAL RESPONSE, RESCUE, SAFETY, AND SUPPORT SERVICES, INCLUDING:

- EXPANDING, REMODELING AND/OR REPLACING OUTDATED AND INADEQUATE STATIONS AND FACILITIES
- MAINTAINING FIREFIGHTER AND PARAMEDIC STAFFING LEVELS
- RETAINING AND ATTRACTING HIGHLY QUALIFIED FIRST RESPONDERS AND OTHER ESSENTIAL PERSONNEL
- PROVIDING ADEQUATE STAFFING TO ADDRESS INCREASING EMERGENCY CALL VOLUME

AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED, AND SPENT NOTWITHSTANDING ANY REVENUE LIMITS PROVIDED BY LAW?

BALLOT ISSUE B

SHALL THE BENNETT FIRE PROTECTION DISTRICT WAIVE THE 5.25% PROPERTY TAX LIMIT (CREATED BY C.R.S. § 29-1-1701, ET SEQ.) FOR ALL FUTURE PROPERTY TAX YEARS, WITHOUT INCREASING TAXES, TO MAINTAIN EMERGENCY RESPONSE TIMES, ENHANCE THE SAFETY OF FIRST RESPONDERS AND EXTEND THE USEFUL LIFE OF EXISTING FACILITIES, INCLUDING: (I) ATTRACTING, TRAINING, AND RETAINING EXPERIENCED FIRST RESPONDERS, AND MITIGATING COSTLY TURNOVER RATES; (II) MAINTAINING THE FIRE ENGINES AND OTHER APPARATUS AND IMPLEMENTING A REPLACEMENT SCHEDULE FOR APPARATUS TO REDUCE BREAKDOWNS, ACCIDENTS, AND DOWNTIME; AND (III) ADDRESSING INFRASTRUCTURE AND DEFERRED MAINTENANCE FIRE STATION PROJECTS; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED, AND SPENT NOTWITHSTANDING ANY REVENUE LIMITS PROVIDED BY LAW?