

## DECLARATION OF DISSOLUTION

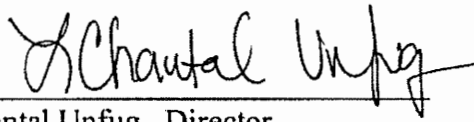
The Division Director of the Division of Local Government (the "Division"), acting on behalf of the Division pursuant to § 32-1-710, C.R.S. declares as follows:

1. South Metro Fire Rescue (the "District") is a quasi-municipal corporation and political subdivision organized pursuant to the provisions of article 1 of title 32, C.R.S., "Special Districts Act" formed in 1961.
2. Colorado law requires the Division to notify a district of the Division's intent to certify the district dissolved if, inter alia, "has failed to hold or properly cancel an election pursuant to this article " and "the district has no financial obligations." Section 32-1-710(1)(a)(I) and (b).
3. According to the Division's records and research, the District:
  - Did not hold or properly cancel the May 6, 2016, regular election
  - Has no outstanding financial obligations
  - No longer contains any eligible electors to approve the matter of dissolution.
  - Has excluded all real, taxable property previously within the District; and incorporated into South Metro Fire Rescue Fire Protection District.
4. The Division notified the District of the Division's intent to certify the District dissolved by certified mail, return receipt number 7011 3500 0002 9605 9332 on May 10, 2015, to the last available address the District supplied to the Division per requirements of 32-1-104(2) and published in the inventory of local government entities maintained per 24-32-116.
5. The Division received a return receipt on May 15, 2017 (see Exhibit A).
7. More than 30 days have passed since the Division notified the District of its intent to certify the District dissolved.
8. The District has not only requested dissolution, but also welcomed (Exhibit B & C) the administrative dissolution of the District.
9. There has been no evidence provided to the Division which illustrates dissolution of the District will result in interruption of services to the area encompassed by the District.

Therefore, pursuant to the authority of the Division of Local Government to dissolve special districts by administrative action pursuant to § 32-1-710, C.R.S., the Division hereby declares South Metro Fire Rescue to be dissolved.

Furthermore, the Division hereby requests that the Colorado Attorney General file a Petition for Order and Certification of Dissolution of South Metro Fire Rescue with the District Court, Arapahoe County, Colorado; and if the Court determines the District to be qualified for administrative dissolution as required by law, the Court enter an Order and Certification of Dissolution dissolving the District and direct it to be filed per § 32-1-707(5) C.R.S.

Dated this *Friday, June 09, 2017*

A handwritten signature in black ink that reads "Chantal Unfug". The signature is written in a cursive style with a long horizontal stroke at the end.

---

Chantal Unfug, Director  
Division of Local Government  
Colorado Department of Local Affairs

## CERTIFICATE OF SERVICE

I hereby certify that on the day of June 9, 2017, I served the within *DECLARATION OF DISSOLUTION* to the parties herein by depositing a true and complete copy of same in the United States mail, first-class postage prepaid at Denver, Colorado, addressed to each of the following:

Board of Commissioners  
Arapahoe County  
5334 S. Prince Street  
Littleton, CO 80166

Board of Commissioners  
Douglas County  
100 Third St.  
Castle Rock, CO 80104-2424

County Clerk and Recorder  
Arapahoe County  
5334 S. Prince Street  
Littleton, CO 80166

County Clerk and Recorder  
Douglas County  
100 Third St.  
Castle Rock, CO 80104-2424

County Assessor  
Arapahoe County  
5334 S. Prince Street  
Littleton, CO 80166

County Assessor  
Douglas County  
100 Third St.  
Castle Rock, CO 80104-2424

South Metro Fire Rescue  
Collins, Cockrel, & Cole  
390 Union Blvd, Ste. 400  
Denver, CO 80228-1556

---

Joe McConnell  
Local Government Services  
Division of Local Government  
Department of Local Affairs

Exhibit A(1)

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*

For delivery information visit our website at [www.usps.com](http://www.usps.com)

OFFICIAL USE

|   |    |                  |
|---|----|------------------|
| Postage   | \$ | Postmark<br>Here |
| Certified Fee                                     |    |                  |
| Return Receipt Fee<br>(Endorsement Required)      |    |                  |
| Restricted Delivery Fee<br>(Endorsement Required) |    |                  |
| Total Postage & Fees                              | \$ |                  |

Sent To: **Robert G. Cole**  
 Street, Apt. No., or PO Box No.: **Collins, Cockrel, & Cole**  
**390 Union Boulevard, Suite 400**  
 City, State, ZIP+4: **Denver, CO 80228-1556**

PS Form 3800, August 2005 See Reverse for Instructions

7012 3500 0002 9605 9602 2EE6 5096 2000 005E T102

| SENDER: COMPLETE THIS SECTION  | COMPLETE THIS SECTION ON DELIVERY  |
|--|--|
| <ul style="list-style-type: none"> <li>■ Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> | <p>A. Signature<br/> <i>Karen L Schendel</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes<br/>         If YES, enter delivery address below: <input type="checkbox"/> No</p> |
| <p>1. Article Addressed to:</p> <p style="font-size: 1.2em; margin-left: 20px;"><i>Robert G. Cole</i><br/> <i>Collins, Cockrel, &amp; Cole</i><br/> <i>390 Union Blvd., Ste. 400</i><br/> <i>Denver, CO 80228-1556</i></p>   | <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail<br/> <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise<br/> <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>   |
| <p>2. Article Number<br/> <i>(Transfer from service label)</i></p>   | <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>  |
| <p>2EE6 5096 2000 005E T102</p>  |  |

DENVER  
UNITED STATES POSTAL SERVICE

10 MAY 17  
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First-Class Mail  
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Permit No. G-10

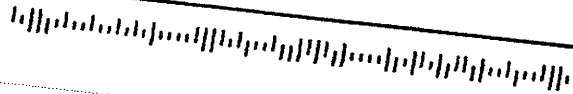
• Sender: Please print your name, address, and ZIP+4 in this box •

Joe McConnell  
Department of Local Affairs  
1313 Sherman St., Rm 521  
Denver, CO 80203

**RECEIVED**

MAY 15 2017

Dept of Local Affairs



# COLLINS COCKREL & COLE

A PROFESSIONAL CORPORATION

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JAMES P. COLLINS  
ROBERT G. COLE  
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390 UNION BOULEVARD, SUITE 400  
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JOAN M. FRITSCHÉ  
ERIC C. JORGENSON

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[rcole@cccfirm.com](mailto:rcole@cccfirm.com)  
DIRECT DIAL  
(303) 218-7197

October 4, 2016

VIA E-MAIL

Mr. Jarrod Biggs  
Division of Local Government  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

**Re: Request for Dissolution of South Metro Fire Rescue (LGID 64035 and  
Arapahoe County District Court Case No. 1964CV9110)**

Dear Jarrod:

As a follow up to our September 30 telephone conversation, and per your recommendation, we are formally requesting that the Division of Local Government consider initiating an administrative dissolution of the South Metro Fire Rescue ("SMFR") district pursuant to Section 32-1-710, C.R.S.

To summarize our discussion, SMFR and Parker Fire Protection District ("Parker Fire," LGID 64108) have been operating as the South Metro Fire Rescue Authority since 2006 in anticipation of a complete consolidation of the districts. To effect that consolidation, in December 2015 South Metro Fire Rescue ("SMFR") excluded all of its property and Parker Fire included all of the excluded property. At the conclusion of the exclusion/inclusion proceedings, there was no property in SMFR, and thus no property owners, and no capacity to qualify directors. No election was conducted in May 2016 and none will be conducted in the future.

We have previously provided copies of the recorded Order of Exclusion and Order of Inclusion, which order also approved changing the board from 5 members to 7 members and changing the name of Parker Fire Protection District to South Metro Fire Rescue Fire Protection District. If you need any other documentation from us to begin the dissolution process, please let me know.

{00524797.DOCX / }

Exhibit B

Jarrold Biggs  
Division of Local Government  
October 4, 2016  
Page 2

As part of the inclusion and exclusion proceedings, SMFR delegated to South Metro Fire Rescue Fire Protection District the authority to take any actions necessary to complete the consolidation and dissolution of SMFR. If it would be helpful, South Metro Fire Rescue Fire Protection District could join in the Division's request to the District Court to dissolve SMFR.

Please address the Division's intent to certify the district dissolved to me, as general counsel to South Metro Fire Rescue Fire Protection District, and to the following individuals:

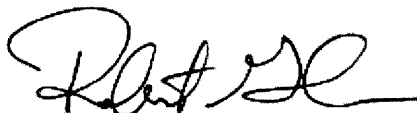
Matthew R. Dalton  
General Counsel to SMFR  
SpencerFane  
1700 Lincoln Street, Suite 2000  
Denver, CO 80203

Bob Baker, Fire Chief  
South Metro Fire Rescue Fire Protection District  
9195 E. Mineral Avenue  
Centennial, CO 80112

Mike Dell'Orfano, Deputy Fire Chief  
South Metro Fire Rescue Fire Protection District  
9195 E. Mineral Avenue  
Centennial, CO 80112

Please contact me or my paralegal, Peggy Rupp, if you have any questions. Thank you for assistance in this process.

Sincerely,



Robert G. Cole

RGC/pr

cc: Matthew R. Dalton, Esq.  
Bob Baker, Fire Chief  
Mike Dell'Orfano, Deputy Fire Chief

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MATTHEW P. RUHLAND

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[rcole@cccfirm.com](mailto:rcole@cccfirm.com)  
(303) 218-7197

May 11, 2017

VIA E-MAIL AND U.S. MAIL

Joe McConnell  
Division of Local Government  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

**Re: Dissolution of South Metro Fire Rescue (LGID 64035)**

Dear Mr. McConnell:

Thank you for your May 2, 2017 correspondence concerning the Division's intent to declare South Metro Fire Rescue (the "District") dissolved. The information provided in your correspondence as the basis for dissolution is correct. The South Metro Fire Rescue Fire Protection District, acting on behalf of the District, has no objection to dissolution.

Please file the motion for dissolution in Arapahoe County District Court Case No. 1964CV9110 and send copies to me, as general counsel to the South Metro Fire Rescue Fire Protection District, and to the following individuals:

Matthew R. Dalton  
General Counsel to South Metro Fire Rescue  
SpencerFane  
1700 Lincoln Street, Suite 2000  
Denver, CO 80203

Bob Baker, Fire Chief  
South Metro Fire Rescue Fire Protection District  
9195 E. Mineral Avenue  
Centennial, CO 80112



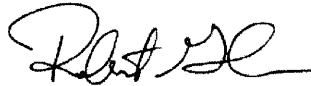
COLLINS COCKREL & COLE

Joe McConnell  
Division of Local Government  
May 11, 2017  
Page 2

Mike Dell'Orfano, Deputy Fire Chief  
South Metro Fire Rescue Fire Protection District  
9195 E. Mineral Avenue  
Centennial, CO 80112

Please let us know if you have any questions or if we can be of assistance in this process.

Sincerely,



Robert G. Cole

RGC/pr

cc: Matthew R. Dalton, Esq.  
Bob Baker, Fire Chief  
Mike Dell'Orfano, Deputy Fire Chief

Exhibit C



**COLORADO**  
Department of Local Affairs  
Division of Local Government

May 2, 2017

Robert G. Cole  
390 Union Boulevard, Suite 400  
Denver, CO 80228-1556

Mr. Cole/to whom it may concern,

This notice concerns South Metro Fire Rescue, LGID No. 64035 & Arapahoe County Court Case No. 1964CV9110).

In accordance with Colorado Revised Statute 32-1-710, the Division of Local Government (the "Division") is notifying the District of its intent to declare South Metro Fire Rescue (the "District") dissolved.

Based upon the information available to the Division, it appears:

- The District did not hold or properly cancel the May 6, 2016, regular election
- The District has no outstanding financial obligations
- All real, taxable property within the District has been excluded to South Metro Fire Rescue Fire Protection District, and thus there will no longer be any eligible electors to approve the matter of dissolution
- The District is formally requesting that the Division administratively dissolve the District (correspondence attached)

If any of the information in this correspondence is incorrect, please contact the Division no later than thirty (30) days from receipt of this certified notice. Following this period, the Division will make a Declaration of Dissolution and move to request an order of dissolution from the applicable district court.

Sincerely,

Joe McConnell  
Division of Local Government

Cc: Matthew R. Dalton, Esq., Arapahoe County BOCC, Douglas County BOCC,  
Mike Dell'Orfano, Bob Baker, Clay Brown



LG ID **64035** Status Pending Dissolution Type Fire Protection Districts (32-1-103)

Name South Metro Fire Rescue Duplicate Name

Basic | Boundary | Budget | Contact | County | CTF | Director | Election | Finance | Service | Subdist | Tracking | Docs

Sync. Address?  Updated On 02-03-15 07:29

Contact Type Official DLG Contact Certified Updated By HSEMONES

Name Bob Baker

Title Fire Chief

Mailing Address 9195 East Mineral Avenue Copy to Clipboard

Alt. Address

Mailing City State ZIP Centennial CO 80112

Work Phone 720-989-2213 Fax 720-989-2013

Email Address sarah.fischer@southmetro.org User ID EF64035FVP Assign

Contact # 1 of 2