WILLIAM P. ANKELE, JR.
JENNIFER GRUBER TANAKA
CLINT C. WALDRON
KRISTIN BOWERS TOMPKINS
ROBERT G. ROGERS
BLAIR M. DICKHONER
GEORGE M. ROWLEY



OF COUNSEL: KRISTEN D. BEAR K. SEAN ALLEN TRISHA K. HARRIS ZACHARY P. WHITE HEATHER L. HARTUNG MEGAN J. MURPHY

EVE M. G. VELASCO AUDREY G. JOHNSON CAREY SAMUEL SMITH V ERIN K. STUTZ JON L. WAGNER

September 26, 2022

VLA CERTIFIED MAIL

City of Castle Pines 360 Village Square Lane, Suite B Castle Pines, CO 80108

Douglas County Board of County Commissioners 100 Third Street Castle Rock, CO 80104

Douglas County Clerk and Recorder 301 Wilcox Street Castle Rock, CO 80104

Douglas County Treasurer 100 Third Street Castle Rock, CO 80104 Douglas County Assessor 301 Wilcox Street Castle Rock, CO 80104

Division of Local Government E-filed via www.dola.colorado.gov/e-filing

State of Colorado
Office of State Auditor
E-Filed via
https://apps.leg.co.gov/osa/lg/submissions/new

Douglas County District Court
E-filed via the Colorado District Court E-Filing
Portal

Re: Notice of Inactive Status for The Canyons Metropolitan District Nos. 8-11

To Whom It May Concern:

Pursuant to § 32-1-104(3)(a), C.R.S., enclosed for your records please find a copy of the Special District Notice of Inactive Status as well as a copy of the Resolution Declaring Inactive Special District Status for the above-referenced Districts. Should you have any questions of concerns, please do not hesitate to contact our office.

Sincerely,

WHITE BEAR ANKELE TANAKA & WALDRON

Attorneys at Law

Jenna J. Slabaugh, Paralegal

Enclosures



NOTICE IS HEREBY GIVEN by the Board of Directors

of the	The Cany	ons Metropolita	n Distric	t No. 8		Distric	t 66228	(LGID)
in		Douglas				Count	y, Colorado)
pursuant to subs adopted a resolu defined by C.R.S	ition (attached) 5. 32-1-103(9.3	describing and that said	d affirm district	ing the District is in complian	t's qualif	ication	n for this sta	atus as
specified in subs Directors adopte		• ,				Augus	it 17	2022
declaring the District Inactive b		· · · · · · · · · · · · · · · · · · ·				Augu	, 2022	
NOTICE IS FUR District is on inac official business implement the di	ctive status, it s other than to c	shall not issue onduct electio	any deb ns and t	ot, impose a mi to undertake p	ill levy, d	or con	duct any of	
District Contac	ct Person:	Clint C.	Waldron	, Esq.	P	hone:_	303-858	-1800
Contact Signat			tv			Date: _	09/22/	2022
Contact Email A	ddress:			cwaldron@wbap				
District Addre	ss:	c/		Bear Ankele Ta			วก	
Address (con	r t.) :		2154 E	. Commons Ave	e., Suite	2000		
Address City/Sta	te/Zip:			Centennial, CO	80122			
Directors							Elected or Appointed	Term Exp. Yr.
1. Board Chair:		Jon	<u>athan Al</u>	pert			Elected	2025
2. Director:		****	rren Eve				Elected	2023
3. Director:		B	<u>rian Alpe</u>	ert			Appointed	2023
4. Director:								
5. Director :								
6. Director:								
7. Director:	1							
Generally, per C.R.S. 3 32-1-104(2) - Annual J 32-1-306 - Annual J 32-1-809 - Annual J 32-1-903 - Meetings	al January 15 th Contr January 1st Map Filir January 15th Notice	ect Filling; ng	Title 26Title 26Title 39	npt from compliance 9, Art 1, Part 2 - List 9, Art 1, Part 6 - Auc 9, Art 1, Part 1 - Not 9, Art 5, Part 1 - An	t of Contrac dit Law tices of Bou	ats andary C	hange, Intent to	Levy

- . Title 29, Art 1, Part 1 Budget Law

- PROCEDERAL INSTRUCTIONS

As directed in 32-1-104(3)(b) C.R.S., by Certified Mail, Return Receipt Requested except where electronic filing is required by the receiving entity, on or before December 15th file this Notice of Inactive Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- . the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- . the Treasurer, Assessor, and the Clerk and Recorder of the county(ies) in which the District is located;
- · the district court having jurisdiction over the formation of the special district;
- · the Office of the State Auditor; and
- the Division of Local Government (ELECTRONIC FILING REQUIRED www.dola.colorado.gov/e-filing -)



DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, The Canyons Metropolitan District No. 8 (the "District") is a quasimunicipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to §§ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Board hereby calls all regular elections of the District, until such time as the District returns to active status. The Secretary of the District, or in the absence of a Secretary, any other board member or the DEO, as defined below (the "Authorized Officer"), shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, signing a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:
 - 2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints Ashley B. Frisbie, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

THE CANYONS METROPOLITAN DISTRICT NO. 8

	Jonathan Alport
	Officer of the District
ATTEST:	
Darron Everett	
	APPROVED AS TO FORM:
	WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law

General Counsel to the District



NOTICE IS HEREBY GIVEN by the Board of Directors

of the	The Canyo	ons Metropolitan Dist	rict No. 9	District	66229	(LGID)
in	Douglas County, Colora				y, Colorado)
adopted a resolu defined by C.R.S	tion (attached) 5. 32-1-103(9.3	4(3)(a) C.R.S., the I describing and affir) and that said distri	ming the Distric ct is in compliar	t's qualification	for this sta	atus as
•		4(5) C.R.S. The Bo		Augus	t 17	2022
•		on at a public meeti	ng held:	7.0507		2022
declaring the Dis	trict Inactive be	eginning:	_	August 17 ,		
District is on inac official business implement the di	tive status, it so other than to c strict's intention	pursuant to subsectional not issue any descriptions and not return to active	ebt, impose a m d to undertake p status.	ill levy, or cond procedures nec	luct any ot essary to	her
District Contact	t Person:	Clint C. Waldr	on, Esq.	Phone:	303-858	-1800
Contact Signat	ure:	CM	سد مرمزا	Date:	09/22/	2022
Contact Email Ac	idress:		cwaldron@wba			
District Addres	SS:		te Bear Ankele T		ก	
Address (conf	t.):	2154	E. Commons Ave			
Address City/Stat	te/Zip:		Centennial, CC	80122		
Directors					Elected or Appointed	Term Exp. Yr.
1. Board Chair:		Jonathan	Alpert		Elected	2025
2. Director:	1	Darren E			Elected	2023
3. Director:		Brian Al	pert		Appointed	2023
4. Director:						
5. Director :						
6. Director:						
7. Director:						
Generally, per C.R.S. 3 • 32-1-104(2) - Annual • 32-1-306 - Annual J • 32-1-809 - Annual J • 32-1-903 - Meetings • Title 29, Art 1, Part 1	il January 15 th Conta anuary 1st Map Filin anuary 15th Notice t	og • Titte to Electors • Titte • Titte	xempt from compliance 29, Art 1, Part 2 - Lis 29, Art 1, Part 6 - AL 239, Art 1, Part 1 - No 239, Art 5, Part 1 - Ar	it of Contracts idit Law itices of Boundary C	hange, Intent t	o L evy
As disposed in 20.4.4	04/2\/h\ C D C	Contifered Mail Potent Book	int Consumpted assess	ubasa alamasia filis	a is societed b	u the

As directed in 32-1-104(3)(b) C.R.S., by Certified Mail, Return Receipt Requested except where electronic filing is required by the receiving entity, on or before December 15th file this Notice of Inactive Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- . the Treasurer, Assessor, and the Clerk and Recorder of the county(les) in which the District is located;
- · the district court having jurisdiction over the formation of the special district;
- · the Office of the State Auditor, and
- the Division of Local Government (ELECTRONIC FILING REQUIRED www.dola.colorado.gov/e-filing -)



DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, The Canyons Metropolitan District No. 9 (the "District") is a quasimunicipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to §§ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Board hereby calls all regular elections of the District, until such time as the District returns to active status. The Secretary of the District, or in the absence of a Secretary, any other board member or the DEO, as defined below (the "Authorized Officer"), shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, signing a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:
 - 2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints Ashley B. Frisbie, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

THE CANYONS METROPOLITAN DISTRICT NO. 9 Jonathan Alpert Officer of the District ATTEST: Darren Everett APPROVED AS TO FORM: WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law General Counsel to the District



NOTICE IS HEREBY GIVEN by the Board of Directors

of the	The Canyo	ns Metropolitan District No. 10	Distric	66230	(LGID)	
in		Douglas	County	County, Colorado		
adopted a resolu defined by C.R.S	ition (attached) 5. 32-1-103(9.3	4(3)(a) C.R.S., the District is an Indescribing and affirming the District is in compliant.	ct's qualification	for this sta	atus as	
specified in subsection 32-1-104(5) C.R.S. The Board of Directors adopted such resolution at a public meeting held:				August 17		
declaring the Dis	trict Inactive be	eginning:	Augus	, 2022		
official business implement the di	other than to co	hall not issue any debt, impose a londuct elections and to undertake n to return to active status. Clint C. Waldron, Esq.	procedures nec	essary to		
Contact Signat	ture:	CHW	Date:	09/22/	2022	
Contact Email A		cwaldron@wb	apc.com			
District Addre	ss:	c/o White Bear Ankele	Tanaka & Waldro	ก		
Address (con	t.):	2154 E. Commons A	ve., Suite 2000			
Address City/Sta	te/Zip:	Centennial, C	O 80122			
				Elected or	Tem	
Directors				Appointed	Exp. Yr. 2025	
1. Board Chair:		Jonathan Alpert		Elected	2023	
2. Director:		Darren Everett		Elected Appointed	2023	
Director: 4. Director:		Brian Alpert		Appointed	2023	
5. Director:	 					
6. Director:						
7. Director:	<u> </u>					
5,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	<u> </u>				J	
Generally, per C.R.S.	32-1-104(5), Inactive	Special Districts shall be exempt from complian	nce with the provisions	of:		

- 32-1-104(2) Annual January 15th Contact Filing;
- 32-1-306 Annual January 1st Map Filing
- 32-1-809 Annual January 15th Notice to Electors
- 32-1-903 Meetings
- Title 29, Art 1, Part 1 Budget Law

- . Title 29. Art 1. Part 2 List of Contracts
- . Title 29, Art 1, Part 6 Audit Law
- . Title 39, Art 1, Part 1 Notices of Boundary Change, Intent to Levy
- Title 39, Art 5, Part 1 Annual Mill Levy Certification

PROCEDERAL INSTRUCTIONS

As directed in 32-1-104(3)(b) C.R.S., by Certified Mail, Return Receipt Requested except where electronic filing is required by the receiving entity, on or before December 15th file this Notice of Inactive Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- . the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- the Treasurer, Assessor, and the Clerk and Recorder of the county(ies) in which the District is located;
- · the district court having jurisdiction over the formation of the special district;
- . the Office of the State Auditor; and
- the Division of Local Government (ELECTRONIC FILING REQUIRED www.dola.colorado.gov/e-filing -)



DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, The Canyons Metropolitan District No. 10 (the "District") is a quasimunicipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to §§ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Board hereby calls all regular elections of the District, until such time as the District returns to active status. The Secretary of the District, or in the absence of a Secretary, any other board member or the DEO, as defined below (the "Authorized Officer"), shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, signing a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:
 - 2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints Ashley B. Frisbie, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

THE CANYONS METROPOLITAN DISTRICT NO. 10 Jonathan Alpert

ATTEST:

Darren Everett

APPROVED AS TO FORM:

Officer of the District

WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law

General Counsel to the District



NOTICE IS HEREBY GIVEN by the Board of Directors

of the	The Canyons Metro	opolitan District No. 11	Distric	t 66231	(LGID)	
in	De	ouglas	County, Colorado			
adopted a resolution defined by C.R.S.	ion (attached) describ	C.R.S., the District is an Ina ping and affirming the Distri lat said district is in complia R.S. The Board of	ct's qualification ince with each o	n for this sta of the requi	atus as	
Directors adopted such resolution at a public meeting held:			Augus	August 17		
declaring the District Inactive beginning:			Augu	August 17		
District is on inact official business of	ive status, it shall not ther than to conduct of trict's intention to retu	nt to subsection 32-1-104(4) issue any debt, impose a relections and to undertake arn to active status. Slint C. Waldron, Esq.	mill levy, or con- procedures nec	duct any otl cessary to	her	
District Contact	r e13011.	ance: wateron, Esq.	FIIONE	303 030	1000	
Contact Signatu	re:	CHW-		09/22/	2022	
Contact Email Add	dress:	cwaldron@wb				
District Address	S :	c/o White Bear Ankele	Tanaka & Waldro	on		
Address (cont.):	2154 E. Commons Av	e., Suite 2000			
Address City/State/Zip: Centennial, CO 80122						
D'				Elected or	Term	
Directors				Appointed	Exp. Yr.	
1. Board Chair:		Jonathan Alpert		Elected	2025	
2. Director:		Darren Everett		Elected	2023	
3. Director.		Brian Alpert		Appointed	2023	
4. Director:						
5. Director :						
6. Director:				ļ ļ		
7. Director:				L		
32-1-104(2) - Annual32-1-306 - Annual Jan	January 15 th Contact Filing; nuary 1st Map Filing nuary 15th Notice to Electors - Budget Law	Istricts shall be exempt from compliar Title 29, Art 1, Part 2 - L Title 29, Art 1, Part 6 - A Title 39, Art 1, Part 1 - N Title 39, Art 5, Part 1 - A PROCEDERAL INSTRUCTIONS	ist of Contracts udit Law lotices of Boundary C	hange, Intent to	o Levy	
As directed in 32-1-10		lail, Return Receipt Requested excep	t where electronic filir	na is required by	v the	
receiving entity, on or 104(3)(a) C.R.S. with: • the Board of Count service plan pursua • the Treasurer, Asse	before December 15 th file this y Commissioners and the Cit ant to section 32-1-204 or 32-	s Notice of Inactive Status and a copy y Council/Town Board of each county 1-204.5 C.R.S.; order of the county(ies) in which the E	of the resolution ado	pted pursuant to	0 32-1-	
. the Office of the St	• .	•				

• the Division of Local Government (ELECTRONIC FILING REQUIRED - www.dola.colorado.gov/e-fiting



DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, The Canyons Metropolitan District No. 11 (the "District") is a quasimunicipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to $\S\S$ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Board hereby calls all regular elections of the District, until such time as the District returns to active status. The Secretary of the District, or in the absence of a Secretary, any other board member or the DEO, as defined below (the "Authorized Officer"), shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, signing a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:
 - 2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government

1

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints Ashley B. Frisbie, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

Jonathan Alport Officer of the District ATTEST: Darren Everett APPROVED AS TO FORM: WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law Man G. Mushy General Counsel to the District

THE CANYONS METROPOLITAN DISTRICT