

RESOLUTION NO. 20-101

CENTENNIAL WATER AND SANITATION DISTRICT

DOUGLAS COUNTY, COLORADO

A RESOLUTION CALLING FOR AN ELECTION TO BE HELD ON THE QUESTION OF INCLUDING INTO THE CENTENNIAL WATER AND SANITATION DISTRICT ALL OF THE TERRITORY LYING WITHIN THE HIGHLANDS RANCH METROPOLITAN DISTRICT AND THE MIRABELLE METROPOLITAN DISTRICT NOS. 1, 2, 3, AND 4.

WHEREAS, pursuant to intergovernmental agreement, the Centennial Water and Sanitation District ("District") provides water and wastewater service to all of the territory lying within the Highlands Ranch Metropolitan District and the Mirabelle Metropolitan District Nos. 1, 2, 3, and 4, which territory is outside of the District's boundaries and is hereinafter referred to as the "Area Proposed For Inclusion"; and

WHEREAS, it is the desire of the District's Board of Directors ("Board") to adopt a resolution that initiates a Court ordered election to be conducted by the District within the Area Proposed For Inclusion so that the eligible electors thereof can vote on the question of whether such Area should be included into the District; and

WHEREAS, if the Area Proposed For Inclusion is included into the District, all eligible electors within the Area Proposed For Inclusion will be eligible to serve on the District's Board of Directors and vote in District elections from and after the date the inclusion is finalized; and

WHEREAS, the District operates as an enterprise and does not collect property tax. As a result, the inclusion of the Area Proposed For Inclusion will have no property tax implications within such Area; and

WHEREAS, inclusion of the Area Proposed For Inclusion will not affect the water and wastewater service that is provided to the residents and owners of property within said Area; and

WHEREAS, no single tract of land located within the Area Proposed For Inclusion constitutes more than fifty percent (50%) of the total area proposed to be included into the District; and

WHEREAS, notification of the public hearing on this Resolution was mailed to the property owners within the Area Proposed For Inclusion as listed on the records of the Douglas County Assessor, pursuant to Section 32-1-401(3), C.R.S., on or before January 7, 2020, which is not more than 30 days nor less than 20 days prior to the public hearing; and

WHEREAS, notice of the public hearing on this Resolution was published in *The Douglas County News Press* on January 2, 2020, in the form shown on the Affidavit of Publication attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, the public hearing to consider adoption of this Resolution was held on January 27, 2020, at which time any interested person, municipality or county that may be able to provide service to the Area Proposed For Inclusion was allowed to show cause in writing why this Resolution should not be adopted; and

WHEREAS, no person, municipality or county has filed a written objection to the proposed inclusion; and

WHEREAS, the inclusion of the Area Proposed For Inclusion is in the best interest of the health, safety, prosperity, security and general welfare of the District and of the Area Proposed For Inclusion; and

WHEREAS, inclusion of the Area Proposed For Inclusion must be approved by the eligible electors of the Area Proposed For Inclusion at an election to be conducted by the District within said Area as directed by an Order from the Douglas County District Court pursuant to Section 32-1-401(2)(d), C.R.S.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Centennial Water and Sanitation District, pursuant to the provisions of Sections 32-1-402(2)(b) and (c) C.R.S., that appropriate filings be made with the Clerk of the Douglas County District Court requesting that the Court issue an Order directing that the District conduct an election to be held on May 5, 2020 concerning the inclusion of the Area Proposed For Inclusion into the District and that if a majority of the votes cast at such election are in favor of inclusion, that the Area Proposed For Inclusion be included into the District.

APPROVED AND ADOPTED this 27 of January, 2020.

Ayes 5 Nays 0 Abstained 0 Absent 0

Certified by , Secretary