

## ELECTION RESOLUTION FOR 2025 REGULAR DISTRICT ELECTION

### CHEROKEE METROPOLITAN DISTRICT RESOLUTION NO. 2024-12

§32-1-804, §1-13.5, C.R.S.

WHEREAS, the terms of office of Director Michelle Marie Kinney, Arthur B Sintas, and Kim Wilson shall expire after their successors are elected at the regular Special District election to be held on May 6, 2025, (“Election”) and take office; and

WHEREAS, Director Dan Wall was appointed in January 2024 and Director Jeff Bandy was appointed in October 2024, and pursuant to CRS § 32-1-905(2)(a) each was appointed to serve until the next regular election; and

WHEREAS, in accordance with the provisions of the Special District Act (“Act”) and the Colorado Local Government Election Code (“Code”), the Election must be conducted to elect three Directors to serve for a term of four (4) years and two Directors to serve for a term of two (2) years; and

NOW, THEREFORE, be it resolved by the Board of Directors of the Cherokee Metropolitan District in the County of El Paso, State of Colorado, that:

1. The regular election of the eligible electors of the District shall be held on May 6, 2025, 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 the time, three Directors will be elected to serve for a term of four (4) years and two Directors will be elected to serve for a term of two (2) years.

2. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Code. The Designated Election Official shall develop a Plan for conducting the mail ballot Election, which will be made available to the public. There shall be no election precinct or polling place. All mail ballots shall be returned to the Designated Election Official as set forth in the Plan.

3. The Board of Directors hereby designates Wayne Williams, 3472 Research Parkway, Ste. 104-200, Colorado Springs, CO 80920, 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 the Act, Code, or other applicable laws. The Election shall be conducted in accordance with the Act, Code, 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.

4. Self-Nomination and Acceptance forms will be available at the District’s Office, 6250 Palmer Park Blvd., Colorado Springs, CO, no later than January 1, 2025. All candidates

must file a Self-Nomination and Acceptance form with the Designated Election Official at the District's Office no earlier than January 1, 2025, nor later than the close of business (4:30 p.m.) on Friday, February 28, 2025.

5. If the only matter before the electors is the election of Directors of the District and if, at the close of business on March 4, 2025, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 3, 2025, 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. The Notice and this resolution, signed by the board Chair, shall be filed with the Division of Local Government.

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 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.

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 AND APPROVED this 17th day of December, 2024.

CHEROKEE METROPOLITAN DISTRICT

By   
Chairman

ATTEST:

By   
Secretary