

## **SUPPLEMENTAL ELECTION RESOLUTION FOR 2020 REGULAR DISTRICT ELECTION**

### **HYLAND HILLS PARK AND RECREATION DISTRICT**

The Board of Directors of Hyland Hills Park and Recreation District (“Hyland Hills”) find the following:

1. Hyland Hills strives to provide the finest recreational facilities and programs at the best possible cost to residents and guests;
2. Hyland Hills has completed an intensive, citizen-led, master planning process resulting in the 2020 Hyland Hills Park and Recreation District Master Plan;
3. In 2002, residents of Hyland Hills approved a general obligation bond issue in the amount of \$18,000,000.00 to upgrade Hyland Hills parks, recreational facilities and athletic fields and acquire and develop open space;
4. Hyland Hills, based on the availability of these bond issue funds, was able to further apply for and receive nearly \$3.3 million in grants from Adams County Open Space and other grantees for additional facility upgrades and improvements;
5. The general obligation bond issue will be retired at the end of 2020, if Ballot Question A passes;
6. The mill levy to make the 2020 payment on the general obligation bonds is 1.275;
7. The Master Plan Committee has recommended to the Board of Directors that District residents be allowed to approve the extension of this 1.275 mill levy, upon retirement of the general obligation bonds, for purposes including but not limited to: conserving and maintaining natural areas and open space; maintaining and improving neighborhood parks throughout the District; repairing and improving aging District recreational facilities to provide updated services for children, families and seniors; improving safety at, and access to, parks, recreational facilities and trails; providing opportunities for active recreation for children, families and seniors; and improving energy efficiency and savings at District facilities;
8. The monies provided to Hyland Hills will not result in an increase in Hyland Hills’ mill levy of 1.275 mills that is currently being imposed to pay the principal and interest on the 2002 general obligations bonds;
9. The extension of the 1.275 mill levy will not require costs of issuance or interest payments associated with general obligation or revenue bond financing;
10. Approval of extension of the 1.275 mill levy will provide Hyland Hills with funds to address the needs and recommendations identified in the Master Plan;
11. The Board of Directors has determined and hereby declares that the interest of Hyland Hills and the public interest and necessity require that Hyland Hills, without increasing the tax rate of 1.275 mills currently being levied by Hyland Hills for the

payment of debt service on the 2002 general obligation bonds, extend such mill levy and continue to collect such 1.275 mills commencing in 2021 for the purposes set forth in Exhibit A;

12. Article X, Section 20 of the Colorado Constitution ("TABOR") requires voter approval for the extension of the 1.275 mill levy, referenced above;
13. TABOR requires Hyland Hills to submit ballot issues (as defined in TABOR) to Hyland Hills' electors on limited election days before action can be taken on such ballot issues;
14. May 5, 2020, is one of the election dates at which ballot issues may be submitted to the eligible electors of Hyland Hills pursuant to TABOR; and
15. Hyland Hills is conducting its regular election on May 5, 2020, as an independent mail ballot election pursuant to Title 32, Article 1 and Title 1, Article 13.5.

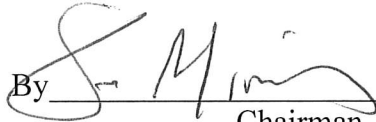
NOW, THEREFORE, be it resolved by the Board of Directors of Hyland Hills Park and Recreation District in the County of Adams, State of Colorado that:

1. All provisions for the 2020 regular election previously adopted by the Board of Directors of Hyland Hills and not inconsistent with the provisions of this Resolution shall remain in full force and effect;
2. The Election shall be conducted as a mail ballot election in accordance with all applicable laws and regulations. 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's office, 8801 N. Pecos Street, Federal Heights, Colorado, 80260 or such other locations as may be selected by the Designated Election Official;
3. At and for said Election, there shall be submitted to the eligible electors of Hyland Hills the ballot title and ballot question authorizing the extension of the 1.275 mill levy, referenced above, which title and question shall be in the form attached hereto as Exhibit A;
4. 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.
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 days after the title of the ballot issue or ballot question is set;
6. Any and all actions previously taken by the Designated Election Official or the officers and staff of Hyland Hills or any other persons acting on their behalf pursuant to applicable laws, are hereby ratified and confirmed;

7. 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; and
8. The provisions of this Resolution shall take effect immediately

ADOPTED AND APPROVED this 18th day of February, 2020.

HYLAND HILLS PARK AND RECREATION DISTRICT

By  \_\_\_\_\_  
Chairman

ATTEST:

By  \_\_\_\_\_  
Secretary

**Exhibit A**

**“Ballot Title A”**

WITHOUT INCREASING THE TAX RATE OF 1.275 MILLS CURRENTLY BEING LEVIED BY HYLAND HILLS PARK AND RECREATION DISTRICT FOR THE PAYMENT OF DEBT SERVICE ON GENERAL OBLIGATION BONDS APPROVED BY THE VOTERS IN 2002, SHALL THE DISTRICT COLLECT UP TO \$1.85 MILLION IN PROPERTY TAX REVENUE COMMENCING IN 2021 AND SUCH ADDITIONAL AMOUNTS GENERATED ANNUALLY THEREAFTER BY CONTINUING TO COLLECT SUCH 1.275 MILLS TO BE USED FOR PARK AND RECREATION IMPROVEMENTS, ONGOING MAINTENANCE AND RECREATIONAL PRIORITIES WHICH MAY INCLUDE BUT ARE NOT LIMITED TO:

- CONSERVING AND MAINTAINING NATURAL AREAS AND OPEN SPACE;
- MAINTAINING AND IMPROVING NEIGHBORHOOD PARKS THROUGHOUT THE DISTRICT;
- REPAIRING AND IMPROVING AGING DISTRICT RECREATION FACILITIES TO PROVIDE UPDATED SERVICES FOR CHILDREN, FAMILIES AND SENIORS;
- IMPROVING SAFETY AT, AND ACCESS TO, PARKS, RECREATIONAL FACILITIES AND TRAILS;
- PROVIDING OPPORTUNITIES FOR ACTIVE RECREATION FOR CHILDREN, FAMILIES AND SENIORS; AND
- IMPROVING ENERGY EFFICIENCY AND SAVINGS AT DISTRICT FACILITIES;

SUCH REVENUES SHALL BE SUBJECT TO AN ANNUAL INDEPENDENT AUDIT PUBLISHED ON THE DISTRICT’S WEBSITE; AND SHALL SUCH RESULTING REVENUE CONSTITUTE A VOTER APPROVED REVENUE AND/OR SPENDING CHANGE AND BE COLLECTED AND SPENT BY THE DISTRICT WITHOUT REGARD TO ANY SPENDING, REVENUE RAISING OR OTHER LIMITATION CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OHER LAW?