

## **SOUTH METRO FIRE RESCUE FIRE PROTECTION DISTRICT**

### **RESOLUTION NO. 2019-12**

#### **A RESOLUTION OF THE SOUTH METRO FIRE RESCUE FIRE PROTECTION DISTRICT SETTING THE BOUNDARIES OF DIRECTOR DISTRICTS AND SETTING THE INITIAL TERMS OF OFFICE OF EACH DIRECTOR DISTRICT**

WHEREAS, the South Metro/Cunningham Fire Rescue Authority (“Authority”) was created by that certain South Metro/Cunningham Fire Rescue Authority Creation and Pre-Unification Agreement dated November 16, 2017, as amended (the “Agreement”), between the South Metro Fire Rescue Fire Protection District (“South Metro”) and Cunningham Fire Protection District (“Cunningham Fire”), each a special district created pursuant to Article 1, Title 32, C.R.S. (the “Districts”); and

WHEREAS, Section VI. of the Agreement contemplates the consolidation of the Districts (the “Consolidated District”) by including all property currently within Cunningham Fire into South Metro, excluding such property from Cunningham, and dissolving Cunningham; and

WHEREAS, Section VI.C. of the Agreement contemplates the re-establishment of Director districts, which shall correspond to the recommendation of the Cunningham Fire and Authority Boards of Directors, and such Boards of Directors have recommended the re-establishment of Director districts as set forth on Exhibit A attached hereto and incorporated herein; and

WHEREAS, consistent with the Agreement and the recommendations of the Cunningham Fire and Authority Board, South Metro wishes to re-establish Director district boundaries and set initial terms of office as set forth below, contingent upon Court Orders effecting the consolidation of the Districts as contemplated by the Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the South Metro Fire Rescue Fire Protection District as follows:

1. **Director District Boundaries.** Beginning with the May 5, 2020 regular District election, the Director district boundaries shall be as set forth on Exhibit A, attached hereto and incorporated herein.
2. **Initial Terms of Office.** The terms of office for each Director district shall be as follows. Any vacancy on the Board that has been filled by appointment prior to the May 5, 2020 regular District election shall, at such election, be filled by election for any remaining unexpired portion of its term, and thereafter, each term shall be as set forth in Section 32-1-305.5, C.R.S.

<u>DIRECTOR DISTRICT</u>	<u>TERM EXPIRES</u>
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1	2023
2	2022
3	2023
4	2023
5	2023
6	2022
7	2022

3. **Contingent on Court Order.** This Resolution shall be contingent upon and shall not take effect until the District Courts issue Court Orders approving the inclusion of all property currently within Cunningham Fire into South Metro and excluding such property from Cunningham Fire.

4. **Instruction to Legal Counsel.** The District's legal counsel is hereby instructed to take such action as required to effect and confirm by Court Order the setting of the boundaries of the Director districts, and setting of the initial terms of office for each Director district as set forth in this Resolution.

5. **Severability.** If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

ADOPTED this 2<sup>nd</sup> day of December, 2019.

SOUTH METRO FIRE RESCUE FIRE  
PROTECTION DISTRICT

By

  
Ronda Scholting, Chair

Attest:

  
\_\_\_\_\_  
Danny Gaddy, Secretary

**EXHIBIT A**  
**DIRECTOR DISTRICT BOUNDARIES**



**Board of Directors  
District Boundaries  
FINAL  
388,124 total  
9/9/2019**

**LEGEND**

- D1 - 54,245
- D2 - 56,995
- D3 - 55,141
- D4 - 58,952
- D5 - 54,324
- D6 - 53,912
- D7 - 54,555
- Service Contract,  
No Population

