

CIMARRON HILLS FIRE PROTECTION DISTRICT

RESOLUTION NO. 2024-007

A RESOLUTION APPROVING THE QUESTION OF THE IMPOSITION OF A SALES TAX

WHEREAS, the Cimarron Hills Fire Protection District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, C.R.S.; and

WHEREAS, by Resolution 2024-006, the Board of Directors (the “**Board**”) called a special election to be conducted on November 5, 2024 (the “**Election**”) for the purpose of submitting a question to the registered electors of the District on the imposition of a uniform sales tax pursuant to Section 32-1-1107, C.R.S.; and

WHEREAS, the District’s boundaries are entirely within El Paso County; and

WHEREAS, due to the need to pay for District expenses for the provision of EMS response/transport, fire protection and safety, the Board has determined that the public interest requires that the rate of the District sales tax should be 1% upon every transaction or other incident with respect to which a sales tax is levied by the State of Colorado (the “**State**”) that occurs within any area of the District pursuant to the provisions of Section 32-1-1107, C.R.S, and Article 26 of Title 39, C.R.S.

NOW, THEREFORE, be it resolved by the Board of Directors of the Cimarron Hills Fire Protection District in the County of El Paso, State of Colorado that:

1. The ballot title for the imposition of a sales tax shall be in substantially the form shown on Exhibit A attached hereto and incorporated herein by this reference.
2. 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 (5) days after the title of the ballot issue or ballot question is set.
3. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgement 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.
4. Any and all actions previously taken by the Designated Election Official or the officers of the Board of Directors or any other persons acting on their behalf pursuant to the Election Laws or other applicable laws, are hereby ratified and confirmed.

5. 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.

6. The provisions of this Resolution shall take effect immediately.

ADOPTED this 4th day of September, 2024.

CIMARRON HILLS FIRE PROTECTION
DISTRICT

By /s/ Paul Miller.
Chair

ATTEST:

By /s/ Mark Gass.
Secretary

EXHIBIT A TO ELECTION RESOLUTION

CIMARRON HILLS FIRE PROTECTION DISTRICT BALLOT ISSUE :

SHALL CIMARRON HILLS FIRE PROTECTION DISTRICT TAXES BE INCREASED \$2,438,000 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY WHATEVER AMOUNTS ARE RAISED ANNUALLY THEREAFTER FROM A SALES TAX TO COMMENCE ON JULY 1, 2025 AT A RATE NOT TO EXCEED 1%, EXCLUDING ALL SALES TAX TRANSACTIONS ON SALES OF FOOD FOR DOMESTIC HOME CONSUMPTION, PRESCRIPTIONS, DIAPERS, FEMININE PRODUCTS, FARM EQUIPMENT, MACHINERY, AND MACHINE TOOLS, SCHOOL ACTIVITIES, AND ALL OTHER CATEGORIES EXEMPT FROM STATE SALES TAX COLLECTION (PURSUANT TO TITLE 39, ARTICLE 26, PART 7, C.R.S.), SUCH SALES TAX TO BE IN ADDITION TO ALL OTHER TAXES LEVIED BY THE DISTRICT, WITH THE PROCEEDS OF SUCH TAXES USED FOR GENERAL OPERATING FIRE PROTECTION AND LIFE SAFETY USES AND ANY OTHER USES AUTHORIZED BY LAW?