



RESOLUTION 2022-03

**A RESOLUTION OF THE BOARD OF DIRECTORS OF FREDERICK-FIRESTONE
FIRE PROTECTION DISTRICT, CALLING A GENERAL ELECTION ON MAY 3,
2022, SEEKING VOTER APPROVAL OF A BALLOT ISSUE RELATED TO
INCREASING DISTRICT DEBT AND TAXES FOR THE PURPOSE OF FUNDING
FIRE, RESCUE AND EMERGENCY MEDICAL SERVICES; SETTING THE BALLOT
TITLE AND CONTENT FOR THE BALLOT ISSUE; AND PROVIDING OTHER
MATTERS RELATING THERETO.**

WHEREAS Frederick-Firestone Fire Protection District, Weld County, Colorado (the “District”) is a political subdivision of the State of Colorado (the “State”), organized pursuant to C.R.S. § 32-1-101, et seq. (the “Special District Act”), to provide fire suppression, fire prevention and public education, rescue, hazardous materials, ambulance, and emergency medical services to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction; and

WHEREAS, the Board of Directors of the District (the “Board”) has determined and hereby determines and declares that the interests of the District and public interest and necessity require that the District incur indebtedness and the imposition of ad valorem taxes to repay such indebtedness to carry out the objectives and purposes of the District; and

WHEREAS, it is necessary to submit to the eligible electors of the District the question of incurring such indebtedness, and the imposition of ad valorem taxes to repay such indebtedness, and the Board hereby determines that such question should be presented to the District’s eligible electors at the election to be held on May 3, 2022 (the “2022 Election”), in accordance with the provisions of the Special District Act, Article X, Section 20 of the Colorado Constitution, and Titles 1 and 13.5 of the Colorado Revised Statutes (“Election Code”); and

WHEREAS, the Board has determined and hereby determines to place a ballot issue on the 2022 Election ballot to seek authorization to increase District debt and taxes for the following purposes:

ACQUIRING, CONSTRUCTING, AND EQUIPPING TWO (2) NEW FIRE STATIONS – ONE (1) IN THE TOWN OF FREDERICK AND ONE (1) IN THE TOWN OF FIRESTONE TO MEET GROWING EMERGENCY SERVICE NEEDS FOR FIRE SUPPRESSION AND PROTECTION, TECHNICAL RESCUE, HAZARDOUS MATERIALS, AND AMBULANCE SERVICES TO KEEP RESPONSE TIMES LOW AND IMPROVE THE QUALITY OF LIFE FOR ALL CITIZENS;

ACQUIRING FIRE TRUCKS, AMBULANCES, AND GENERAL EMERGENCY SERVICES EQUIPMENT REQUIRED FOR FIRE SUPPRESSION, EMERGENCY MEDICAL SERVICES, TECHNICAL RESCUE, AND HAZARDOUS MATERIAL EMERGENCIES; AND

RENOVATING, REMODELING, AND ENHANCING OLDER FIRE STATIONS AND ADMINISTRATIVE FACILITIES WITHIN THE DISTRICT TO MEET THE SERVICE NEEDS OF FIREFIGHTERS, PARAMEDICS AND COMMUNITY INFRASTRUCTURE;

which such purposes shall be set forth in the official ballot issue (the "District Ballot Issue") to be considered by the District's eligible electors at the 2022 Election, all as set forth on Appendix A attached hereto; and

WHEREAS, the Board finds that the District Ballot Issue set forth in Appendix A is not misleading, clearly identifies the effect of a "yes" or "no" vote, does not conflict with the title of any other measure that will appear on the ballot, and correctly and fairly expresses the true intent and meaning of the District Ballot Issue.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF FREDERICK-FIRESTONE FIRE PROTECTION DISTRICT:

1. At the 2022 Election there shall be submitted to the eligible electors of the District a ballot issue authorizing an increase in District ad valorem taxes and the issuance of bonds payable from such taxes to carry out the purposes of the District, all as set forth in substantially the form of the District Ballot Issue attached hereto as Appendix A. Appendix A is hereby incorporated into this Resolution as if set forth in full herein.

2. If a majority of the votes cast on the District Ballot Issue submitted at the 2022 Election shall be in favor of such ballot issue, the District, acting through the Board, shall be authorized to proceed with the necessary action to issue bonds and levy taxes in accordance with the District Ballot Issue which has been so approved. Any authority to issue bonds or to levy taxes, if conferred by the results of the 2022 Election, shall be deemed and considered a continuing authority to issue the bonds and levy the taxes so authorized at any one time, or from time to time, and neither the partial exercise of the authority so conferred, nor any lapse of time, shall be considered as exhausting or limiting the full authority so conferred.

3. For purposes of State statutory provisions, this Resolution shall serve to set the title and content for the District Ballot Issue set forth herein and the ballot title for such ballot issue shall be the text of the District Ballot Issue itself. Pursuant to State statutory provisions, any contest by a person of the form or content of a ballot title must be filed within five days of the Board's final action concerning the ballot title.

4. The President and Secretary of the Board, or any other officer of the Board, are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution. Among other matters, the Secretary of the Board, directly or through the Designated Election Official of the District, shall certify the order of the ballot and ballot content, arrange for the required notices of the 2022 Election, and direct that all other appropriate actions be accomplished.


5. All actions not inconsistent with the provisions of this Resolution, heretofore taken by the Board and the officers and employees of the District, directed toward holding the 2022 Election for the purposes stated herein are hereby ratified, approved, and confirmed.

6. All prior acts, orders or resolutions, or parts thereof, by the District in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

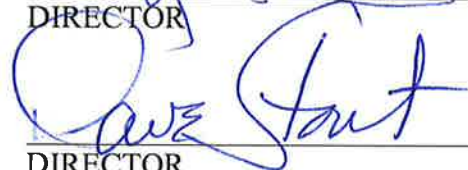
7. If any section, paragraph, clause, or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution, it being the intention that the various parts hereof are severable.

8. This Resolution shall take effect immediately upon its passage.


**ADOPTED THIS 14TH DAY FEBRUARY 2022, BY THE BOARD OF DIRECTORS OF
FREDERICK-FIRESTONE FIRE PROTECTION DISTRICT**




DIRECTOR




DIRECTOR



DIRECTOR



DIRECTOR



DIRECTOR



APPENDIX A

BALLOT LANGUAGE

FREDERICK-FIRESTONE FIRE PROTECTION DISTRICT

FIRE, RESCUE, EMERGENCY MEDICAL SERVICES:

AUTHORIZATION TO INCUR DEBT AND INCREASE TAXES TO REPAY SUCH DEBT

SHALL FREDERICK-FIRESTONE FIRE PROTECTION DISTRICT DEBT BE INCREASED \$19,873,012 WITH A REPAYMENT COST OF \$27,975,000 AND SHALL FREDERICK-FIRESTONE TAXES BE INCREASED \$1,398,000 ANNUALLY OR BY SUCH LESSER AMOUNT AS MAY BE NECESSARY FOR THE PAYMENT OF THE FOREGOING DEBT AND ANY REFUNDINGS THEREOF, AT AN INTEREST RATE THAT IS EQUAL TO, LOWER OR HIGHER THAN THE INTEREST RATE ON THE REFUNDED DEBT, SUCH DEBT TO BE IN ANY FORM DETERMINED BY THE DISTRICT AND ISSUED OR INCURRED FOR THE FOLLOWING PURPOSES:

- ACQUIRING, CONSTRUCTING, AND EQUIPPING TWO (2) NEW FIRE STATIONS – ONE (1) IN THE TOWN OF FREDERICK AND ONE (1) IN THE TOWN OF FIRESTONE TO MEET GROWING EMERGENCY SERVICE NEEDS FOR FIRE SUPPRESSION AND PROTECTION, TECHNICAL RESCUE, HAZARDOUS MATERIALS, AND AMBULANCE SERVICES TO KEEP RESPONSE TIMES LOW AND IMPROVE THE QUALITY OF LIFE FOR ALL CITIZENS;
- ACQUIRING FIRE TRUCKS, AMBULANCES, AND GENERAL EMERGENCY SERVICES EQUIPMENT REQUIRED FOR FIRE SUPPRESSION, EMERGENCY MEDICAL SERVICES, TECHNICAL RESCUE, AND HAZARDOUS MATERIAL EMERGENCIES; AND
- RENOVATING, REMODELING, AND ENHANCING OLDER FIRE STATIONS AND ADMINISTRATIVE FACILITIES WITHIN THE DISTRICT TO MEET THE SERVICE NEEDS OF FIREFIGHTERS, PARAMEDICS AND COMMUNITY INFRASTRUCTURE

SUCH DEBT TO BEAR INTEREST AT A MAXIMUM NET EFFECTIVE INTEREST RATE NOT TO EXCEED 3.5% PER ANNUM, SUCH INTEREST TO BE PAYABLE AT SUCH TIME OR TIMES, AND WHICH MAY COMPOUND PERIODICALLY AS MAY BE DETERMINED BY THE DISTRICT BOARD OF DIRECTORS, AND SUCH DEBT TO MATURE, BE SUBJECT TO REDEMPTION WITH OR WITHOUT PREMIUM, AND BE ISSUED AND SOLD AT, ABOVE OR BELOW PAR, SUCH DEBT TO BE PAID FROM ANY LEGALLY AVAILABLE REVENUES OF THE DISTRICT, INCLUDING THE PROCEEDS OF AD VALOREM PROPERTY TAXES; ALL OF THE ABOVE AS DETERMINED BY THE DISTRICT; SUCH TAXES TO CONSIST OF AN AD VALOREM MILL LEVY IMPOSED ON ALL TAXABLE PROPERTY OF THE DISTRICT, WITHOUT LIMITATION OF RATE OR WITH SUCH LIMITATIONS AS MAY BE DETERMINED BY THE DISTRICT BOARD OF DIRECTORS, AND IN AMOUNTS SUFFICIENT TO PRODUCE THE ANNUAL TAX INCREASE SET FORTH ABOVE OR BY SUCH LESSER AMOUNT AS MAY BE NECESSARY TO PAY THE PRINCIPAL OF, PREMIUM IF ANY, AND INTEREST ON SUCH DEBT; AND SHALL THE PROCEEDS OF ANY SUCH DEBT AND THE REVENUE FROM SUCH TAXES, ANY OTHER REVENUE USED TO PAY SUCH DEBT, AND INVESTMENT EARNINGS THEREON, BE COLLECTED, RETAINED AND SPENT BY THE DISTRICT IN FISCAL YEAR 2022 AND IN EACH FISCAL YEAR THEREAFTER AS A VOTER-APPROVED REVENUE CHANGE, WITHOUT REGARD TO ANY SPENDING, REVENUE-RAISING, OR OTHER LIMITATION CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, SECTION 29-1-301 OF THE COLORADO REVISED STATUTES, OR ANY OTHER LAW, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MAY BE COLLECTED, RETAINED AND SPENT BY THE DISTRICT?