

ELECTION RESOLUTION FOR 2023 REGULAR
DISTRICT ELECTION REGARDING MULTIPLE TABOR BALLOT ISSUES

BASE VILLAGE METROPOLITAN DISTRICT NO 2
RESOLUTION NO. 2023-07

*WHEREAS, on November 02, 2004, Base Village Metropolitan District No. 2 ("District") submitted multiple TABOR ballot issues requesting the voters authorize the District to issue up to **\$258,550,000** in debt and FIVE voters unanimously voted in favor of all such ballot issues; and*

*WHEREAS, on November 07, 2006, the District submitted multiple TABOR ballot issues requesting the voters authorize the District to issue up to **\$112,000,000** in debt and THREE voters unanimously voted in favor of all such ballot issues; and*

*WHEREAS, on November 06, 2007, the District submitted multiple TABOR ballot issues requesting the voters authorize the District to issue up to **\$83,000,000** in debt and FIVE voters unanimously voted in favor of all such ballot issues; and*

*WHEREAS, as of the date of this Resolution, the District's remaining unused borrowing authority granted by these voters is approximately **\$403,600,000**; and*

WHEREAS, the Board of Directors of the District has determined and hereby declares that it is in the best interest of the District and its constituents that the District relinquish a significant portion of the District's extreme property taxation authority back to the District's taxpaying constituents; and

WHEREAS, it is necessary to submit to the eligible electors of the District questions regarding whether to decrease the District's property taxation authority, and the Board hereby determines that such questions should be presented to the District's eligible electors at an election, in accordance with the Code and TABOR.

NOW, THEREFORE, be it resolved by the Board of Directors of Base Village Metropolitan District No. 2 in the County of Pitkin, State of Colorado that:

1. A TABOR election will be held on November 07, 2023, 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. The ballot title for the one issue shall be in substantially the form shown on **Exhibit A** attached hereto and incorporated herein by this reference.

2. The District will enter into an intergovernmental agreement with Pitkin County concerning the preparation and mailing of the TABOR Notice to the registered electors. The Designated Election Official (DEO) is authorized to enter into such agreement on behalf of the District.

3. The Board of Directors hereby designate Charles Wolfersberger as the DEO 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, TABOR or other applicable laws. The Election shall be conducted in accordance with the Act, Code, TABOR and other applicable laws. Among other matters, the DEO shall coordinate the election with Pitkin County and direct that all other

appropriate actions be accomplished.

4. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue election concerning 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 is set.

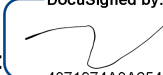
5. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

6. Any and all actions previously taken by the DEO or any other persons acting on the DEO's behalf pursuant to the Act, the Code or other 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.

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

BASE VILLAGE METROPOLITAN DISTRICT NO 2

DocuSigned by:
By: 
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Thomas Kosich, President

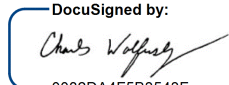
ATTEST: DocuSigned by:
By: 
0082DA4E5B3543F
Charles Wolfersberger, District Manager

EXHIBIT A

Ballot Title

NOTICE OF ELECTION TO DECREASE TAXATION AUTHORITY

Ballot Language

Ballot Issue (Repeal Unused Debt Authorization)

SHALL ALL UNUSED DEBT AUTHORIZATION GRANTED BY THE VOTERS IN ALL PRIOR ELECTIONS TO BASE VILLAGE METROPOLITAN DISTRICT NO 2 BE FOREVER REPEALED AND RESCINDED EFFECTIVE IMMEDIATELY?