

## **RESOLUTION**

WHEREAS, the Adams 12 Five Star Schools (the “District”), County of Adams and the City and County of Broomfield, and State of Colorado, is a public corporation duly organized and existing under the Constitution and the laws of the State of Colorado; and

WHEREAS, the members of the Board of Education of the District (the “Board”) have been duly elected, chosen and qualified; and

WHEREAS, Article X, Section 20 of the Colorado Constitution (“TABOR”) requires voter approval for any new tax, the creation of any debt and for spending certain moneys above limits established by TABOR; and

WHEREAS, the Board has determined that it is in the interest of the District to provide the voters with the opportunity to decide whether to approve a tax increase for District purposes as described in Section 3 below to provide additional funds for the District’s general operating expenses pursuant to Section 22-54-108, C.R.S.; and

WHEREAS, the Board has determined that the total additional local property tax revenues generated by the tax increase plus any tax revenues generated pursuant to prior authorization will not exceed twenty-five percent (25%) of the District’s total program in compliance with Section 22-54-108, C.R.S.; and

WHEREAS, TABOR requires the District to submit ballot issues (as defined in TABOR) to the District’s electors on limited election days before action can be taken on such ballot issues; and

WHEREAS, November 4, 2014, is one of the election dates at which ballot issues may be submitted to the eligible electors of the District pursuant to TABOR; and

WHEREAS, the Clerk and Recorder of Adams County and the City and County of Broomfield (collectively, the “County Clerk”) will conduct the election on November 4, 2014, as a coordinated election (the “election”); and

WHEREAS, it is necessary to submit to the eligible electors of the District, at the election, the proposition of increasing District taxes in excess of the District’s total program funding as determined pursuant to the School Finance Act, Title 22, Article 54, Part 1, C.R.S.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF ADAMS 12 FIVE STAR SCHOOLS, COUNTY OF ADAMS AND THE CITY AND COUNTY OF BROOMFIELD, AND STATE OF COLORADO:

**Section 1.** All action heretofore taken (not inconsistent with the provisions of this resolution) by the District and the officers thereof, directed towards the election and the objects and purposes herein stated are, ratified, approved and confirmed. Unless otherwise defined herein, all terms used herein shall have the meanings specified in Section 22-42-101, C.R.S. or Section 1-1-104, C.R.S.

**Section 2.** The election shall be conducted as a coordinated election in each of the Counties pursuant to TABOR, Article 42 and 54 of Title 22, C.R.S., and the Uniform Election Code of 1992, and all laws amendatory thereof and supplemental thereto. The election shall also be conducted by the County Clerk of each of the Counties. The District hereby determines that the election shall be held on November 4, 2014, and that there shall be submitted to the eligible electors of the District the question set forth herein. Because the election will be held as part of the coordinated election, the Board hereby determines that each of the County Clerks shall conduct the election on behalf of the District pursuant to the Uniform Election Code of 1992.

**Section 3.** The Board hereby authorizes and directs the officers of the District to certify on or before September 5, 2014, the following question in substantially the form hereinafter set forth to the County Clerks. Such question shall be submitted to the eligible electors of the District at the election.

BALLOT ISSUE NO. 3[\_\_\_]

SHALL ADAMS 12 FIVE STAR SCHOOLS TAXES BE INCREASED \$15 MILLION IN 2015 AND BY SUCH AMOUNTS AS MAY BE GENERATED ANNUALLY THEREAFTER BY THE IMPOSITION OF AN ADDITIONAL MILL LEVY OF NOT TO EXCEED 8.5 MILLS FOR GENERAL FUND PURPOSES, INCLUDING, BUT NOT LIMITED TO:

- PROVIDING STUDENTS AND TEACHERS WITH UPDATED TEXTBOOKS, TECHNOLOGY AND INSTRUCTIONAL MATERIALS, ALONG WITH TRAINING AND SUPPORT TO ENHANCE STUDENT LEARNING;
- ATTRACTING AND RETAINING HIGHLY EFFECTIVE TEACHERS BY OFFERING SALARIES AND BENEFITS THAT ARE COMPETITIVE WITH FRONT RANGE SCHOOL DISTRICTS;
- OFFERING ADDITIONAL SPECIALIZED CLASSES FOR STUDENTS SUCH AS COMPUTER SCIENCE, VOCATIONAL, AND ADVANCED PLACEMENT CLASSES;
- RESTORING PREVENTATIVE MAINTENANCE PROGRAMS, PREVIOUSLY CUT, IN ORDER TO BEST ENHANCE AND MAINTAIN THE VALUE OF SCHOOL BUILDINGS;

AND SHALL SUCH TAX INCREASE BE AN ADDITIONAL PROPERTY TAX MILL LEVY IN EXCESS OF THE LEVY AUTHORIZED FOR THE DISTRICT'S GENERAL FUND, PURSUANT TO AND IN ACCORDANCE WITH SECTION 22-54-108, C.R.S.; AND SHALL THE DISTRICT BE AUTHORIZED TO COLLECT, RETAIN AND SPEND ALL REVENUES FROM SUCH TAXES AND THE EARNINGS FROM THE INVESTMENT OF SUCH REVENUES AS A VOTER APPROVED REVENUE CHANGE AND AN EXCEPTION TO THE LIMITS WHICH WOULD OTHERWISE APPLY UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?

**Section 4.** Frances Mullins is hereby appointed as the designated election official of the District for purposes of performing acts required or permitted by law in connection with the election.

**Section 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.

**Section 6.** The officers of the District are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

**Section 7.** All orders, bylaws and resolutions, or parts thereof, in conflict with this resolution, are hereby repealed.

**Section 8.** If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

**ADOPTED AND APPROVED by the Board of Education at its special meeting of August 27, 2014.**