

**Eagle Bend Metropolitan District (“the District”)
Notice of Director Appointment and Election Procedures**

Former Director Dave Gruber resigned from the Board of Directors of Eagle Bend Metropolitan District (the “Board”) on December 10, 2017. As a result of the resignation, there is currently a vacancy on the Board. Further, four of the five seats on the Board are up for election in May 2018, as follows:

**Three Seats with a Term through May 2022
One Seat with a Term through May 2020**

This Notice is being provided to inform the electorate of the appointment and election process. Any Eligible Elector of the District may serve on the Board:

I. Eligible Elector Status

- a. Registered to vote in the State of Colorado, AND
- b. Be a resident of the District, or
- c. Own taxable property within the District or be the spouse or civil union partner of someone who owns taxable property within the District, or
- d. Be obligated to pay taxes under a contract to purchase taxable property within the boundaries of the District or be the spouse or civil union partner of someone that is a party to such a contract.

II. Appointment (to seat with term through May 2020)

- a. The Board, at its discretion, may appoint any Eligible Elector to fill the vacant seat.
- b. Any person who is appointed will serve until the next regular election, May 8, 2018. At such time this seat will be up for election for the remaining two years of the term through May 2020.
- c. The Board has broad discretion with regard to the appointment; there is no standard criteria which the Board is required to consider when making such an appointment.
- d. Any appointment is to be made at a public meeting. The Board currently intends to consider the appointment at the February 15, 2018 Regular Meeting.

III. May 8, 2018 Directors’ Election

- a. Date of Regular Directors’ Elections are held the second Tuesday in May of every even numbered year:
- b. Designated Election Official (“DEO”) is responsible for the overall conduct of the election:

Brad Neiman
White Bear Ankele Tanaka and Waldron, Attorneys at Law
2154 E. Commons Ave., Suite 2000
Centennial, Colorado 80122
bneiman@wbapc.com

- c. Self-Nomination Process:
 - i. On or before **March 2, 2018**, any interested and eligible candidate must submit a Self-Nomination and Acceptance Form to the DEO.
 - ii. Self-Nomination Forms may be obtained from the DEO, and will also be available on the District's website and at the District's Regular Board Meetings.
 - iii. On the form, candidates must specify which term they are running for, either 2020 or 2022.
 - iv. This form may submitted to the DEO by mail, email or dropped-off in person on or prior to March 2, 2018.
- d. Ability to Cancel the Election:
 - i. If there are not more interested candidates than available seats (3 seats through May 2022 and 1 seat through May 2020), then the DEO may cancel the election and the interested candidates will then be elected by acclamation.
- e. Mail Ballot Election:
 - i. If there are more interested candidates than available seats, then the eligible electors will vote on the four available director seats through a mail ballot election on May 8, 2018.

Any questions may be directed to the District's legal counsel, Casey Lekahal at clekahal@wbapc.com.