RESOLUTION No. 2026-06

A RESOLUTION AUTHORIZING ANNEXATION OF THE SCHOOL DISTRICT INTO THE COLORADO MOUNTAIN COLLEGE DISTRICT, INCLUDING A COMMENSURATE TAX INCREASE UPON PROPERTIES WITHIN THE SCHOOL DISTRICT, AND SETTING THE BALLOT TITLE AND CONTENT FOR THE BALLOT QUESTION; AND PROVIDING OTHER MATTERS RELATING THERETO FOR THE NOVEMBER 3, 2026 COORDINATED ELECTION

WHEREAS, Hayden School District RE-1, Routt County, Colorado (the "District"), is a duly organized and validly existing school district, political subdivision and body corporate of the State of Colorado (the "State"); and

WHEREAS, the Board of Education (the "Board") of the District has determined that the District will benefit from being annexed into the Colorado Mountain College District ("CMC"), particularly in regard to career and technical education opportunities for District students; and

WHEREAS, C.R.S. § 23-71-128 dictates that any annexation of an adjacent school district or territory into the existing college district must be approved by a majority vote of the eligible electors in area to be annexed; and

WHEREAS, the Board recognizes that CMC has a separate mill levy (currently 4.97 mills) which, if such inclusion is approved by the voters, will be imposed upon property located within District boundaries in addition to other taxes currently imposed; and

WHEREAS, the Board believes that the benefits to students and to the District community will justify such additional tax; and

WHEREAS, notwithstanding the fact that the proposed annexation measure is not a tax measure and does not require compliance with ballot wording requirements of Article X, Section 20 of the Colorado Constitution ("TABOR"), the Board believes it is important that the additional CMC mill levy is referenced in the ballot question; and

WHEREAS, Routt County will conduct a coordinated election to be held on November 3, 2026, in accordance with articles 1 to 13 of title 1, Colorado Revised Statutes, as amended (the "Uniform Election Code"); and

WHEREAS, the Clerk and Recorder of Routt County (the "County Clerk") is the coordinated election official for the election pursuant to the Uniform Election Code; and

WHEREAS, the District will assist the County Clerk in providing necessary information and notices for the conduct of the election; and

WHEREAS, the Board has determined to set the ballot title for the ballot issue to be submitted at the election called by this Resolution.

THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF HAYDEN SCHOOL DISTRICT RE-1, IN ROUTT COUNTY AND THE STATE OF COLORADO:

1. An election shall be held on Tuesday, November 3, 2026 (the "Election Date") at which there shall be submitted to the eligible electors of the District a ballot question which shall be in substantially the form attached hereto as Appendix A.

2. For purposes of Section 1-11-203.5, C.R.S., this Resolution shall serve to set the ballot title for the ballot question set forth in the appendix hereto. Appendix A is hereby incorporated into this Resolution as if set forth in full herein. The ballot title for the ballot question attached hereto as Appendix A shall be the text of such ballot question.

3. The District's Designated Election Official ("DEO") is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and comply with the Uniform Election Code and other applicable laws and election rules.

4. Not later than 60 days before the Election Date (Friday, September 4, 2026) the DEO shall certify a copy of the ballot question set forth in Appendix A hereto to the County Clerk in accordance with Section 1-5-203, C.R.S.

5. No later than 10 days before the Election Date (Friday, October 23, 2026) the DEO shall cause a notice of election to be published (if not otherwise published by the County Clerk) and posted in the office of the DEO in accordance with the Section 1-5-205, C.R.S.

6. As provided in Section 1-1-106, C.R.S., if the State Constitution or a State statute requires doing an act "no later than" or "at least" a certain number of days prior to the Election Date, the period is shortened to and ends on the prior business day that is not a Saturday, Sunday or legal holiday.

7. The officers and employees of the District are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

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

9. 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.

10. 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.

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

ADOPTED AND APPROVED this 31st day of August, 2026.

HAYDEN SCHOOL DISTRICT RE-1

[DISTRICT SEAL]

By _____
President

ATTEST:

By _____
Secretary