TOWN OF WINTER PARK

RESOLUTION NO. 2350
SERIES OF 2026

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINTER PARK CALLING A SPECIAL ELECTION FOR NOVEMBER 3, 2026, IN COORDINATION WITH GRAND COUNTY AT ITS GENERAL ELECTION, FOR A PORTION OF TOWN REGISTERED ELECTORS, SETTING BALLOT QUESTIONS THEREFOR, AND DESIGNATING AN ELECTION OFFICIAL FOR THE SPECIAL ELECTION

WHEREAS, the Town desires to submit to certain voters of the Town who reside within the boundaries of the proposed Regional Transportation Authority to be formed by and among the Town, Grand County, Cooper Creek Metropolitan Districts No. 1-5, and Resort Development Area Metropolitan Districts No. 1-10 (the "RTA Members") the question of approving the intergovernmental agreement by and among the RTA Members for formation of the Regional Transportation Authority (the "RTA") as required by C.R.S. § 43-4-603(4);

WHEREAS, the Town Council has determined that the interest of the Town and public interest and necessity require that, if formed, the Regional Transportation Authority incur indebtedness to carry out its objects and purposes;

WHEREAS, the objects and purposes for which the indebtedness is proposed shall be to defray the costs of designing, acquiring, constructing, relocating, installing, completing and otherwise providing regional transportation improvements and appurtenant facilities, equipment, land and easements and extensions and improvements to such facilities, the estimated cost of which is $120,000,000.00;

WHEREAS, the principal amount of the indebtedness shall not exceed $120,000,000, and the maximum net effective interest rate thereon shall not exceed 8.5% per annum;

WHEREAS, pursuant to Article X, § 20 of the Colorado Constitution ("TABOR"), it is necessary to submit to the registered electors of the Town within the proposed RTA's boundaries the question of incurring such additional indebtedness, and the Town Council hereby determines that such question should be presented to the registered electors of the Town within the proposed RTA's boundaries at a special election;

WHEREAS, the Town Council desires to call a special election on Tuesday, November 3, 2026, in coordination with Grand County as part of the general election, for the registered electors of the Town who reside within the proposed RTA boundaries to consider such matters; and

WHEREAS, the Town desires to designate Pam Anderson of Electionland as the Designated Election Official for the Election.

NOW THEREFORE, BE IT RESOLVED by the Town Council of the Town of Winter Park, Colorado as follows:

Section 1. The Town Council hereby calls a special election of the registered electors of the Town who reside within the proposed RTA boundaries to be held on Tuesday, November 3, 2026, between the hours of 7:00 A.M. and 7:00 P.M., as part of the general election held in coordination with Grand County (the "Election"). The Election shall be conducted as a mail ballot election in accordance with the Uniform Election Code of 1992, C.R.S. § 1-1-101, *et seq.* (the "Code"). The Designated Election Official shall develop a plan for conducting the Election, which will be made available to the public. There shall be no election precinct or polling place.

Section 2. The Town Council hereby designates Pam Anderson of Electionland, as the Designated Election Official for the conduct of the Election. The Designated Election Official is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution, the Code, TABOR, and any other applicable law. Among other matters, the Designated Election Official shall arrange for the required notices of election, including the TABOR notice, print and mail ballots, and direct that all other appropriate actions be accomplished.

Section 3. At the Election, the following ballot question shall be submitted to the registered electors of the Town who reside within the boundaries of the proposed RTA:

> Shall the Winter Park Regional Transportation Authority be formed by intergovernmental agreement by and among the Town of Winter Park, Grand County, Cooper Creek Metropolitan District No. 1, and Resort Development Area Metropolitan District No. 1 for the purpose of providing regional transportation services in accordance with the intergovernmental agreement for the area within the vicinity of the western side of the Moffat Tunnel and portions of the AmTrak Train Station, but not fully including either, as such area is more particularly described in the intergovernmental agreement and as such area may be increased or reduced?

Section 4. At the Election, the following ballot issue shall be submitted to the registered electors of the Town who reside within the boundaries of the proposed RTA:

> SHALL THE WINTER PARK REGIONAL TRANSPORTATION AUTHORITY DEBT BE INCREASED $120,000,000.00 WITH A REPAYMENT COST OF $424,208,625.00 OR SUCH LESSER AMOUNT AS MAY BE NECESSARY, BY THE ISSUANCE OF REVENUE BONDS OR OTHER OBLIGATIONS OF THE AUTHORITY, WHICH BONDS OR OTHER OBLIGATIONS MAY BE REFUNDED IN WHOLE OR IN PART AT RATES EQUAL TO, LOWER OR HIGHER THAN THE INTEREST RATE ON THE REFUNDED OBLIGATIONS, ALL FOR THE PURPOSE OF DEFRAYING THE COSTS OF DESIGNING, ACQUIRING, CONSTRUCTING, RELOCATING, INSTALLING, COMPLETING, OPERATING AND OTHERWISE PROVIDING A REGIONAL TRANSPORTATION SYSTEM AND APPURTENANT FACILITIES, EQUIPMENT, LAND AND EASEMENTS AND EXTENSIONS AND IMPROVEMENTS TO SUCH FACILITIES, SUCH DEBT TO BEAR INTEREST AT A MAXIMUM NET EFFECTIVE INTEREST RATE NOT TO EXCEED 8.5% PER ANNUM, SUCH INTEREST TO BE PAYABLE AT SUCH TIME OR TIMES, AND WHICH MAY COMPOUND ANNUALLY OR SEMIANNUALLY, 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 ISSUED AT ONE TIME OR FROM TIME TO TIME AND TO BE SECURED AND PAID FROM SUCH FUNDS AND REVENUES OF THE AUTHORITY AS AUTHORIZED BY THE INTERGOVERNMENTAL AGREEMENT PURSUANT TO WHICH THE AUTHORITY IS ORGANIZED, AND SHALL THE PROCEEDS OF ANY SUCH DEBT, ANY REVENUE USED TO PAY SUCH DEBT, AND INVESTMENT EARNINGS THEREON BE COLLECTED, KEPT AND SPENT BY THE AUTHORITY AS A VOTER-APPROVED REVENUE CHANGE AND AN EXCEPTION TO ANY SPENDING, REVENUE-RAISING OR OTHER LIMITATION UNDER THE CONSTITUTION OR LAWS OF THE STATE OF COLORADO NOW OR HEREAFTER IN EFFECT, AND WITHOUT LIMITING IN ANY YEAR THE AMOUNT OF OTHER REVENUES THAT MY BE COLLECTED, RETAINED AND SPENT BY THE AUTHORITY?

Section 5. Pursuant to C.R.S. § 1-11-203.5, 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 titles shall be commenced by petition filed with the proper court within five (5) days after the title of the ballot issue or ballot question is set.

Section 6. If any part or provision of this Resolution is found by any court of competent jurisdiction to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Town Council's intention that the various provisions hereof are severable.

Section 7. Any and all actions for the Election previously taken by the Designated Election Official or the Town Clerk or any other persons acting on their behalf pursuant to the Code or any other applicable law are hereby ratified and confirmed.

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

PASSED, ADOPTED AND APPROVED this 1st day of September, 2026.

TOWN OF WINTER PARK

Nick Kutrumbos, Mayor

ATTEST:

Danielle Jardee, Town Clerk