

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE COLORADO CENTRE METROPOLITAN DISTRICT
REGARDING A MANDATORY RETIREMENT AGE**

RESOLUTION NO. 2004-2-26.1

WHEREAS, the Colorado Centre Metropolitan District (“the District”) is organized pursuant to COLO. REV. STAT. § 32-1-101 *et seq.* (“Special District Act”); and

WHEREAS, the District hires and maintains employees to carry out District’s daily functions; and

WHEREAS, the tasks associated with providing District services require a certain level of physical agility, strength or endurance and/or mental alertness, to perform the tasks properly; and

WHEREAS, the District has a responsibility to protect the health, safety and welfare of its customers and the general public in providing safe and reliable services; and

WHEREAS, COLO. REV. STAT. § 32-1-1001(1)(h) grants the District authority to manage, control, and supervise all the business and affairs of the District as defined in Special District Act; and

WHEREAS, COLO. REV. STAT. § 32-1-1001(1)(n) grants the District authority to exercise all rights and powers necessary or incidental to or implied from the specific powers granted to special districts under the Special District Act, and such specific powers are not considered a limitation upon any power necessary or appropriate for the District to carry out the purposes and intent of said Act; and

WHEREAS, the Board of Directors of the District has determined that age is a bona fide requirement for the employment positions of the District; and

WHEREAS, the Social Security Administration generally has established 65 years of age as a requirement for receiving supplemental security income payments pursuant to Section 416.202 of Title 20, U.S. Code of Federal Regulations; and

WHEREAS, the Board of Directors of the District has determined that establishing a retirement age of 65 years is appropriate and necessary to adequately protect the health, safety and welfare of District residents and the general public;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Board of Directors of the District hereby formally adopts a mandatory retirement age of 65 years for all District employees.

The foregoing is a true copy of a resolution duly adopted by the Board of Directors of the Colorado Centre Metropolitan District by unanimous vote at a public meeting on the 26th day of February, 2004.

On File

Karen Harvey, President

ATTEST:

On File

Karen Grant, Assistant Secretary