2008 GENERAL ELECTION - SAMPLE BALLOT

Style 5

Russell G. Ragsdale, City and County Clerk | City and County of Broomfield, Colorado | November 4, 2008

INSTRUCTIONS TO VOTER: To vote for the candidate of your choice, completely fill in the OVAL to the LEFT of the candidate's name. If you tear, deface, or wrongly mark this ballot, return it and request a replacement. COMPLETELY FILL IN THE OVAL: ⬬

VOTE BOTH SIDES OF THIS BALLOT

FEDERAL OFFICES

PRESIDENTIAL ELECTORS
(Vote for One Pair)

- ◯ John McCain, Sarah Palin — Republican
- ◯ Barack Obama, Joe Biden — Democratic
- ◯ Chuck Baldwin, Darrell L. Castle — Constitution
- ◯ Bob Barr, Wayne A. Root — Libertarian
- ◯ Cynthia McKinney, Rosa A. Clemente — Green
- ◯ Jonathan E. Allen, Jeffrey D. Stath — HeartQuake '08
- ◯ Gene C. Amondson, Leroy J. Pletten — Prohibition
- ◯ James Harris, Alyson Kennedy — Socialist Workers
- ◯ Charles Jay, Dan Sallis Jr. — Boston Tea
- ◯ Alan Keyes, Brian Rohrbough — America's Independent
- ◯ Gloria La Riva, Robert Moses — Socialism and Liberation
- ◯ Bradford Lyttle, Abraham Bassford — U.S. Pacifist
- ◯ Frank Edward McEnulty, David Mangan — Unaffiliated
- ◯ Brian Moore, Stewart A. Alexander — Socialist, USA
- ◯ Ralph Nader, Matt Gonzalez — Unaffiliated
- ◯ Thomas Robert Stevens, Alden Link — Objectivist

UNITED STATES SENATOR
(Vote for One)

- ◯ Bob Schaffer — Republican
- ◯ Mark Udall — Democratic
- ◯ Bob Kinsey — Green
- ◯ Douglas "Dayhorse" Campbell — American Constitution
- ◯ _____ Write-in

REPRESENTATIVE TO THE 111th UNITED STATES CONGRESS - DISTRICT 2
(Vote for One)

- ◯ Scott Starin — Republican
- ◯ Jared Polis — Democratic
- ◯ J.A. Calhoun — Green
- ◯ William Robert "Bill" Hammons — Unity

STATE OFFICES

REGENT OF THE UNIVERSITY OF COLORADO CONGRESSIONAL - District 2
(Vote for One)

- ◯ Joe Neguse — Democratic
- ◯ Jerry Reed — Republican

STATE SENATE - DISTRICT 23
(Vote for One)

- ◯ Shawn Mitchell — Republican
- ◯ Joseph A. Whitcomb — Democratic

STATE REPRESENTATIVE - DISTRICT 33
(Vote for One)

- ◯ Nick Kliebenstein — Republican
- ◯ Dianne Primavera — Democratic

DISTRICT ATTORNEY - 17th JUDICIAL DISTRICT
(Vote for One)

- ◯ Don Quick — Democratic

JUDGES
(Vote Yes or No)

Shall Justice Allison H. Eid of the Colorado Supreme Court be retained in office?
◯ YES ◯ NO

Shall Justice Gregory J. Hobbs Jr. of the Colorado Supreme Court be retained in office?
◯ YES ◯ NO

Shall Judge Steven L. Bernard of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge David M. Furman of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Robert D. Hawthorne of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Jerry N. Jones of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Gilbert M. Roman of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Diana L. Terry of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge John E. Popovich of the 17th Judicial District be retained in office?
◯ YES ◯ NO

Shall Judge Mark D. Warner of the 17th Judicial District be retained in office?
◯ YES ◯ NO

Shall Judge Francis C. Wasserman of the 17th Judicial District be retained in office?
◯ YES ◯ NO

"Ballot issues referred by the general assembly or any political subdivision are listed by letter, and ballot issues initiated by the people are listed numerically. A 'yes' vote on any ballot issue is a vote in favor of changing current law or existing circumstances, and a 'no' vote on any ballot issue is a vote against changing current law or existing circumstances."

INITIATIVES

Amendment 46

Shall there be an amendment to the Colorado constitution concerning a prohibition against discrimination by the state, and, in connection therewith, prohibiting the state from discriminating against or granting perferential treatment to any individual or group on the basis of race, sex, color, ethnicity, or national origin in the operation of public employment, public education, or public contracting; allowing exceptions to the prohibition when bona fide qualifications based on sex are reasonably necessary or when action is necessary to establish or maintain eligibility for federal funds; preserving the validity of court orders or consent decrees in effect at the time the measure becomes effective; defining "state" to include the state of Colorado, agencies or departments of the state, public institutions of higher education, political subdivisions, or governmental instrumentalities of or within the state; and making portions of the measure found invalid severable from the remainder of the measure?

◯ YES ◯ NO

Amendment 47

Shall there be an amendment to the Colorado constitution concerning participation in a labor organization as a condition of employment, and, in connection therewith, prohibiting an employer from requiring that a person be a member and pay any moneys to a labor organization or to any other third party in lieu of payment to a labor organization and creating a misdemeanor criminal penalty for a person who violates the provisions of the section?

◯ YES ◯ NO

Amendment 48

Shall there be an amendment to the Colorado constitution defining the term "person" to include any human being from the moment of fertilization as "person" is used in those provisions of the Colorado constitution relating to inalienable rights, equality of justice, and due process of law?

◯ YES ◯ NO

Amendment 49

Shall there be an amendment to the Colorado constitution concerning deductions from governmental payroll systems, and, in connection therewith, prohibiting a governmental payroll system from taking a payroll deduction from any government employee except deductions required by federal law, tax withholdings, judicial liens and garnishments, deductions for individual or group health benefits or other insurance, deductions for pension or retirement plans or systems, or other savings or investment programs, and charitable deductions?

YES NO

Amendment 50

SHALL THERE BE AN AMENDMENT TO THE COLORADO CONSTITUTION CONCERNING VOTER-APPROVED REVISIONS TO LIMITED GAMING, AND, IN CONNECTION THEREWITH, ALLOWING THE LOCAL VOTERS IN CENTRAL CITY, BLACK HAWK, AND CRIPPLE CREEK TO EXTEND CASINO HOURS OF OPERATION, APPROVED GAMES TO INCLUDE ROULETTE AND CRAPS OR BOTH, AND MAXIMUM SINGLE BETS UP TO $100; ADJUSTING DISTRIBUTIONS TO CURRENT GAMING FUND RECIPIENTS FOR GROWTH IN GAMING TAX REVENUE DUE TO VOTER-APPROVED REVISIONS IN GAMING; DISTRIBUTING 78% OF THE REMAINING GAMING TAX REVENUE FROM THIS AMENDMENT FOR STUDENT FINANCIAL AID AND CLASSROOM INSTRUCTION AT COMMUNITY COLLEGES ACCORDING TO THE PROPORTION OF THEIR RESPECTIVE STUDENT ENROLLMENTS, AND 22% FOR LOCAL GAMING IMPACTS IN GILPIN AND TELLER COUNTIES AND THE CITIES OF CENTRAL CITY, BLACK HAWK, AND CRIPPLE CREEK ACCORDING TO THE PROPORTION OF INCREASED TAX REVENUE FROM VOTER-APPROVED REVISIONS IN EACH CITY OR COUNTY; AND REQUIRING ANY INCREASE IN GAMING TAXES FROM THE LEVELS IMPOSED AS OF JULY 1, 2008 TO BE APPROVED AT A STATEWIDE ELECTION, IF LOCAL VOTERS IN ONE OR MORE CITIES HAVE APPROVED ANY REVISION TO LIMITED GAMING?

YES NO

Amendment 51

SHALL STATE TAXES BE INCREASED $186.1 MILLION ANNUALLY AFTER FULL
IMPLEMENTATION BY AN AMENDMENT TO THE COLORADO REVISED STATUTES CONCERNING AN INCREASE IN THE STATE SALES AND USE TAX TO PROVIDE FUNDING FOR LONG-TERM SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES, AND, IN CONNECTION THEREWITH, INCREASING THE RATE OF THE STATE SALES AND USE TAX BEGINNING ON JULY 1, 2009, BY ONE-TENTH OF ONE PERCENT IN EACH OF THE NEXT TWO FISCAL YEARS; PERMITTING THE STATE TO RETAIN AND SPEND ALL REVENUES FROM THE NEW TAX, NOTWITHSTANDING THE STATE SPENDING LIMIT; REQUIRING AN AMOUNT EQUAL TO THE NET REVENUE FROM THE NEW TAX TO BE DEPOSITED IN THE NEWLY CREATED DEVELOPMENTAL DISABILITIES LONG-TERM SERVICES CASH FUND; REQUIRING THE MONEY IN THE FUND TO BE USED TO PROVIDE LONG-TERM SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES; AND PROHIBITING REDUCTIONS IN THE LEVEL OF STATE APPROPRIATIONS IN THE ANNUAL GENERAL APPROPRIATION BILL EXISTING ON THE EFFECTIVE DATE OF THIS MEASURE FOR LONG-TERM SERVICES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES?

YES NO

Amendment 52

Shall there be an amendment to the Colorado constitution concerning the allocation of revenues from the state severance tax imposed on minerals and mineral fuels other than oil shale that are extracted in the state, and, in connection therewith, for fiscal years commencing on or after July 1, 2008, requiring half of the revenues to be credited to the local government severance tax fund and the remaining revenues to be credited first to the severance tax trust fund until an annually calculated limit is reached and then to a new Colorado transportation trust fund, which may be used only to fund the construction,
maintenance, and supervision of public highways in the state, giving first priority to reducing congestion on the Interstate 70 corridor?

YES NO

Amendment 53

Shall there be an amendment to the Colorado Revised Statutes extending the criminal liability of a business entity to its executive officials for the entity's failure to perform a ection therewith, conditioning an ex wledge of the duty imposed by law ar such duty; and allowing an execu eral all facts known to the official concerning a business's criminal conduct to use that disclosure as an affirmative defense to criminal charges?

WITHDRAWN

YES NO

Amendment 54

Shall there be an amendment to the Colorado constitution concerning restrictions on campaign contributions, and, in connection therewith, prohibiting the holder of contracts totaling $100,000 or more, as indexed for inflation, awarded by state or local governments without competitive bidding ("sole source government contracts"), including certain collective bargaining agreements, from making a contribution for the benefit of a political party or candidate for elective office during the term of the contracts and for 2 years thereafter; disqualifying a person who makes a contribution in a ballot issue election from entering into a sole source government contract related to the ballot issue; and imposing liability and penalties on contract holders, certain of their owners, officers and directors, and government officials for violations of the amendment?

YES NO

Amendment 55

Shall there be an amendment to the Colorado constitution concerning cause for employee discharge or suspension, and, in connection therewith, requiring an employer to establish and document just cause for the discharge or suspension of a full-time employee; defining "just cause" to mean specified types of employee misconduct and substandard job performance, the filing of bankruptcy by the e ances that directly and advers ust cause requirement busine nployees, nonprofit organizati nployees, governmental entiti llective bargaining agreement that requires just cause for discharge or suspension; allowing an employee who believes he or she was discharged or suspended without just cause to file a civil action in state district court; allowing a court that finds an employee's discharge or suspension to be in violation of this amendment to award reinstatement in the employee's former job, back wages, damages, or any combination thereof; and allowing the court to award attorneys fees to the prevailing party?

WITHDRAWN

YES NO

Amendment 56

Shall there be an amendment to the Colorado Constitution concerning health care coverage for employees, and, in connection therewith, requiring employers that regularly employ twenty or more employees to provide major medical health care coverage to their employees; excluding the state and its political subdivisions from the definition of "employer"; allowing an employer to provide such health care coverage either directly through a carrier, company, or organization or acting as a self-insurer, or ir insurance authority to be cre contract with health insurance c provide coverage to emplo t be required to pay more than twenty percent of the premium for such coverage for themselves and more than thirty percent of such coverage for the employees' dependents; financing the costs of administering the health insurance authority and health care coverage provided through the authority with premiums paid by employers to the authority and, if necessary, such revenue sources other than the state general fund as determined by the general assembly; directing the general assembly to enact such laws as are necessary to implement the measure; and setting the effective date of the measure to be no later than November 1, 2009?

WITHDRAWN

YES NO

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Amendment 57

Shall there be an amendment to the Colorado Revised Statutes concerning a safe workplace for employees, and, in connection therewith, requiring employers to provide safe and healthy workplaces for their employees; restricting such requirement to employers regularly employing ten [illegible] iabling employees wh[illegible] violation of this requirement to [illegible] a jury trial, to recover compensatory and exemplary damages, actual past or future pecuniary losses, and noneconomic losses including pain and suffering, emotional distress, inconvenience, mental anguish, and loss of enjoyment of life, but prohibiting injured employees from recovering any damages for which the employee already received compensation pursuant to the "Workers' Compensation Act of Colorado"?

WITHDRAWN

YES NO

Amendment 58

SHALL STATE TAXES BE INCREASED $321.4 MILLION ANNUALLY BY AN AMENDMENT TO THE COLORADO REVISED STATUTES CONCERNING THE SEVERANCE TAX ON OIL AND GAS EXTRACTED IN THE STATE, AND, IN CONNECTION THEREWITH, FOR TAXABLE YEARS COMMENCING ON OR AFTER JANUARY 1, 2009, CHANGING THE TAX TO 5% OF TOTAL GROSS INCOME FROM THE SALE OF OIL AND GAS EXTRACTED IN THE STATE WHEN THE AMOUNT OF ANNUAL GROSS INCOME IS AT LEAST $300,000; ELIMINATING A CREDIT AGAINST THE SEVERANCE TAX FOR PROPERTY TAXES PAID BY OIL AND GAS PRODUCERS AND INTEREST OWNERS; REDUCING THE LEVEL OF PRODUCTION THAT QUALIFIES WELLS FOR AN EXEMPTION FROM THE TAX; EXEMPTING REVENUES FROM THE TAX AND RELATED INVESTMENT INCOME FROM STATE AND LOCAL GOVERNMENT SPENDING LIMITS; AND REQUIRING THE TAX REVENUES TO BE CREDITED AS FOLLOWS: (A) 22% TO THE SEVERANCE TAX TRUST FUND, (B) 22% TO THE LOCAL GOVERNMENT SEVERANCE TAX FUND, AND (C) 56% TO A NEW SEVERANCE TAX STABILIZATION TRUST FUND, OF WHICH 60% IS USED TO FUND SCHOLARSHIPS FOR COLORADO RESIDENTS ATTENDING STATE COLLEGES AND UNIVERSITIES, 15% TO FUND THE PRESERVATION OF NATIVE WILDLIFE HABITAT, 10% TO FUND RENEWABLE ENERGY AND ENERGY EFFICIENCY PROGRAMS, 10% TO FUND TRANSPORTATION PROJECTS IN COUNTIES AND MUNICIPALITIES IMPACTED BY THE SEVERANCE OF OIL AND GAS, AND 5% TO FUND COMMUNITY DRINKING WATER AND WASTEWATER TREATMENT GRANTS?

YES NO

Amendment 59

SHALL THERE BE AN AMENDMENT TO THE COLORADO CONSTITUTION CONCERNING THE MANNER IN WHICH THE STATE FUNDS PUBLIC EDUCATION FROM PRESCHOOL THROUGH THE TWELFTH GRADE, AND, IN CONNECTION THEREWITH, FOR THE 2010-11 STATE FISCAL YEAR AND EACH STATE FISCAL YEAR THEREAFTER, REQUIRING THAT ANY REVENUE THAT THE STATE WOULD OTHERWISE BE REQUIRED TO REFUND PURSUANT TO THE CONSTITUTIONAL LIMIT ON STATE FISCAL YEAR SPENDING BE TRANSFERRED INSTEAD TO THE STATE EDUCATION FUND; ELIMINATING THE REQUIREMENT THAT, FOR THE 2011-12 STATE FISCAL YEAR AND EACH STATE FISCAL YEAR THEREAFTER, THE STATEWIDE BASE PER PUPIL FUNDING FOR PUBLIC EDUCATION FROM PRESCHOOL THROUGH THE TWELFTH GRADE AND THE TOTAL STATE FUNDING FOR ALL CATEGORICAL PROGRAMS INCREASE ANNUALLY BY AT LEAST THE RATE OF INFLATION; CREATING A SAVINGS ACCOUNT IN THE STATE EDUCATION FUND; REQUIRING THAT A PORTION OF THE STATE INCOME TAX REVENUE THAT IS DEPOSITED IN THE STATE EDUCATION FUND BE CREDITED TO THE SAVINGS ACCOUNT IN CERTAIN CIRCUMSTANCES; REQUIRING EITHER A TWO-THIRDS MAJORITY VOTE OF EACH HOUSE OF THE GENERAL ASSEMBLY OR, IN ANY STATE FISCAL YEAR IN WHICH COLORADO PERSONAL INCOME GROWS LESS THAN SIX PERCENT BETWEEN THE TWO PREVIOUS CALENDAR YEARS, A SIMPLE MAJORITY VOTE OF THE GENERAL ASSEMBLY TO USE THE MONEYS IN THE SAVINGS ACCOUNT; ESTABLISHING THE PURPOSES FOR WHICH MONEYS IN THE SAVINGS ACCOUNT MAY BE SPENT; ESTABLISHING A MAXIMUM AMOUNT THAT MAY BE IN THE SAVINGS ACCOUNT IN ANY STATE FISCAL YEAR; AND ALLOWING THE GENERAL ASSEMBLY TO TRANSFER MONEYS FROM THE GENERAL FUND TO THE STATE EDUCATION FUND, SO LONG AS CERTAIN OBLIGATIONS FOR TRANSPORTATION FUNDING ARE MET?

YES NO

REFERENDUMS

Referendum L

An amendment to section 4 of article V of the constitution of the state of Colorado, concerning the ability of an elector of the state of Colorado who has attained the age of twenty-one years to serve as a member of the Colorado general assembly.

YES NO

Referendum M

Shall section 7 of article XVIII of the state constitution concerning outdated, obsolete provisions regarding land value increase be repealed?

YES NO

Referendum N

Shall there be a repeal of section 5 of article XVIII and article XXII of the state constitution, concerning the elimination of outdated obsolete provisions of the state constitution?

YES NO

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Referendum O

Shall there be an amendment to the Colorado constitution concerning ballot initiatives, and, in connection therewith, increasing the number of signatures required for a proposed initiative to amend the state constitution; reducing the number of signatures required for a proposed statutory initiative; requiring a minimum number of signatures for a proposed initiative to amend the state constitution to be gathered from residents of each congressional district in the state; increasing the time allowed to gather signatures for a proposed statutory initiative; modifying the review of initiative petitions; establishing a filing deadline for proposed initiatives to amend the state constitution; and requiring a two-thirds vote of all members elected to each house of the general assembly to amend, repeal, or supersede any law enacted by an initiative for a period of five years after the law becomes effective?

◯ YES ◯ NO

JEFFERSON COUNTY SCHOOL DISTRICT

QUESTION 3A

"SHALL JEFFERSON COUNTY SCHOOL DISTRICT NO. R-1'S TAXES BE INCREASED UP TO $34 MILLION ANNUALLY BY A LEVY OF 4.4 MILLS IN THE 2008-2009 BUDGET YEAR AND BY WHATEVER AMOUNT IS RAISED BY A LEVY OF 4.4 MILLS IN EACH BUDGET YEAR THEREAFTER, BUT IN NO EVENT SHALL SUCH TAX INCREASE BE GREATER THAN THE AMOUNT PERMITTED UNDER SECTION 22-54-108, C.R.S., BY THE COLLECTION OF AD VALOREM PROPERTY TAXES FOR DEPOSIT IN THE DISTRICT'S GENERAL FUND FOR EDUCATIONAL PURPOSES, INCLUDING, BUT NOT LIMITED TO:

- EXPANDING OPTIONS FOR CAREER JOB SKILLS AND TECHNICAL TRAINING TO PREPARE STUDENTS FOR TODAY'S WORK WORLD;
- SUPPORTING INCREASED GRADUATION REQUIREMENTS;
- EXPANDING MATH AND SCIENCE OFFERINGS IN HIGH SCHOOL;
- PURCHASING TEXTBOOKS AND TECHNOLOGY;
- MAINTAINING TEACHABLE CLASS SIZES; AND
- PAYING FOR INCREASED FUEL COSTS TO RUN SCHOOL BUSES;

WITH SUCH TAXES TO BE IN EXCESS OF PROPERTY TAX REVENUES THAT WOULD BE PROVIDED BY THE GENERAL FUND MILL LEVY PERMITTED UNDER STATE LAW WITHOUT SUCH INCREASE AND, TOGETHER WITH REVENUES FROM SPECIFIC OWNERSHIP TAXES ATTRIBUTABLE THERETO AND THE EARNINGS ON SUCH TAXES AND REVENUES, TO CONSTITUTE A VOTER APPROVED REVENUE AND SPENDING CHANGE UNDER, TO BE COLLECTED AND SPENT EACH YEAR WITHOUT LIMITATION BY THE REVENUE AND SPENDING LIMITS OF, AND WITHOUT AFFECTING THE DISTRICT'S ABILITY TO COLLECT AND SPEND OTHER REVENUES OR FUNDS UNDER, ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?"

◯ YES ◯ NO

QUESTION 3B

"SHALL JEFFERSON COUNTY SCHOOL DISTRICT R-1'S DEBT BE INCREASED $350 MILLION WITH A MAXIMUM REPAYMENT COST OF $754 MILLION OR SUCH LESSER AMOUNT AS MAY BE NECESSARY, AND SHALL JEFFERSON COUNTY SCHOOL DISTRICT R-1'S TAXES BE INCREASED $69 MILLION ANNUALLY OR SUCH LESSER AMOUNT AS MAY BE NECESSARY FOR THE PAYMENT OF SUCH DEBT, ALL FOR THE FOLLOWING PURPOSES:

- RENOVATING OR REMODELING AND/OR ADDING CLASSROOMS TO OLDER DISTRICT SCHOOLS TO PROVIDE MODERN TECHNOLOGY, ENERGY EFFICIENCY AND BETTER LEARNING ENVIRONMENTS AT UP TO 9 HIGH SCHOOLS, 4 MIDDLE SCHOOLS AND 70 ELEMENTARY SCHOOLS;
- ENHANCING SCHOOL SECURITY AND SAFETY BY MAKING BUILDING SECURITY AND LIFE SAFETY IMPROVEMENTS;
- CONSTRUCTING, FURNISHING AND EQUIPPING TWO NEW ELEMENTARY SCHOOLS IN RAPIDLY DEVELOPING AREAS;
- IMPROVING SCHOOL GROUNDS AND PLAYGROUNDS;

AND OTHERWISE ACQUIRING, EQUIPPING, IMPROVING, EXPANDING, REPAIRING AND FURNISHING CHARTER SCHOOL AND DISTRICT BUILDINGS, FACILITIES AND GROUNDS AS PERMITTED BY LAW; WITH SUCH DEBT TO BE IN THE FORM OF GENERAL OBLIGATION BONDS, INSTALLMENT OR LEASE PURCHASE AGREEMENTS OR OTHER MULTIPLE FISCAL YEAR FINANCIAL OBLIGATIONS THAT MAY BE USED AS MATCHING MONEYS FOR FINANCIAL ASSISTANCE FROM THE STATE UNDER THE BUILDING EXCELLENT SCHOOLS TODAY ACT; WHICH DEBT SHALL BEAR INTEREST AT A MAXIMUM NET EFFECTIVE INTEREST RATE NOT TO EXCEED 6.5% AND MATURE, BE SUBJECT TO REDEMPTION, WITH OR WITHOUT PREMIUM, AND BE ISSUED, DATED AND SOLD AT, ABOVE OR BELOW PAR, AND AT SUCH TIME OR TIMES AND IN SUCH MANNER AND CONTAINING SUCH TERMS, NOT INCONSISTENT HEREWITH, AS THE BOARD OF EDUCATION MAY DETERMINE; AND IN CONNECTION THEREWITH (I) TO INCREASE AD VALOREM PROPERTY TAXES IN AN AMOUNT SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH DEBT AND TO FUND ANY RESERVES FOR THE PAYMENT THEREOF, AND (II) TO COLLECT AND SPEND THE PROCEEDS OF SUCH DEBT AND THE REVENUES FROM SUCH TAXES AND THE SPECIFIC OWNERSHIP TAXES ATTRIBUTABLE THERETO AND ANY EARNINGS FROM THE INVESTMENT OF SUCH PROCEEDS AND REVENUES WITHOUT LIMITATION BY THE REVENUE AND SPENDING LIMITATIONS OF, AND WITHOUT AFFECTING THE DISTRICT'S ABILITY TO COLLECT AND SPEND ANY OTHER REVENUES OR FUNDS UNDER, ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?"

◯ YES ◯ NO

ARISTA LOCAL IMPROVEMENT DISTRICT

ISSUE 5A

SHALL ARISTA LOCAL IMPROVEMENT DISTRICT TAXES BE INCREASED $3,500,000 ANNUALLY BEGINNING IN THE FIRST FULL FISCAL YEAR OF 2009 AND BY WHATEVER AMOUNTS ARE RAISED ANNUALLY THEREAFTER FOR SO LONG AS THE DISTRICT IS IN EXISTENCE BY THE IMPLEMENTATION OF AN ADDITIONAL THIRTY-FIVE HUNDREDTHS OF ONE PERCENT (3.5¢ ON EACH $10 PURCHASE) SALES TAX, MAKING THE ARISTA LOCAL IMPROVEMENT DISTRICT'S TOTAL SALES TAX EQUAL TO FIFTY-FIVE HUNDREDTHS OF ONE PERCENT (5.5¢ ON EACH $10 PURCHASE), TO BE DEPOSITED IN A SPECIAL FUND TO PAY AND FINANCE THE COSTS OF CONSTRUCTING, ACQUIRING, EQUIPPING, MAINTAINING AND OPERATING PUBLIC PARKING FACILITIES AND OTHER STREET AND TRANSPORTATION IMPROVEMENTS AND SERVICES; AND SHALL THE PROCEEDS OF SUCH TAXES AND ANY INVESTMENT INCOME THEREON BE COLLECTED AND SPENT BY THE DISTRICT IN THE FIRST FULL FISCAL YEAR 2009 AND IN EACH YEAR THEREAFTER FOR AS LONG AS THE DISTRICT CONTINUES IN EXISTENCE, WITHOUT LIMITATION BY THE REVENUE AND SPENDING LIMITS OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER STATUTORY OR CONSTITUTIONAL PROVISION THAT PURPORTS TO LIMIT THE DISTRICT'S REVENUE OR EXPENDITURES?

◯ YES ◯ NO