

STATE OF COLORADO)
)
COUNTY OF LAS ANIMAS)
)
TRINIDAD AMBULANCE DISTRICT)

The Board of Directors of the Trinidad Ambulance District, Trinidad, Colorado, met in regular session in full conformity with law and the resolutions and rules of the District, at 939 Robinson Avenue and via virtual platform ZOOM.US whereby all participants could hear and be heard while being protected from the publicly declared health risks associated with the COVID-19 pandemic, all in Trinidad, Colorado, on Wednesday, the 26th day of June, 2024, at 4:00 p.m.

Upon roll call the following were present, constituting a quorum:

Directors: Zachary Shapiro, President
Nicholas Mattorano
~~Andres DeLeon~~ *not in attendance 6/26/2024 (B)*
Joseph Richards
Thomas Murphy

Also present: Gabriel Moreno, Executive Director

Absent: None

Thereupon Director Zachary Shapiro introduced, and there was read in full, the following Resolution:

RESOLUTION NO. 24-0001

A RESOLUTION OF THE TRINIDAD AMBULANCE DISTRICT, COLORADO, ESTABLISHING THE "TRINIDAD AMBULANCE DISTRICT TRANSPORTATION ENTERPRISE" UNDER THE PROVISIONS OF TITLE 32, ARTICLE 1, COLORADO REVISED STATUTES; AND REPEALING ALL RESOLUTIONS OR OTHER ACTS IN CONFLICT HEREWITH.

WHEREAS, the Trinidad Ambulance District, Trinidad, Colorado (the "District"), is a quasi-municipal corporation and political subdivision of the State of Colorado, duly organized and operating under the constitution and laws of the State of Colorado; and

WHEREAS, pursuant to the provisions of Title 32, Article 1, Colorado Revised Statutes (the "Special District Act") and other applicable laws including the Colorado constitution, special district entities which have their own bonding capacity under applicable law are authorized: (i) to establish or continue to maintain enterprises for the purpose of pursuing or continuing government-owned business activities, which includes the construction, operation, repair and replacement of operational facilities; and (ii) to issue or reissue bonds, notes, or other obligations payable from the revenues derived or to be derived from the business activities and functions, services, benefits, or facilities or from any other available funds of the enterprise, the terms and conditions of such bonds or other obligations to be as set forth in the resolution authorizing the same; and

WHEREAS, in order to qualify as an enterprise under applicable law, the enterprise must consist of a government business owned by a governmental entity such as the District, which enterprise receives under 10% of its annual revenues in grants from all Colorado state and local governments combined, and which is authorized to issue its own revenue bonds; and

WHEREAS, the District has heretofore determined and undertaken to acquire and develop certain properties, facilities and services for the provision, maintenance and operation of transportation services, which facilities are operated and maintained as a single public business and income-producing project (the "System"); and

WHEREAS, it is the intent of the District to operate the System as a Transportation Enterprise, and to formally establish the "Trinidad Ambulance District Transportation Enterprise" under the Special District Act and applicable laws;

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE TRINIDAD AMBULANCE DISTRICT, TRINIDAD, COLORADO:

Section 1. Establishment of Enterprise. There is hereby established, pursuant to the terms and provisions of the Special District Act, Title 32, Article 1, Colorado Revised

Statutes and other applicable laws, the "Trinidad Ambulance District Transportation Enterprise" (the "Enterprise"). The Enterprise shall consist of the System which is the transportation business represented by all of the District's transportation services, facilities and properties, now owned or hereafter acquired, whether situated within or without the District boundaries, including all present or future improvements, extensions, enlargements, betterments, replacements, or additions thereof or thereto. The Enterprise shall have all of the authority, powers, rights, obligations, and duties as may be provided or permitted by the Special District Act, Colorado law and the Colorado constitution, and as may be further prescribed by resolution of the District.

Section 2. Governing Body. The governing body of the Enterprise (the "Governing Body") shall be the Board of Directors of the District, and shall be subject to all of the applicable laws, rules, and regulations pertaining to the Board of Directors. Whenever the Board of Directors is in session, the Governing Body shall also be deemed to be in session. It shall not be necessary for the Governing Body to meet separately from the regular and special meetings of the Board of Directors, nor shall it be necessary for the Governing Body to specifically announce or acknowledge that actions taken thereby are taken by the governing body of the Enterprise. The Governing Body may conduct its affairs in the same manner and subject to the same laws which apply to the Board of Directors for the same or similar matters; provided that in accordance with §32-1-101 *et seq.*, C.R.S., the Governing Body may authorize the issuance of bonds by adoption of a resolution.

Section 3. Maintenance of Enterprise Status. The Enterprise shall at all times and in all ways conduct its affairs so as to continue to qualify as an "enterprise" within the meaning of Article X, Section 20, Colorado constitution. Specifically, but not by way of limitation, the Enterprise is not authorized, and shall not, receive 10% or more of its annual revenue in grants from all Colorado state and local governments combined.

Section 4. Issuance of Bonds. The Enterprise is authorized to issue bonds, notes, or other obligations payable from the revenues derived or to be derived from the System, in accordance with the Special District Act. The Board of Directors may also authorize the issuance of such bonds, notes, or other obligations in accordance with the laws of the State of Colorado, and in so doing shall be deemed to be acting as both the Governing Body and the Board of Directors.

Section 5. Transportation Enterprise Fees and Charges. The Board of Directors shall adopt by resolution for and on behalf of the Enterprise the following rates, fees, and charges:

- a. minimum and sufficient service and transportation rates and fees;
- b. facility investment fees; and
- c. other fees and charges as the Board of Directors deems necessary to cover the cost of operations, maintenance, and extensions of the System.

Section 6. Transportation Enterprise Annual Budget. The Board shall adopt an annual budget for the Enterprise, separate from the District's general fund budget.

Section 7. Transportation Revenue Fund Established. There is hereby established an enterprise fund, to be known as the "Transportation Revenue Fund", in which shall be deposited all revenues from transportation and transportation-related billing and other revenues related to the System. All funds received from the transportation services shall be used only for the operation, maintenance, debt service, replacement of and additions to the System. All amounts on hand in such fund shall be invested by the Board of Directors in investments proper for public funds.

The Enterprise may pledge all or any portion of the Transportation Revenue Fund, including revenues anticipated to be collected, to the payment of principal, interest, premium, if any, and reserves for revenue bonds or any other obligations lawfully issued or otherwise contracted for by the Enterprise for the payment or other financing of costs of the System, or for the purpose of refunding any obligations issued or otherwise contracted for such purpose.

Section 8. Ratification and Approval of Prior Actions. All actions heretofore taken by the officers of the District and the members of the Board of Directors, not inconsistent with the provisions of this Resolution, relating to the operation or creation of the Enterprise, are hereby ratified, approved, and confirmed.

Section 9. Repealer. All orders, rules, bylaws, and resolutions of the District, or parts thereof, inconsistent or in conflict with this Resolution, are hereby repealed to the extent only of such inconsistency or conflict.

Section 10. Severability. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution, the intent being that the same are severable.

Section 11. Recording and Authentication. Upon adoption hereof, this Resolution shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the President and the District Secretary.

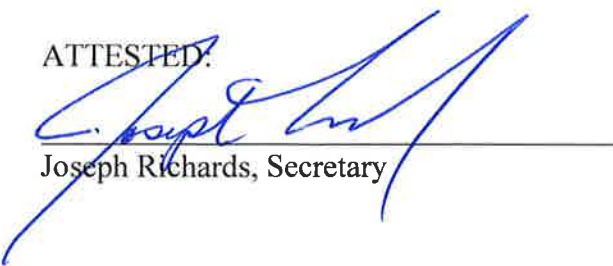
INTRODUCED AND PASSED AS A RESOLUTION OF THE BOARD at a regular meeting of the Board of Directors on the 26th day of June, 2024.

(S E A L)



Zachary Shapiro, President

ATTESTED:



Joseph Richards, Secretary

It was thereupon moved by Director Thomas Murphy and seconded by Director Zachary Shapiro that the foregoing Resolution, introduced at this meeting as aforesaid, be passed and adopted as a resolution.

The question being upon the adoption of the motion, the roll was called with the following result:

Those voting YES:

Directors:

Zachary Shapiro, President

Nicholas Mattorano

~~Andres DeLeon~~ *e not in attendance 4/26/2024*

Joseph Richards

Thomas Murphy

Those voting NO:

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Four (4) members of the Board of Directors having voted in favor of said motion, such number being at least three-fifths of the members of the Board of Directors, the presiding officer thereupon declared the motion carried and that the Resolution was passed.

Thereupon, after consideration of other business to come before the Board, the meeting was adjourned.

(S E A L)


Zachary Shapiro, President

ATTESTED:

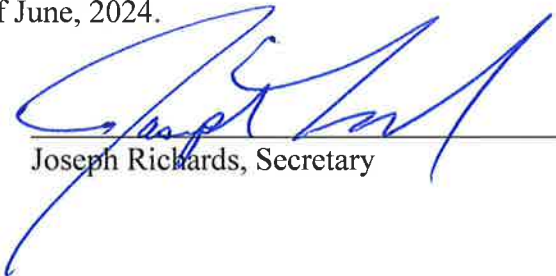

Joseph Richards, Secretary

STATE OF COLORADO)
)
COUNTY OF LAS ANIMAS)
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TRINIDAD AMBULANCE DISTRICT)

I, Joseph Richards, Secretary of the Trinidad Ambulance District, Trinidad, Colorado, do hereby certify that the foregoing pages numbered 2 to 6, inclusive, constitute a full and correct copy of the record of the proceedings of the Board of Directors of the District, taken at a regular meeting thereof, held on Wednesday, the 26th day of June, 2024, at 939 Robinson Avenue and via the virtual platform ZOOM.US, Trinidad, Colorado, so far as said minutes relate to a Resolution of the Trinidad Ambulance District, Trinidad, Colorado, establishing the "Trinidad Ambulance District Transportation Enterprise" under the provisions of Title 32, Article 1, Colorado Revised Statutes and Colorado law; repealing all Resolutions or other acts in conflict herewith; that said Resolution has been duly authenticated by the signatures of the presiding officer of the Board of Directors and myself, as Secretary of the District, sealed with the corporate seal of the District and the Resolution recorded in the Book kept for that purpose.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the District, this 26th day of June, 2024.

(S E A L)



Joseph Richards, Secretary