

## EXHIBIT B

### PETITION FOR INCLUSION

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In accordance with C.R.S. § 32-1-401(1)(a) the undersigned, City of Colorado Springs, a Colorado home rule city and Colorado municipal corporation (the “**City**”), by and through its enterprise, the Colorado Springs Municipal Airport (“**Airport**”) (collectively the “**Petitioner**”), does hereby respectfully petition the Peak Metropolitan District No. 2 (the “**District**”), acting by and through its Board of Directors (the “**Board**”), for the inclusion of certain real property into the boundaries of the District, subject to the conditions described herein (the “**Inclusion**”).

The Petitioner represents to the District as follows:

1. The two parcels of land to be included with the boundaries of the District consist of approximately 18.74 acres identified on **Exhibit A** as Lot 1, and 1/10 of one acre identified on **Exhibit A** as Tract A, situated in the County of El Paso, State of Colorado, and is legally described on **Exhibit A** attached hereto and incorporated herein by this reference (collectively the “**Property**”).

2. The Petitioner is the fee owner of one hundred percent (100%) of the Property and no other person(s), entity or entities own(s) an interest in the Property except as beneficial holder(s) of encumbrances.

3. The Petitioner hereby assents to the inclusion of the Property into the boundaries of the District and to the entry of an Order in the El Paso County District Court, including the Property into the boundaries of the District (the “**Order for Inclusion**”). The Petitioner acknowledges that from and after the entry of the Order for Inclusion, the Property shall be liable for taxes, assessments, or other obligations of the District, including its proportionate share of existing bonded indebtedness of the District, subject to the conditions and limitations set forth herein.

4. The Petitioner acknowledges that the District is not required to enlarge or extend its facilities beyond those currently existing and all such enlargements or extensions are undertaken in the exercise of discretion as a governmental function in the interest of public health, safety and welfare.

5. The Petitioner acknowledges that acceptance of this petition by the District does not constitute any assurance from the District that the Property can be served by the District and acknowledges that there shall be no withdrawal of this Petition from consideration by the Board after publication of notice of the hearing therefore, without the Board’s consent.

6. The Petitioner agrees that the Board may, in its sole and absolute discretion, require the Petitioner to enter into an Inclusion Agreement prior to Inclusion of the Property into the District.

7. The Petitioner agrees that it will pay, or cause to be paid, the costs incurred by the District for the Inclusion if this Petition is accepted, including the costs of publication of appropriate legal notices and legal fees and costs incurred by the District in connection with the Inclusion of the Property.

The Petitioner hereby requests that the Board approve the Inclusion of the Property into the boundaries of the District, and that the District file a motion for an order to be entered in the District Court, County of El Paso, State of Colorado, including the Property into the boundaries of the District such that, as of the effective date of the Order for Inclusion, the Property shall be subject to all of the taxes and charges imposed by the District, and the Property shall be liable for its proportionate share of existing bonded indebtedness of the District.

Signed \_\_\_\_\_, 2019.

**PETITIONER:**  
**CITY OF COLORADO SPRINGS**, by  
and through its enterprise, the Colorado  
Springs Municipal Airport

\_\_\_\_\_  
John W. Suthers  
Mayor

STATE OF COLORADO    )  
                                  )ss.  
COUNT OF EL PASO        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2019, by John W. Suthers as Mayor of City of Colorado Springs.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public