

ORDINANCE NO. 198

AN ORDINANCE ESTABLISHING FOUR-YEAR OVERLAPPING TERMS OF OFFICE FOR TRUSTEES AND FOUR-YEAR TERMS OF OFFICE FOR THE MAYOR

WHEREAS, the amendment to Section 12 of Article XIV of the Colorado Constitution, adopted at the 1970 general election, repealed the two-year limitation on terms of municipal officers; and

WHEREAS, passage by the General Assembly in 1971 of H.B. 1212 authorizes a Board of Trustees by ordinance to provide four-year overlapping terms for Trustees and four-year terms for the Mayor, elected pursuant to C.R.S., 1973, 31-3-301 (5); and

WHEREAS, the Board of Trustees desires to establish four-year terms effective with the April 6th, 1976, regular election.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF CREEDE, A TOWN:

Section 1. FOUR-YEAR TERMS FOR TRUSTEES. At the April 6th, 1976 election, six trustees shall be elected. The three candidates for trustee receiving the highest number of votes shall be elected for four-year terms and the three candidates for trustee receiving the next highest number of votes shall be elected for two-year terms. At the next subsequent regular election and at each regular election thereafter, three trustees shall be elected to serve four-year terms.

Section 2. FOUR-YEAR TERM FOR MAYOR. At the April 6th, 1976 election, and at the regular election every four years thereafter, a mayor shall be elected to serve a four-year term.

Section 3. VACANCIES. The Board of Trustees shall have the power, by appointment, to fill all vacancies in the Board or in any other elected office, and the person so appointed shall hold office until the next regular election and until his successor is elected and qualified. If the term of the person creating the vacancy was to extend beyond the next regular election, the person elected to fill the vacancy shall be elected for the unexpired term. Where a vacancy or vacancies exist in the office of trustee and a successor or successors are to be elected at the next election to fill the unexpired term of terms, the three candidates for trustee receiving the highest number of votes shall be elected to four-year terms and the candidate or candidates receiving the next highest number of votes, in descending order, shall be elected to fill the unexpired term or terms.

Section 4. REPEAL. All ordinances or parts of ordinances in conflict herewith are repealed.

Section 5. EMERGENCY. The Board of Trustees herewith finds, determines and declares that this Ordinance is necessary for the immediate preservation of the public peace, health and safety, because the election and terms of office of the Board of Trustees and the Mayor to be elected at the regular 1976 election affects the public peace, health and safety, and whereas, in the opinion of the Board of Trustees an emergency exists, this Ordinance shall take effect and be in force upon the expiration of five (5) days after publication.

INTRODUCED, read in full, passed, adopted, approved and signed this 3rd day of September, A.D. 1975.


Mayor

ATTEST:


Town Clerk

(SEAL)