

**TOWN OF RED CLIFF, COLORADO
ORDINANCE 1, SERIES 2024**

AN ORDINANCE REPEALING, AND REVISING CHAPTER 2 OF THE TOWN OF RED CLIFF MUNICIPAL CODE CONCERNING CANCELLATION OF ELECTIONS

WHEREAS, the Town of Red Cliff (“Town”) is a municipal corporation and body politic organized under the laws of the State of Colorado and possessing the maximum powers, authority and privileges to which it is entitled under Colorado law;

WHEREAS, the Town, by virtue of its status, may adopt ordinances relative to local municipal matters as are necessary to effectuate the purposes and intent of the powers granted to municipalities; and

WHEREAS, Chapter 2 Article 1 of Town of Red Cliff Municipal Code shall be repealed and revised in Accordance to C.R.S (1-13.5-513).

WHEREAS, Sec. 2-1-20 and Sec. 2-1-30 of Chapter 2 Article 1 are repealed and reenacted to read as follows:

Sec. 2-1-20. Write-in candidate affidavit.

No write-in vote for any municipal office shall be counted unless an affidavit of intent has been filed with the Town Clerk by the person whose name is written in prior to Sixty-Three (63) days before the day of the election indicating that such person desires the office and is qualified to assume the duties of that office if elected.

Sec. 2-1-30. Cancellation of election.

If the only matter before the voters is the election of persons to office and if, at the close of business on the Sixty Fourth (64) day before the election, there are not more candidates than offices to be filled at such election, including candidates filing affidavits of intent as set forth in Section 2-1-20, the Town Clerk shall certify such fact to the Board of Trustees, and it shall hold a meeting and by resolution shall instruct the Town Clerk to cancel the election and declare the candidates elected. Notice of cancellation shall be published, if possible, in order to inform the electors of the Town, and notice of such cancellation shall be posted at each polling place and in not less than one (1) other public place.

NOW, THEREFORE, THE TOWN OF RED CLIFF ORDAINS:

Section 1: Sec. 2-1-20 and Sec. 2-1-30 of Chapter 2 Article 1 of the Town of Red Cliff Municipal Code is hereby repealed, amended, restated and recodified in accordance with C.R.S (1-13.5-513).

Section 2: Findings. The Board hereby finds, determines and declares that this Ordinance is necessary and proper to maintain lawful liability.

Section 3: Severability. If any section, paragraph, clause, provision or part of this Ordinance is for any reason held to be invalid or unenforceable, the remainder of this Ordinance shall continue in full force and effect, it being the intent of the Board that this Ordinance would have been adopted even if such invalid or unenforceable matter had not been included therein. It is further declared that if any section, provision

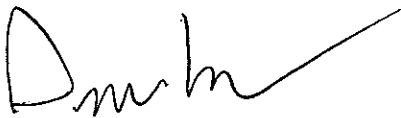
or part of this Ordinance, or the application thereof to any person or circumstance, is held invalid, the remainder of the Ordinance and the application thereof to other persons shall not be affected thereby.

Section 4: Effective Date. This Ordinance will become effective thirty days after publication thereof following final passage.

INTRODUCED, TITLE READ IN FULL, APPROVED ON THE FIRST READING AND ORDERED POSTED IN FULL THIS 5TH DAY OF MARCH 2024. A public hearing on the SECOND READING of this Ordinance will be held at the regular meeting of the Board of Trustees of the Town of Red Cliff on the 19th day of March 2024 at 7:30 p.m. in the Town Hall of the Town of Red Cliff.

ORDINANCE 1, SERIES 2024 – PAGE 2

TOWN OF RED CLIFF, COLORADO



Duke Gerber, Mayor

ATTEST:



Melissa Matthews, Administrator/Clerk

ADOPTED AND ORDERED PUBLISHED on this 19th day of March, 2024.



TOWN OF RED CLIFF, COLORADO


Duke Gerber, Mayor

ATTEST:


Melissa Matthews, Administrator/Clerk