

RESOLUTION NO. 440

A RESOLUTION TO REFER A BALLOT QUESTION FOR THE APRIL 7, 1998, ELECTION.

WHEREAS, the Colorado Constitution, in Article XVIII, Section 11, provides for term limitations on all Colorado elected officials beginning on and after January 1, 1995, including the Mayor and Board of Trustees of the Town of Sugar City, Colorado; and

WHEREAS, the Colorado Constitution, in Article XVIII, Section 11, provides that all political subdivisions may lengthen, shorten, or eliminate term limitations for terms of office of any particular elected official; and

WHEREAS, the Board of Trustees of the Town of Sugar City, Colorado, believes it would be in the best interest of the Town of Sugar City to allow the voters of the Town of Sugar City to decide whether to eliminate term limits for the Town of Sugar City elected officials.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUGAR CITY, COLORADO, as follows:

Section 1. That on Tuesday, April 7, 1998, all of the elected officials of the Town of Sugar City, Colorado, shall submit to the registered electors of the Town of Sugar City a ballot question as to whether term limitations shall be eliminated for all elected officials of the Town of Sugar City, and whether the elected officials shall be exempt from term limitations as provided in the Colorado Constitution, Article XVIII, Section 11.

Section 2. This ballot question shall affect the Mayor and Board of Trustees for the Town of Sugar City, Colorado.

Section 3. That at such election, the title and text of the questions appearing on the ballot should be as follows:

SHALL THE MAYOR AND BOARD OF TRUSTEES OF THE TOWN OF SUGAR CITY, COLORADO, BE EXEMPT FROM TERM LIMITS AS SET FORTH IN ARTICLE XVIII, SECTION 11, OF THE COLORADO CONSTITUTION?

YES \_\_\_\_\_ NO \_\_\_\_\_

Section 4. The Town Clerk of the Town of Sugar City shall cause notice to be given on the questions on whether the term limitations for the elected officials of the Town of Sugar City, Colorado, shall be eliminated according to law.

Section 5. If a majority of all votes cast at the election on the measure are for the measure, it shall be deemed to have passed. If a majority of all votes cast at the election on the measure are against the measure, it shall be deemed to have failed.

Section 6. The election shall be conducted under provisions of the ordinances of the Town and the statutes of the State of Colorado.

Section 7. The Town Clerk of the Town of Sugar City shall give, or cause to be given, public notice of the election as provided by law.

Section 8. The notice of the election shall include the ballot title as well as the full text of the ballot question.

Section 9. The officers of the Town shall take all action necessary or appropriate to effectuate the provisions of this Resolution.

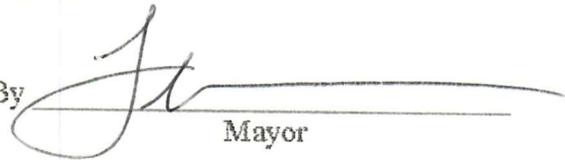
Section 10. If any section, paragraph, clause, or provision of this resolution shall for any reason be held to be invalid or unenforceable, such decision shall not affect any of the remaining provisions of this resolution.

Section 11. This resolution is necessary to protect the public health, safety, and welfare of the residents of the Town, and covers matters of local concern.

Section 12. The Board of Trustees of the Town of Sugar City hereby declares and determines that because of the time limitations and notice requirements, this Resolution is necessary for the immediate preservation of the public health and safety and that an emergency exists and that this resolution shall take effect immediately upon passage thereof.

DATED this 10th day of February, 1998.

By



Mayor

ATTEST:

Gayle Shible  
Town Clerk