

ORDINANCE NO. 31

Series 1996

AN ORDINANCE AMENDING CHAPTER 12 OF TITLE 1 OF THE BRECKENRIDGE TOWN CODE BY ADOPTING THE UNIFORM ELECTION CODE OF 1992 FOR USE IN CONNECTION WITH COORDINATED ELECTIONS CONDUCTED BY THE SUMMIT COUNTY CLERK AND RECORDER

WHEREAS, the adoption in 1992 of Article X, Section 20 of the Colorado Constitution requires all ballot issues to be voted on at a regular biennial election, a general election, or an election held on the first Tuesday in November of odd numbered years; and

WHEREAS, H.B. 93-1255 and H.B. 93-1286 amended the Uniform Election Code of 1992 to allow governmental jurisdictions to coordinate their elections under the direction of the County Clerk and Recorder, and to permit voters to vote all candidates, ballot issues, and ballot questions on one ballot; and

WHEREAS, it is likely that future coordinated elections will occur, and equally likely that Town ballot issues will need to be voted upon at future general elections; and

WHEREAS, pursuant to Section 1-12-1 of the Breckenridge Town Code, Town elections are currently governed by the Colorado municipal election laws (Article 10 of Title 31, C.R.S.), and Article III, Section 3.1 of the Breckenridge Town Charter; and

WHEREAS, Section 31-10-102.7, C.R.S., authorizes a municipality to adopt the provisions of the Uniform Election Code of 1992 with respect to any municipal election; and

WHEREAS, the Town Council of the Town of Breckenridge finds and determines that the Uniform Election Code of 1992 should be adopted for use in connection with any coordinated election in which the Town participates.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. Section 1-12-1 of the Breckenridge Town Code is hereby amended so as to read in its entirety as follows:

1-12-1: MUNICIPAL ELECTION CODE: Except as otherwise provided by Ordinance, or in connection with a coordinated election as provided in Section 1-12-6 of this Chapter, all Municipal elections shall be held in accordance with the provisions of the Colorado Municipal Election Code of 1965, article 10 of title 31, Colorado Revised Statutes as from time to time amended.

Section 2. There is hereby added to the Breckenridge Town Code a new Section 1-12-6, to be entitled "Coordinated Elections", which shall read in its entirety as follows:

1-12-6: COORDINATED ELECTIONS: In accordance with the provisions of Section 31-10-102.7, C.R.S., the Town hereby adopts the Uniform Election Code of 1992 for use in connection with any coordinated election conducted by the Summit County Clerk and Recorder which involves Town ballot issues. The Town Clerk is hereby directed to work with the Summit County Clerk and Recorder, and other designated election officials, and to take all necessary action to implement the Town's portion of any coordinated election in accordance with Article 10, Section 20 of the Colorado Constitution, the Uniform Election Code of 1992, and all other applicable statutes.

Section 3. Except as specifically amended hereby, the Breckenridge Town Code, and the various secondary codes adopted by reference therein, shall continue in full force and effect.

Section 4. The Town Council hereby finds, determines and declares that it has the power to adopt this Ordinance pursuant to the provisions of Section 31-10-102.7, C.R.S., and the powers possessed by home rule municipalities in Colorado.

Section 5. This Ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 27th day of August, 1996. A Public Hearing shall be held at the regular meeting of the Town Council of the Town of Breckenridge, Colorado on the 10th day of September, 1996, at 7:30 P.M. or as soon thereafter as possible in the Municipal Building of the Town.

ATTEST:

TOWN OF BRECKENRIDGE


Mary Jean Loufek, CMC, Town Clerk


Stephen C. West, Mayor

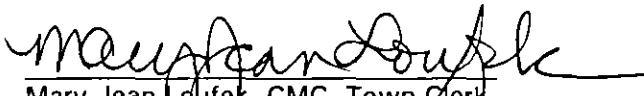
This Ordinance was published in full in The Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on September 4, 1996.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE this 10th day of September, 1996.

A copy of this Ordinance is available for inspection in the office of the Town Clerk.


ATTEST:

TOWN OF BRECKENRIDGE


Mary Jean Loufek, CMC, Town Clerk


Stephen C. West, Mayor

APPROVED IN FORM


Town Attorney

9/10/96
Date

This Ordinance was published by title in The Summit County Journal, a newspaper of general circulation within the Town of Breckenridge, on September 18, 1996.