

ORDINANCE 330
TOWN OF RICO

AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO SUBMITTING TO THE QUALIFIED ELECTORS OF THE TOWN OF RICO AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, THE 4TH DAY OF NOVEMBER 1997, THE QUESTION OF AUTHORIZING THE TOWN TO POST AT TOWN HALL INFORMATION RELATING TO THE PAYMENT OF BILLS IN THE FORM SUBMITTED TO THE BOARD OF TRUSTEES FOR ITS APPROVAL AND STATEMENTS CONCERNING THE TOWN'S CONTRACTS; SETTING FORTH THE BALLOT TITLE; AND PROVIDING FURTHER DETAILS IN RELATION TO THE FOREGOING.

WHEREAS, Section 31-20-202 of the Colorado Revised Statutes requires the governing body of cities and towns, except in the circumstances set forth in said section, to publish such of their proceedings as relate to the payment of bills, stating for what the same are allowed, the name of the person to whom allowed and to whom paid, and further to publish a statement concerning all contracts awarded and rebates allowed; and

WHEREAS, C.R.S. § 31-20-202 further provides that cities and towns may determine at a regular or special election not to publish their proceedings relating to payment of bills and statements concerning their contracts; and

WHEREAS, C.R.S. § 31-20-202 further provides that any city or town whose citizens elect not to publish may provide an alternative for distribution of the information; and

WHEREAS, the Board of Trustees deems it to be in the best interest of the Town to avoid the costs associated with publication of the information relating to payment of bills and statements concerning contracts while making such information readily available to the town's residents by posting the information in the form approved by the Board at Town Hall.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF RICO, COLORADO, AS FOLLOWS:

Section 1

At the general municipal election to be held at the polling place in the town on Tuesday, November 4, 1997, there shall be submitted to the vote of the qualified electors of the town the question set forth in Section 2 below.

Section 2

The official ballot and the official absentee ballot shall state the substance of authorization to post information relating to payment of bills and statements concerning contracts rather than

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publishing such information to be voted on and so stated shall constitute the ballot title, designation and submission change, and each qualified elector voting at the election shall indicate his or her choice on the measure submitted, which shall be as follows:

QUESTION NO. A

SHALL THE TOWN OF RICO BE AUTHORIZED TO POST AT TOWN HALL INFORMATION RELATING TO THE PAYMENT OF BILLS IN THE FORM SUBMITTED TO THE BOARD OF TRUSTEES FOR APPROVAL AND STATEMENTS CONCERNING THE TOWN'S CONTRACTS?

FOR THE MEASURE 31

AGAINST THE MEASURE 13

Section 3

If a majority of all the votes cast at the election on the measure submitted shall be for the measure, the measure shall be deemed to have passed, and it shall be lawful for the Board of Trustees to post information relating to the payment of bills and statements concerning the Town's contracts in accordance with the measure approved.

Section 4

The election shall be conducted under the provisions of the Colorado Constitution, the statutes of the State of Colorado, the ordinances of the Town, and this ordinance.

Section 5

The town clerk of the Town of Rico shall give public notice of the election on each measure by causing a notice to be published in the Dolores Star, a weekly newspaper of general circulation in the town, at least ten days before election day.

Section 6

The notice of election shall include the ballot title.

Section 7

The officers of the town are authorized to take all action necessary or appropriate to

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effectuate the provisions of this ordinance.

Section 8

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

Section 9

This ordinance is necessary to protect the public health, safety and welfare of the residents of the town, and covers matters of local concern.

Section 10

The Board of Trustees deems it appropriate that this ordinance be published by title only and orders that copies of this ordinance be made available at the office of the town clerk for public inspection and copying.

Section 11

In order to comply with the time limits for certifying ballot measures to the County Clerk as part of a coordinated election, it is necessary that this ordinance be effective immediately. Accordingly, the Board of Trustees finds and declares that an emergency affecting the public peace, health, and property exists, and that this ordinance take effect immediately upon passage on second reading.

INTRODUCED, READ, ORDERED PUBLISHED BY TITLE ONLY, AND REFERRED BY A THREE-FOURTHS VOTE OF THE BOARD to public hearing before the Board of Trustees of the Town of Rico, Colorado on the 3rd day of September, 1997.

TOWN OF RICO

ATTEST

By: Robert E Cummings
Robert Cummings
Mayor Pro Tem

Linda Yellowman
Linda Yellowman
Town Clerk