

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 931**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING
SECTIONS 2-2-40 AND 2-2-100 OF THE MEAD MUNICIPAL CODE TO
CHANGE THE REGULAR ELECTION DATE AND ALTER TERMS OF
OFFICE FOR MAYOR AND TRUSTEES**

WHEREAS, the Town of Mead (the “Town”) is a Colorado statutory town duly organized and existing under the laws of the State of Colorado; and

WHEREAS, in accordance with C.R.S. § 31-1-101(10)(b), regular elections in the Town have historically been held on the first Tuesday of April in each even-numbered year; and

WHEREAS, pursuant to C.R.S. § 31-10-109(1) and Resolution No. 16-R-2020, the Board of Trustees of the Town (the “Board of Trustees”) submitted a ballot question to the voters of the Town at the April 7, 2020 regular election asking voters whether, commencing in calendar year 2022, the Town’s regular election date should be moved from the first Tuesday of April in each even-numbered year to the Tuesday succeeding the first Monday in November in each even-numbered year (the “Ballot Question”); and

WHEREAS, the voters of the Town voted in favor of the Ballot Question; and

WHEREAS, C.R.S. § 31-10-109(1)(b) requires the Board of Trustees to establish by ordinance the Town’s new regular election date and authorizes the Board of Trustees to alter the terms of office of the Trustees and Mayor to accomplish the voter-approved change in the regular election date in an orderly manner, provided that the ordinance does not shorten the term of any Trustee or the Mayor; and

WHEREAS, the Board of Trustees has determined that extending the terms of office of the Trustees and Mayor of the Town as set forth in this Ordinance will accomplish the voter-approved change in the Town’s regular election date in an orderly manner; and

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. The Board hereby establishes that, commencing in 2022, the regular election date of the Town shall be changed from the first Tuesday in April of each even-numbered year to the Tuesday succeeding the first Monday in November of each even-numbered year.

Section 2. Section 2-2-40 of the Mead Municipal Code (the “MMC”) is hereby amended to read in full as follows, with strikethrough text showing deletions and bold, underlined text showing additions.

Sec. 2-2-40. - Mayor; term.

(a) At the April 2, 1974, election, and at the regular election every four (4) years thereafter **through and including April 3, 2018**, a Mayor shall be elected to serve a four-year term.

(b) Commencing in 2022, the regular election date of the Town shall be changed from the first Tuesday in April of each even-numbered year to the Tuesday succeeding the first Monday in November of each even-numbered year. At the November 8, 2022 regular election and at the regular election every four (4) years thereafter, a Mayor shall be elected to serve a four-year term.

(c) To accomplish the change in the regular election date contemplated by Subsection (b), the term for the Mayor elected at the April 3, 2018 regular election is extended until the Mayor's successor is elected at the November 8, 2022 election and has taken the oath or affirmation required by law.

Section 3. Section 2-2-100 of the MMC is hereby amended to read in full as follows, with strikethrough text showing deletions and bold, underlined text showing additions.

Sec. 2-2-100. - Trustees; terms.

(a) At the April 2, 1974, election, six (6) Trustees shall be elected. The three (3) candidates for Trustee receiving the highest number of votes shall be elected for four-year terms, and the three (3) 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 **through and including April 7, 2020,** the three (3) candidates for Trustee receiving the highest number of votes shall be elected to serve four-year terms and candidates receiving the next highest number of votes, in descending order, shall be elected to ~~fill~~ **serve the remainder of** any unexpired term or terms.

(b) Commencing in 2022, the regular election date of the Town shall be changed from the first Tuesday in April of each even-numbered year to the Tuesday succeeding the first Monday in November of each even-numbered year. At the November 8, 2022 regular election and at each regular election thereafter, the three (3) candidates for Trustee receiving the highest number of votes shall be elected to serve four-year terms and candidates receiving the next highest number of votes, in descending order, shall be elected to serve the remainder of any unexpired term or terms.

(c) To accomplish the change in the regular election date contemplated by Subsection (b), the terms for the three (3) candidates for Trustee who received the highest number of votes at the April 3, 2018 regular election are extended until the Trustees' successors are elected at the November 8, 2022 election and have taken the oath or affirmation required by law, and the three (3) candidates for Trustee who received the highest number of votes at the April 7, 2020 regular election are extended until the Trustees' successors are elected at the November 5, 2024 election and have taken the oath or affirmation required by law.

(d) A successor appointed by the Board of Trustee or elected to fill any vacancy in the office of Trustee shall serve until the next regular election, at which time a candidate shall be elected to serve the remainder of the unexpired term.

Section 4. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 5. Remaining provisions. Except as specifically amended hereby, all other provisions of the MMC shall continue in full force and effect.

Section 6. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is declared invalid.


Section 7. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.


Section 8. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 27TH DAY OF APRIL, 2020.

ATTEST:

TOWN OF MEAD:

By: 
Mary E. Strutt, MMC, Town Clerk



By: 
Colleen G. Whitlow, Mayor