

**TOWN OF LOCHBUIE
COUNTIES OF WELD AND ADAMS, COLORADO**

ORDINANCE NO. 2020-655

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF
LOCHBUIE, COLORADO, AMENDING SECTION 20-2-20 OF THE
MUNICIPAL CODE TO SET THE TERM OF OFFICE FOR THE
OFFICE OF MAYOR AT FOUR YEARS**

WHEREAS, the Town of Lochbuie is a statutory municipality governed by its elected Mayor and Board of Trustees; and

WHEREAS, Sections 2-2-10 and 2-2-20 of the Lochbuie Municipal Code address the election of mayor and trustees and term of office for trustees but do not specifically address the term of office for the office of mayor; and

WHEREAS, the term of office of the office of mayor in the Town of Lochbuie has always been two years; and

WHEREAS, Section 31-4-301, C.R.S., authorizes the Board of Trustees to adopt an ordinance to provide for four-year terms for the office of mayor if such ordinance is enacted at least one hundred eighty days before the next regular election, is subject to referendum if a referendum is brought, and does not extend or reduce the term for which any person was elected; and

WHEREAS, Section 31-4-301, C.R.S., also allows for the reinstating of two-year terms for mayor in the future if the board of trustees should so determine; and

WHEREAS, the Board of Trustees recognizes that the office of mayor is best served by a person of experience in the operations and issues and policies facing the Town, and desires to extend the term of office for the office of mayor to 4 years commencing with the term of the person elected to fill such office at the election to be held on November 3, 2020, which date is more than 180 days from the effective date of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LOCHBUIE, WELD AND ADAMS COUNTIES, COLORADO, AS FOLLOWS:

Section 1. Amendments to Section 2-2-20 of the Lochbuie Municipal Code.
Section 2-2-20 of the Lochbuie Municipal Code is hereby amended by the addition of a new subsection (d) to read as follows:

invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable. The Board of Trustees hereby declares that it would have passed this Ordinance and each provision thereof, even though any one of the provisions might be declared unconstitutional or invalid. As used in this Section, the term "provision" means and includes any part, division, subdivision, section, subsection, sentence, clause or phrase; the term "application" means and includes an application of an ordinance or any part thereof, whether considered or construed alone or together with another ordinance or ordinances, or part thereof, of the Town.

Section 3. Safety Clause. The Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Lochbuie, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the Ordinance bears a rational relationship to the proper legislative object sought to be obtained.

Section 4. 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 5. Effective Date. This Ordinance shall take effect thirty (30) days after publication, as provided by C.R.S. § 31-16-105 and Sections 1-3-60 and 2-2-110 of the Lochbuie Municipal Code.

ADOPTED by a vote of 5 in favor, 2 against and 0 abstaining, AND ORDERED PUBLISHED by title only following public hearing, this 3rd day of March, 2020.

TOWN OF LOCHBUIE, COLORADO


Jacob Lofgren, Mayor

I hereby certify that the above Ordinance was adopted by the Board of Trustees of the Town of Lochbuie at its meeting of March 3, 2020, and ordered published by title only one time by *The Brighton Blade* newspaper on March 11, 2020.

[SEAL]




Linda Blackston, Town Clerk

I hereby certify that the above Ordinance was adopted by the Board of Trustees of the Town of Lochbuie at its meeting of _____, 2020, and ordered published by title only one time by *The Brighton Blade* newspaper on _____, 2020.

[SEAL]

Linda Blackston, Town Clerk