

Ordinance No. 568

An ordinance amending Sections 1-8-2 and 1-8-3 of the Akron Municipal Code governing Town of Akron municipal elections.

WHEREAS, the Colorado Municipal Election Code allows the Town to establish deadlines for submission of write-in candidate affidavits and cancellation of elections under certain circumstances; and

WHEREAS, the deadlines authorized under the Colorado Municipal Code and the Akron Municipal Code presently contain conflicting deadlines for submission of write-in candidate affidavits and cancellation of elections under certain circumstances; and

WHEREAS, the Board of Trustees for the Town of Akron finds it necessary and proper to amend the Akron Municipal Code to bring the deadline requirements into accordance with those permitted under the Colorado Municipal Election Code.

NOW, THEREFORE BE IT ORDAINED by the Board of Trustees of the Town of Akron that Sections 1-8-2 and 1-8-3 of the Akron Municipal Code are hereby amended as follows:

1. Section 1-8-2 is hereby deleted in its entirety and replaced with the following:

1-8-2: ELECTION PROCEDURE:

No write in vote for any elected municipal official shall be counted unless an affidavit of intent has been filed with the town clerk by the person whose name is written in prior to sixty-four (64) days before the day of the election indicating that such person desires the office and is qualified to assume the duties of that office if elected.

2. Section 1-8-3 is hereby deleted in its entirety and replaced with the following:

1-8-3: CANCELLATION OF ELECTION:

If the only matter before the voters is the election of persons to office, and if at the close of business on the sixty-fourth (64th) day before the election, there are not more candidates than offices to be filled at such election, including candidates filing affidavits of intent as write in candidates, the clerk, if instructed by resolution of the governing body either before or after such date, shall cancel the election and by resolution declare the candidates elected. Notice of such cancellation shall be posted at each polling place and in at least one other public place.

3. Except as amended herein, all other provisions of the Akron Municipal Code shall remain in full force and effect.

The foregoing Ordinance #568 was presented a motion for its adoption was made by Trustee Harry Slusser. The motion was seconded by Trustee Derek Glosson and upon roll call vote of 6 yes and 0 no, the motion was passed.

Mayor Brittani Kusel

[S E A L]

ATTEST:

DENCIA RAISH, CMC
Town Clerk/Administrator

First Reading: May 4, 2020

Second Reading: June 1, 2020

Adopted this 1st day of June, 2020