

**TOWN OF LYONS, COLORADO  
RESOLUTION 2018-13**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, COLORADO  
APPROVING TWO BALLOT QUESTIONS TO BE SUBMITTED TO THE VOTERS AT THE  
REGULAR MAIL BALLOT ELECTION TO BE HELD APRIL 3, 2018 RELATED TO  
AUTHORIZING THE MAYOR AND MEMBERS OF THE BOARD OF TRUSTEES TO SERVE  
FOUR (4) CONSECUTIVE TWO-YEAR TERMS OF OFFICE, PURSUANT TO THE RIGHT  
GRANTED TO VOTERS OF THE TOWN IN ARTICLE XVIII, SECTION 11 OF THE  
COLORADO CONSTITUTION**

**WHEREAS**, Section 2-2-10 of the Municipal Code of the Town of Lyons ("Town") establishes two-year terms of office for the duly elected Mayor and members of the Town Board of Trustees; and

**WHEREAS**, Article XVIII, Section 11, subsection (1) of the Colorado Constitution prohibits elected municipal officials who are elected to serve two-year terms from serving more than three consecutive terms in office; and

**WHEREAS**, Article XVIII, Section 11, subsection (2) of the Colorado Constitution permits the voters of the Town to lengthen, shorten or eliminate the limitations on the terms of office that the Mayor and members of the Board of Trustees may serve; and

**WHEREAS**, from time to time, the Town has encountered both (1) elected officials who are prohibited from serving additional consecutive terms despite a willingness to continue serving the Town; and (2) decreased interest from citizens willing to serve as an elected official of the Town; and

**WHEREAS**, increasing the number of consecutive terms that the Mayor and members of the Board of Trustees may serve may be beneficial to the Town and enhance Town operations by retaining the experience and institutional knowledge obtained by incumbent elected officials through their extended service to the Town; and

**WHEREAS**, the Town will conduct a regular mail ballot election on Tuesday, April 3, 2018; and

**WHEREAS**, the Lyons Board of Trustees has the authority to and desires to place two questions on the April 3, 2018 election ballot that will, if approved, increase the number of consecutive terms of office for the Mayor and members of the Board of Trustees, respectively, from three to four; and

**WHEREAS**, the Board of Trustees has determined it is in the best interests of the Town to refer two ballot questions to the voters concerning the number of potential consecutive terms of office that the Mayor and members of the Board of Trustees, respectively, may serve.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, COLORADO that:**

**Section 1.** The Board of Trustees hereby refers and approves the following two ballot questions for submission to the registered electors and to appear on the ballot for the April 3, 2018 regular mail ballot election:

SHALL THE MAYOR BE AUTHORIZED TO SERVE FOUR (4) CONSECUTIVE TWO-YEAR TERMS OF OFFICE, PURSUANT TO THE RIGHT GRANTED TO VOTERS OF THE TOWN IN ARTICLE XVIII, SECTION 11 OF THE COLORADO CONSTITUTION TO LENGTHEN, SHORTEN, OR ELIMINATE THE LIMITATIONS ON TERMS OF OFFICE IMPOSED BY SUCH SECTION?

YES \_\_\_\_\_  
NO \_\_\_\_\_

SHALL MEMBERS OF THE BOARD OF TRUSTEES BE AUTHORIZED TO SERVE FOUR (4) CONSECUTIVE TWO-YEAR TERMS OF OFFICE, PURSUANT TO THE RIGHT GRANTED TO VOTERS OF THE TOWN IN ARTICLE XVIII, SECTION 11 OF THE COLORADO CONSTITUTION TO LENGTHEN, SHORTEN, OR ELIMINATE THE LIMITATIONS ON TERMS OF OFFICE IMPOSED BY SUCH SECTION?

YES \_\_\_\_\_  
NO \_\_\_\_\_

**Section 2.** For purposes of C.R.S. § 31-11-111, this Resolution shall serve to set the title and content for the ballot question set forth herein and the ballot title for such question shall be the text of the question itself.

**Section 3.** The Town Clerk is authorized to correct typographical errors and omissions and to cause to be entered into any blanks of the ballot question the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

**Section 4.** The Town Administrator, Town Attorney, and Town Clerk are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution including the taking of all reasonable and necessary action to cause such approved ballot question to be printed and placed on the ballot for the April 3, 2018 regular mail ballot election.

**Section 5.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution.

**Section 6.** This Resolution shall take effect upon its approval by the Board of Trustees.

**ADOPTED THIS 16<sup>TH</sup> DAY OF JANUARY, 2018.**

**TOWN OF LYONS, COLORADO**

By: \_\_\_\_\_  
Connie Sullivan, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Deb Anthony, Town Clerk

**APPROVED TO FORM:**

By: \_\_\_\_\_  
Town Attorney