

**TOWN OF LYONS,  
COLORADO**

**ORDINANCE 1043**

**AN ORDINANCE OF THE TOWN OF LYONS, COLORADO, AMENDING SECTIONS OF  
CHAPTER 2 OF THE TOWN MUNICIPAL CODE REGARDING THE TERM OF THE  
MAYOR OF THE TOWN OF LYONS**

**WHEREAS**, Section 2-2-10 of the Municipal Code of the Town of Lyons ("Town") establishes the 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 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 (1) of the Colorado Constitution also prohibits municipal officials who are elected to serve four-year terms from serving more than two consecutive terms, or eight consecutive years 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**, pursuant to Resolution 2018-13 the Town Board of Trustees placed a ballot question on the ballot for the April 3<sup>rd</sup>, 2018 municipal election to extend the term of the Mayor from a maximum of three (3) consecutive terms to four (4); and

**WHEREAS**, the voters of the Town voted to lengthen the Term of the Mayor; and

**WHEREAS**, the Board desires to amend Section 2-2-10 to lengthen the term of the Mayor from a maximum of three (3) consecutive terms to four (4) and to enact the will of the voters of the Town.

**THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN  
OF LYONS, THAT:**

**Section 1.** Section 2-2-10 of the Lyons Municipal Code, titled "Election; term of office", is hereby amended to read in full as follows:

**Sec. 2-2-10. - Election; term of office.**

The legislative and corporate authority of the Town is, by state law, vested in a Board of Trustees consisting of one (1) Mayor and six (6) Trustees, who shall be qualified electors residing within the limits of the corporation (see Section 1-6-20 of this Code) for a period of at least twelve (12) consecutive months immediately preceding the date of the election; except that, in case of annexation, any person who has resided within the annexed territory for the time prescribed in this Section shall be deemed to have met the residence requirements. Members of the Board of Trustees shall be elected for terms

of two (2) years with a maximum of three (3) consecutive terms commencing in the April 1988 elections, and thereafter. The Mayor shall be elected for terms of two (2) years with a maximum of four (4) consecutive terms commencing in the April 2018 elections, and thereafter.

Section 2. Severability. Should any one or more sections or provisions of this Ordinance enacted hereby be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 3. Repeal. Any and all ordinances, resolutions, or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance, resolution, or code or part thereof shall not revive any other section or part of any ordinance, resolution, or code provision heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance or code hereby repealed prior to the taking effect of this ordinance.

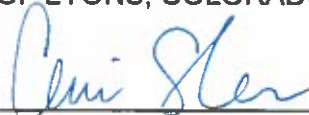
Section 4. Codification of Amendments. The codifier of the Town's Municipal Code, Municipal Code Corporation, is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of Section 1 of this Ordinance within the Lyons Municipal Code.

Section 5. Effective Date. This Ordinance shall become effective thirty (30) days after publication following final passage in accordance with Section 2-2-160 of the Lyons Municipal Code.

**INTRODUCED AND PASSED ON FIRST READING THIS 17<sup>th</sup> DAY OF SEPTEMBER 2018.**

**INTRODUCED, AMENDED, PASSED, ADOPTED AND ORDERED PUBLISHED THIS 1<sup>st</sup> DAY OF OCTOBER 2018.**

TOWN OF LYONS, COLORADO



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Connie Sullivan, Mayor

ATTEST:

