

ORDINANCE NO. 745

AN ORDINANCE SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF THE CITY OF GOLDEN, COLORADO, AT THE REGULAR MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 4, 1975, THE QUESTION OF WHETHER THE CHARTER FOR THE CITY OF GOLDEN, COLORADO, SHOULD BE AMENDED TO REQUIRE PUBLIC ELECTION OF SUCCESSORS TO VACANT ELECTIVE OFFICES WITH REMAINING UNEXPIRED TERMS EXCEEDING 180 DAYS AND TO PROVIDE FOR CITY COUNCIL APPOINTMENT OF SUCCESSORS TO VACANT ELECTIVE OFFICES WITH REMAINING UNEXPIRED TERMS NOT EXCEEDING 180 DAYS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. That at the Regular Municipal Election to be held in the City of Golden on Tuesday, the 4th day of November, 1975, between the hours of 7:00 A.M. and 7:00 P.M., there shall be submitted to a vote of the qualified registered electors of said City, the question of whether the Charter for the City of Golden, Colorado, should be amended to require public election of successors to vacant elective offices with remaining unexpired terms exceeding 180 days and to provide for City Council appointment of successors to vacant elective offices with remaining unexpired terms not exceeding 180 days, as more fully set forth in Section 3.

Section 2. The official ballot at said election shall contain the following question:

"Should the present language of Section 3.7 'Vacancies', of the Charter of the City of Golden, Colorado, which presently provides that the City Council appoint successors to vacant elective offices, be amended to require public election of successors to vacant elective offices with remaining unexpired terms exceeding 180 days provided that there will not be a general election within 180 days and to provide for City Council appointment of successors to vacant elective offices with remaining unexpired terms not exceeding 180 days."

The ballot shall, after stating the above question, provide a method allowing the elector to express his vote as either "FOR THE AMENDMENT" or "AGAINST THE AMENDMENT."

Section 3. In the event the majority of the votes cast at said election are "FOR THE AMENDMENT," the Charter for the City of Golden, Colorado, shall be amended as follows:

- (1) The third and fourth sentences of Section 3.7 shall be repealed and re-enacted to read as follows:

"Within 30 days after a vacancy occurs in an office with a remaining unexpired term not exceeding 180 days from the date the vacancy occurs, the remaining Councilmen shall choose by majority vote a duly qualified person to fill such vacancy. If the remaining Councilmen fail to choose a successor within 30 days, the office shall remain vacant until the next general election. If a vacancy occurs in an elective office with a remaining unexpired term exceeding 180 days from the date the vacancy occurs, then the remaining Councilmen shall, by resolution, call a special election in the under-represented ward, district or city, to elect a duly qualified successor to serve the remainder of the unexpired term provided that there will

not be a general election within 180 days.

- (2) Section 3.7 is further amended by adding the following two sentences at the end of the Section:

"The special elections provided for in this Section shall not be held within 40 days of the passage of this resolution."

"Successor Councilmen elected or appointed under the procedures of this Section shall enter upon the duties of their office at the next regular meeting after taking oath of office."

- (3) Section 4.3 is amended by striking the period at the end of the third sentence and adding the following:

"except as provided for in Section 3.7."

Section 4. Said election shall be held at the same polling places in the several election wards within the City of Golden as are established and used for the General Municipal Elections in said City, said polling places and wards being as follows:

Golden High School 701 - 24th Street	First Ward
Bell Jr. High School 1001 Ulysses Street	Second Ward
American Legion Post #21 (Old Loveland Fire Station) 9th and East Street	Third Ward
Golden Recreation Center 1015 - 10th Street	Fourth Ward

Section 5. The appropriate City officers and officials are hereby authorized and directed to proceed in accordance with the law governing municipal elections in Golden, and to take all steps necessary for the conduct of said election in complete compliance with said laws.

Introduced, read and ordered published this 14th day of August, 1975.

Adopted, approved and ordered published this 28th day of August, 1975.

David C. Crawford, Mayor

Attest:

Sharon L. Bennetts, City Clerk

Approved as to form:

Daniel T. Moyle, Jr., City Attorney

I, Sharon L. Bennetts, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City, held on the 14th day of August, 1975, and by order of said City Council was published as a proposed ordinance as the law directs more than seven days prior to its passage in the Outlook legal newspaper; and that on the 28th day of August, 1975, the said proposed ordinance was read and passed by the City Council aforesaid, said meeting being a regular meeting of said City Council and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 3rd day of September, A.D. 1975.

(S E A L)

Attest: _____
Sharon L. Bennetts, City Clerk of the
City of Golden, Colorado