



TOWN OF PAGOSA SPRINGS, COLORADO

**ORDINANCE NO. 801
 (Series 2014)**

**AN ORDINANCE CALLING THE 2014
 TOWN OF PAGOSA SPRINGS REGULAR ELECTION TO BE HELD ON
 APRIL 8, 2014 AS A POLLING PLACE ELECTION**

WHEREAS, the Town of Pagosa Springs (“Town”) is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the 2003 Pagosa Springs Home Rule Charter, as amended (“Charter”); and

WHEREAS, the members of the Town Council (“Town Council”) and Mayor are duly elected, chosen and qualified at regular elections held on the first Tuesday following the first Monday of April in even-numbered years, in accordance with the Charter; and

WHEREAS, the terms of office of Mayor Ross Aragón and Council members Kathie Lattin (District 1), Don Volger (District 2) and Darrel Cotton (District 3) shall expire after their successors are elected at the regular election to be held on April 8, 2014 (“Election”) and take office; and

WHEREAS, in accordance with the provisions of the Charter, the Pagosa Springs Municipal Code (“Municipal Code”) and the Colorado Municipal Election Code of 1965 (“Election Code”), the Election must be conducted to elect the Mayor and three (3) Council members to serve for a term of four (4) years, and may be conducted for any other matters as determined by the Town Council; and

WHEREAS, the Charter provides that elections shall be governed by the Election Code, except as otherwise provided by the Charter or Town Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, as follows:

Section 1. Regular Election. The regular election of the registered voters of the Town shall be held on April 8, 2014, between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Charter, Municipal Code, Election Code and other applicable laws. At that time, the Mayor and three (3) Council members will be elected to serve a four-year term.

Section 2. Conduct of Election. The Town Council hereby designates the Town Clerk as the Election Official for the conduct of the election on behalf of the Town, with the authority and direction to proceed with any action necessary or appropriate to effectuate the provisions of this Ordinance and all constitutional and statutory provisions governing the conduct of this Election. Among other matters, the Town Clerk or assistant shall appoint and train election judges as necessary, arrange for the required notices of



21400614 2/6/2014 10:30 AM
2 of 5 ODC RS\$31.00 D\$0.00

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Archuleta County

election (posted and published), printing of ballots, obtaining all election supplies, and direct that all other appropriate actions be accomplished.

Section 3. Polling Place Location. The Election shall be conducted as a polling place election. There shall be one precinct which shall be coterminous with the Town's boundaries. There shall be one polling place which shall be located at the Town Hall, 551 Hot Springs Boulevard, Pagosa Springs, Colorado.

Section 4. Permanent Mail-in Voters. Section 32-10-1002(2.5), C.R.S., requires an absent voter's ballot to be mailed to each municipal elector whose status as a permanent mail-in voter is indicated in the voter registration records of the County Clerk and Recorder; however, as a result of revisions to the Uniform Election Code during the 2013 legislative session, the permanent mail-in-voter list is no longer maintained. Pursuant to the Town's home rule powers authorized by the Colorado Constitution, the Town Council has determined to mail absent voter's ballots to all municipal electors of the Town as indicated in the voter registration records of the county clerk and recorder, as a substitute for not having access to a current permanent mail-in voter list.

Section 5. Absentee Voting. Additionally, applications for absent voter's ballots may be filed with the Town Clerk at 551 Hot Springs Boulevard, P.O. Box 1859, Pagosa Springs, Colorado, 81147, not earlier than January 8, 2014, nor later than 5:00 p.m. on April 4, 2014.

Section 6. Candidate Nominations. Nomination Petition forms shall be available at the Town Clerk's office located at the above address no later than February 14, 2014. All candidates must file a valid Nomination Petition with the Town Clerk no earlier than February 17, 2014, and no later than 5:00 p.m. on March 7, 2014, in order for their name to appear on the ballot.

Section 7. Write-in Candidates. Affidavits of intent to be a write-in candidate shall be filed with the Town Clerk at the above address no later than 5:00 p.m. on March 18, 2014. No write-in votes shall be counted unless such candidate had filed a valid affidavit of intent with the Town Clerk.

Section 8. Additional Ballot Titles and Issues. The Town Council may by separate ordinance place additional ballot titles and ballot issues on the ballot to be considered by the voters at the Election.

Section 9. Public Inspection. The full text of this Ordinance, with any amendments, are available for public inspection at the office of the Town Clerk.



21400614 2/6/2014 10:30 AM June Madrid
3 of 5 ODC R\$31.00 D\$0.00 Archuleta County

Section 10. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

Section 11. Effective date. This Ordinance shall become effective and be in force immediately upon final passage at second reading.

INTRODUCED, READ, AND ORDERED PUBLISHED BY TITLE ONLY PURSUANT TO SECTION 3.9, B) OF THE PAGOSA SPRINGS HOME RULE CHARTER, BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS SPECIAL MEETING HELD AT THE TOWN OF PAGOSA SPRINGS, ON THE 23rd DAY OF JANUARY, 2014.

TOWN OF PAGOSA SPRINGS,
COLORADO

By: Ross Aragón
Ross Aragón, Mayor



Attest:

April Hessman
April Hessman, Town Clerk

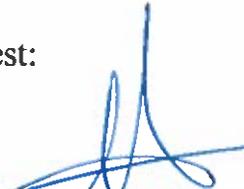
FINALLY ADOPTED, PASSED, APPROVED, AND ORDERED PUBLISHED BY TITLE ONLY PURSUANT TO SECTION 3.9, D) OF THE PAGOSA SPRINGS HOME RULE CHARTER, BY THE TOWN COUNCIL OF THE TOWN OF PAGOSA SPRINGS, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF PAGOSA SPRINGS, ON THE 4 DAY OF February, 2014.

TOWN OF PAGOSA SPRINGS,
COLORADO

By: Ross Aragón
Ross Aragón, Mayor



Attest:



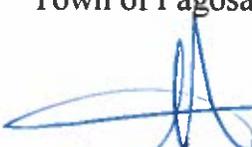
April Hessman, Town Clerk



CERTIFICATE OF PUBLICATION

I, the duly elected, qualified and acting Town Clerk of the Town of Pagosa Springs, Colorado, do hereby certify the foregoing Ordinance No. 801 (Series 2014) was approved by the Town Council of the Town of Pagosa Springs on first reading at its ~~special~~ meeting held on the 23rd day of January, 2014, and was published by title only, along with a statement indicating the effective date of the Ordinance and that the full text of the Ordinance is available at the office of the Town Clerk and on the Town's official website, on January 24, 2014, which date was at least ten (10) days prior to the date of Town Council consideration on second reading.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Pagosa Springs, Colorado, this 6 day of February, 2014.



April Hessman, Town Clerk

(S E A L)



I, the duly elected, qualified and acting Town Clerk of the Town of Pagosa Springs, Colorado, do hereby certify the foregoing Ordinance No. 801 (Series 2014) was approved by the Town Council of the Town of Pagosa Springs on second reading, at its regular meeting held on the 4 day of February, 2014, and was published by title only, along with a statement indicating the effective date of the Ordinance and that the full text of the Ordinance is available at the office of the Town Clerk and on the Town's official website, on February 5, 2014.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Pagosa Springs, Colorado, this 6 day of February, 2014.

Town of Pagosa Springs

Ordinance No. 801 (Series 2014)

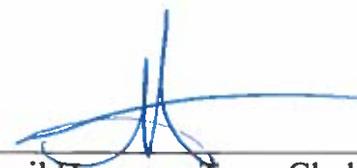
Page 5

21400614
5 of 5

2/6/2014 10:30 AM
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April Hessman, Town Clerk



(SEAL)

Town of Pagosa Springs
P.O. Box 1859
Pagosa Springs, CO 81147