

CITY OF GUNNISON COUNCIL AGENDA
MEETING IS HELD AT CITY HALL, 201 W. VIRGINIA AVENUE
GUNNISON, CO, IN THE 2ND FLOOR COUNCIL CHAMBERS
(Total estimated meeting time: 5 mins.)

MONDAY, MAY 8, 2017 **SPECIAL SESSION** **5:15 P.M.**

- I. Presiding Officer Call Special Session to Order: (silent roll call by City Clerk):

- II. Ordinance No. 7, Series 2017, Re: Setting the Organizational Meeting of City Council Following the Regular City Election held on May 9, 2017, for Tuesday, May 23, 2017.
 Staff Contact: City Clerk Gail Davidson

- III. Meeting Adjournment:

To City Clerk Gail A. Davidson,

Pursuant to Section 5.2 of the City of Gunnison Municipal Home Rule Charter, I, Richard Hagan, Mayor of the City of Gunnison, am directing you, the City Clerk, to set a Special Session meeting of City Council for 5:15P.M., Monday, May 8, 2017, in the City Council Chambers of City Hall, 201 W. Virginia Avenue in Gunnison, CO, to consider the following agenda items:

- Ordinance No. 7, Series 2017; Re: Emergency Ordinance Setting the Organizational Meeting of City Council following the Regular City Election Held on May 9, 2017, for May 23, 2017

I understand the meeting will be properly noticed and posted per Colorado Open Meetings Law.

Thank you.

Richard Hagan
Mayor Richard Hagan

4/5/17
Date

**ORDINANCE NO. 7
SERIES 2017**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON SETTING THE ORGANIZATIONAL MEETING REQUIRED BY SECTION 2.2A AND 5.1 OF THE CITY CHARTER FOLLOWING THE REGULAR CITY ELECTION HELD ON MAY 9, 2017, FOR MAY 23, 2017

WHEREAS, in 2015, voters approved a change to the City Charter Article II, Elections, by which City of Gunnison elections would be conducted under the terms of the Colorado Municipal Election Code, except for cases of conflict between the Colorado Municipal Election Code and the City Charter; and

WHEREAS, the Colorado Municipal Election Code requires at least nine days from the date of the election before it is certified by the Election Commission to allow for receipt of *Uniformed and Overseas Citizens Voting Act* ballots; and

WHEREAS, Sections 2.2A and 5.1 of the Charter currently states that elective Officers shall take office at an organizational meeting of Council on the Monday after the election, which is only six days after an election; and

WHEREAS, City staff has referred a ballot question to the voters at the 2017 regular City election, asking voters to approve changes to Sections 2.2A and 5.1 of the City Charter that would align the organizational meeting of City Council following an election to be consistent with the timing required for certification of election results contained in the Colorado Municipal Election Code; and

WHEREAS, City Charter Article II, Elections, Section 2.1, states that Council shall provide by ordinance, resolution or motion, for the manner of holding City elections and such additional regulations in respect to elections as may be necessary to accomplish the intent of the article; and

WHEREAS, it has been determined that there is a need to amend the timing of the organizational meeting required by Sections 2.2A and 5.1 by ordinance in order to comply with the Colorado Municipal Election Code, in advance of the regular May, 2017 election; and

WHEREAS, the City Council has determined that, due to the time limitations involved in addressing the conflict between the Charter provisions and the Colorado Municipal Election Code, and as an emergency ordinance pursuant to Section 6.3(I) of the City Charter, that an ordinance setting the organizational meeting for May 23, 2017 is necessary to properly certify the election and comply with the Colorado Municipal Election Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS:

Section 1. The City shall conduct the organizational meeting required by Sections 2.2A and 5.1 of the City Charter on May 23, 2017, to allow proper certification of the election and comply with the Colorado Municipal Election Code.

Section 2. This Ordinance shall take effect immediately upon passage of three-quarters of the Council members present, shall be in effect for no more than 90 days from the date of passage as an emergency ordinance under Section 6.3(I) of the City of Gunnison Municipal Home Rule Charter, and shall be effective only for the May 9, 2017 City election.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED this 8th day of May, 2017.

(SEAL)

Mayor

ATTEST:

City Clerk