

TOWN OF SUPERIOR
ORDINANCE NO. 0-7
SERIES 2020

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR AMENDING ARTICLE I OF CHAPTER 2 OF THE SUPERIOR MUNICIPAL CODE TO UPDATE WRITE-IN CANDIDATE AFFIDAVIT AND ELECTION CANCELLATION DEADLINES TO COMPORT WITH STATE LAW

NOW BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:

Section 1. Article I of Chapter 2 of the Superior Municipal Code is hereby amended to read as follows:

Sec. 2-1-10. Conduct of elections.

All elections shall be held and conducted in accordance with the Colorado Municipal Election Code unless the Board of Trustees by resolution determines to follow all or part of the Uniform Election Code for any election.

Sec. 2-1-20. Write-in votes.

No write-in vote for any Town office shall be counted unless the candidate has filed an affidavit of intent with the Town Clerk verifying that he or she desires the office and is qualified to assume the duties of that office if elected. The affidavit of intent shall be filed with the Town Clerk in compliance with the deadline established in the Colorado Municipal Election Code, as amended.

Sec. 2-1-30. Cancellation of election.

(a) If the only matter before the voters is the election of persons to office and if, at the close of business on the last day for filing a write-in candidate affidavit, as established herein, there are not more candidates than offices to be filled at such election, including candidates filing write-in candidate affidavits, the Board of Trustees may, by resolution adopted before or after such date, instruct the Town Clerk to cancel the election and declare the candidates elected.

(b) Notice of such cancellation shall be published, if possible, and notice of such cancellation shall be posted at each polling place and in not less than one (1) other public place.

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees

hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or part or parts be declared unconstitutional or invalid.

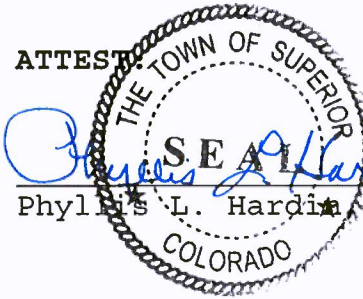
Section 3. Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 8th day of June, 2020.

Clint Folsom

Clint Folsom, Mayor

ATTEST



Phyllis L. Hardin Town Clerk-Treasurer