

RESOLUTION 2020-20

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF RIO BLANCO COUNTY, COLORADO, CONCERNING THE SUBMISSION TO THE REGISTERED ELECTORS OF RIO BLANCO COUNTY OF REFERRED BALLOT QUESTIONS AT THE NOVEMBER 3, 2020 ELECTION REGARDING WHETHER THE COUNTY MAY RE-ESTABLISH TERM LIMITS FOR THE FOLLOWING OFFICES: ASSESSOR, CLERK AND RECORDER, COUNTY COMMISSIONER, CORONER, SHERIFF, AND TREASURER

WHEREAS, Article XVIII, Section 11 of the Colorado Constitution provides for the limitation of the terms of all elected county officials to two consecutive terms of office effective as to terms of office beginning on or after January 1, 1995; and

WHEREAS, pursuant to Article XVIII, section 11(2) of the Colorado Constitution, at election held on November 2, 1999, a majority of the registered electors of Rio Blanco County voting on the ballot question authorized Rio Blanco County elected officials to serve more than two consecutive terms of office notwithstanding Article XVIII, Section 11 of the Colorado Constitution that limits county elected officials to serving no more than two consecutive terms of office; and

WHEREAS, the Board of County Commissioners of Rio Blanco County, Colorado, herein "BOCC", authorized the referral to the registered electors of Rio Blanco County, Colorado, of a ballot question that, if approved by a majority of the Rio Blanco County registered electors voting thereon, would reestablish and re-impose term limitations on the offices of Assessor, Clerk and Recorder, County Commissioner, Coroner, Sheriff, and Treasurer, of two consecutive terms of office, with such term limitation to be applicable to terms of office beginning on or after January 1, 2021, and for the purposes of which such terms of office would be considered to be consecutive unless they are at least four years apart; and

WHEREAS, any such ballot questions must be approved by a majority of the legally eligible Rio Blanco County registered electors voting on such ballot measures before becoming effective.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF RIO BLANCO COUNTY, COLORADO AS FOLLOWS:

1. The following ballot questions and titles are hereby referred and submitted to the registered electors of Rio Blanco County, Colorado, at the November 3, 2020 election:

Should the office of Assessor of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

Should the office of Clerk and Recorder of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

Should the members of the elected Board of County Commissioners of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

Should the office of Coroner of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

Should the office of Sheriff of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

Should the office of Treasurer of Rio Blanco County, Colorado, be authorized to serve no more than two consecutive terms of office, notwithstanding the county voters approval of Rio Blanco County Resolution #1999-17 that provided for unlimited terms in office for Rio Blanco County elected officials, with this limitation on the number of terms to be applicable for terms of office beginning on or after January 1, 2021, and for the purposes of which, such terms of office are considered to be consecutive unless they are at least four years apart?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

2. Said ballot questions shall be voted upon only by Rio Blanco County, Colorado, registered electors legally eligible to vote at the November 3, 2020 election.

3. Should the Rio Blanco County Clerk and Recorder, acting in her statutory capacity as the designated election official for the Rio Blanco County, Colorado, November 3, 2020, general election find and certify in accordance with the applicable provisions of the Colorado Uniform Election Code of 1992 , as amended, that the majority of the Rio Blanco County registered electors voting on each of the individual ballot questions set forth hereinabove have voted YES on those specific questions, it shall declare those specific ballot questions to be passed and adopted. However, should it find and certify that the majority of the Rio Blanco County registered electors voting on each of the individual ballot questions set forth hereinabove have voted NO on those specific questions, it shall declare those specific ballot questions to not be passed and not be adopted.

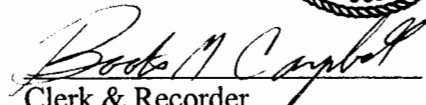
4. Upon the Board of County Commissioners of Rio Blanco County, Colorado certifying the ballot questions and titles to the Rio Blanco County Clerk and Recorder in substantially the form set forth hereinabove, all acts required or permitted by the Uniform Election Code of 1992, as amended, relevant to providing of notice, the mailing to electors of any required information , or pertaining to the conduct of the election on such ballot question at the November 3, 2020 general election, including, but not limited to, voting by early voter's ballots, absentee ballots,

and emergency absentee ballots, which are to be performed by the designated election official, shall be performed by the Rio Blanco County Clerk and Recorder.

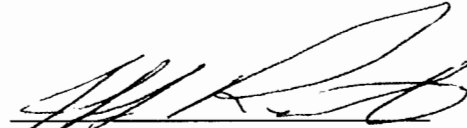
DULY MOVED, SECONDED, AND PASSED ON A VOTE OF 2 FOR AND 1 AGAINST, THIS 18<sup>th</sup> DAY OF August 2020.

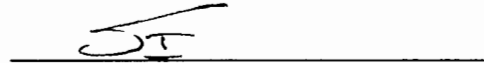
ATTEST:



  
Clerk & Recorder

The Board of County Commissioners  
of Rio Blanco County, Colorado

  
Jeff Rector, Chairman

  
Si Woodruff

  
Gary Moyer