TOWN OF TIMNATH, COLORADO
RESOLUTION NO. 44, SERIES 2017

A RESOLUTION APPROVING THE COORDINATION OF THE
NOVEMBER 7, 2017 ELECTION OF THE TOWN OF TIMNATH, COLORADO

WHEREAS, the Town of Timnath (the “Town”) is a home rule municipality operating under
the Timnath Home Rule Charter (the “Charter”) adopted on November 7, 2006 and the Town’s
Municipal Code (the “Code”). Pursuant to the Charter, the Code, and C.R.S. § 31-15-103, the
Town has the power to pass resolutions; and

WHEREAS, the members of the Town Council (the “Council”) have been duly elected and
qualified; and

WHEREAS, if the Town refers any items to the voters for the November 7, 2017 Election, the
Town intends to coordinate the November 7, 2017 Election with the Larimer County Clerk and
Recorder, pursuant to § 1-7-116(1)(a), C.R.S.; and

WHEREAS, pursuant to § 1-7-116(5), C.R.S., the Town must take formal action to evidence its
intent to participate in any election that will be coordinated by the county clerk and recorder and
shall notify the county clerk and recorder in writing not less than one hundred days prior to the
election; and

WHEREAS, the Larimer County Clerk and Recorder will require the Town enter into an
intergovernmental agreement to govern the terms and conduct of the November 7, 2017 Election;
and

WHEREAS, this Resolution shall authorize the Town to notify the Larimer County Clerk and
Recorder of the Town’s intention to coordinate the November 7, 2017 Election with Larimer
County pursuant to an intergovernmental agreement; and

WHEREAS, the Council is familiar with the requirement to coordinate the November 7, 2017
Election with Larimer County and finds it to be in the best interest of the Town, its residents, and
the general public to adopt this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN
OF TIMNATH, COLORADO AS FOLLOWS:

Section 1. Notice of Intent to Coordinate Election.
If the Town refers any items to the voters for the November 7, 2017 Election, this Resolution
evidences the Town’s intent to coordinate the November 7, 2017 election with the Larimer
County Clerk and Recorder. The Council directs the Town Attorney to provide written notice to
the Larimer County Clerk and Recorder of the Town’s intent to coordinate the November 7,
2017 Election.
Section 2. Designated Election Official.
The Town Clerk is hereby appointed as the Designated Election Official for the Town for the purposes of performing acts required or permitted by law in connection with the November 7, 2017 Election.

Section 3. Intergovernmental Agreement
The Town Clerk is hereby authorized to enter into and execute an intergovernmental agreement with Larimer County for the coordination of the November 7, 2017 Election.

Section 4. Conduct of Election.
The Town Clerk is hereby authorized to oversee the general conduct of the November 7, 2017 Election and authorizes the Town Clerk as the Designated Election Official to take all action necessary for the proper conduct thereof and to exercise the authority of the Town Council in conducting the November 7, 2017 Election.

Section 6. Severability.
If any section, subsection, paragraph, clause, or provision of this Resolution shall for any reason by held to be invalid or unenforceable, the invalidity or unenforceability of such section, subsection, paragraph, clause, or provision shall in no manner affect any remaining provisions of this Resolution, the intent being that the same are severable.

Section 7. Inconsistency.
All orders, resolutions, ordinances, or regulations of the Town, or parts thereof, inconsistent with this Resolution are hereby repealed to the extent only of such inconsistency.


TOWN OF TIMNATH, COLORADO

Jill Grossman-Belisle, Mayor

ATTEST:

Milissa Peters, CMC
Town Clerk