

**TOWN OF TIMNATH, COLORADO  
RESOLUTION NO. 39, SERIES 2022**

**A RESOLUTION APPROVING THE COORDINATION OF THE  
NOVEMBER 8, 2022 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 8, 2022 Election, the Town intends to coordinate the November 8, 2022 Election with the Larimer County Clerk and Recorder and the Weld County Clerk and Recorder, pursuant to § 1-7-116(1)(a), C.R.S.; and

**WHEREAS**, the Larimer County Clerk and Recorder and the Weld County Clerk and Recorder will require the Town enter into an intergovernmental agreement to govern the terms and conduct of the November 8, 2022 Election; and

**WHEREAS**, the Council wishes to approve the intergovernmental agreements with Larimer County and Weld County regarding conduct of the November 8, 2022 election, in substantially the form presented to the Council; and

**WHEREAS**, the Council is familiar with the requirement to coordinate the November 8, 2022 Election with Larimer County and the Weld 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 8, 2022 Election, this Resolution evidences the Town’s intent to coordinate the November 8, 2022 election with the Larimer County Clerk and Recorder and the Weld County Clerk and Recorder.

**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 8, 2022 Election.

**Section 3. Intergovernmental Agreement**

The Town Council hereby approves and the Town Clerk is hereby authorized to enter into and execute an intergovernmental agreement with Larimer County and an intergovernmental

agreement Weld County for the coordination of the November 8, 2022 Election, in substantially the form presented to the Council.

**Section 4. Conduct of Election.**

The Town Clerk is hereby authorized to oversee the general conduct of the November 8, 2022 Election and the Council hereby 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 8, 2022 Election.

**Section 6. Severability.**

If any section, subsection, paragraph, clause, or provision of this Resolution shall for any reason be 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.

**INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON AUGUST 9, 2022.**

**TOWN OF TIMNATH, COLORADO**

DocuSigned by:

*Mark Soukup*

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Mark J. Soukup, Mayor

**ATTEST:**

DocuSigned by:

*Milissa Peters-Garcia*

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Milissa Peters-Garcia, CMC  
Town Clerk

