

**CITY OF LEADVILLE, COLORADO
RESOLUTION NO. 13
SERIES 2019**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEADVILLE
INSTRUCTING THE DEPUTY CITY CLERK TO CANCEL THE NOVEMBER 5, 2019
REGULAR MUNICIPAL ELECTION AND DECLARE THE CANDIDATES FOR
MUNICIPAL OFFICES ELECTED**

WHEREAS, the City of Leadville, Colorado (“City”) is participating in the November 5, 2019 election as a coordinated election with Lake County that is conducted pursuant to Title 1 of the Colorado Revised Statutes; and

WHEREAS, C.R.S. § 1-5-208(1.5) provides that municipal elections may be cancelled if the only matter before the electors in a municipal election is the election of persons to office and there are no more candidates for each office than offices to be filled; and

WHEREAS, the City Council hereby declares that it shall not submit to the electorate at the November 5, 2019, regular election any questions for the electorate to determine the passage or defeat of; and

WHEREAS, C.R.S. § 1-5-208(1.5) further authorizes the City Council to, by resolution, delegate to the Deputy City Clerk the authority to cancel a municipal election and declare the candidates for the open municipal offices elected if, by the close of business on the 63rd day prior to the election (September 3, 2019), there are not more candidates than offices to be filled; and

WHEREAS, there is no more than one (1) candidate for each seat to be filled based upon those filing nomination petitions and affidavits of intent to be write-in candidates as of close of business on September 3, 2019; and

WHEREAS, to save the taxpayers the cost and expense of an election, the City Council desires to instruct the Deputy City Clerk to cancel the election and declare the candidates elected as provided by C.R.S. § 1-5-208(1.5).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Leadville, Colorado as follows:

Section 1. The foregoing recitals are incorporated herein by reference as findings and determinations of City Council.

Section 2. In accordance with C.R.S. § 1-5-208(1.5), the City Council hereby: (1) instructs the Deputy City Clerk to cancel the November 5, 2019 municipal election; and (2)

authorizes the Deputy City Clerk to declare elected the candidates for the open elective municipal offices; their terms of office to commence in accordance with section 2.04.150 of the Leadville Municipal Code.

Section 3. If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

Section 4. Effective Date. This Resolution shall take effect upon its adoption by the City Council.

CITY OF LEADVILLE, COLORADO

By: Greg Labbe
Greg Labbe, Mayor

ATTEST:

B. Ball
Deputy City Clerk

ADOPTED by a vote of 7 in favor and 0 against, and 0 abstaining, this 3rd day of September, 2019.