

**CITY OF LEADVILLE, COLORADO
RESOLUTION NO. 22
Series of 2016**

**A RESOLUTION OF THE CITY OF LEADVILLE, COLORADO
ACCEPTING THE RESIGNATION OF THE CITY CLERK AND CITY
TREASURER AND MAKING AN APPOINTMENT TO FILL THE
VACANCY IN OFFICE OF CITY CLERK UNTIL THE NEXT
REGULAR CITY ELECTION ON NOVEMBER 7, 2017**

WHEREAS, Bethany Maher has resigned as City Clerk; and

WHEREAS, Jaime Stuever has resigned as City Treasurer; and

WHEREAS, Section 1.16.030 of the Leadville Municipal Code states, in relevant part, that if any elective city officer, during his or her term of office, moves from or becomes a nonresident of the city, "he or she shall be deemed to vacate office upon the adoption by the city council of a resolution declaring such vacancy to exist"; and

WHEREAS, Bethany Maher resigned as City Clerk due to residency issues; and

WHEREAS, C.R.S. § 31-4-107(3) authorizes the City to fill the vacancy in the City Clerk and Treasurer offices by appointment within sixty (60) days of the vacancy; and

WHEREAS, Section 1.16.030 of the Municipal Code and C.R.S. § 31-4-108(2)(b) authorizes the City Council to fill any vacancy in an elective office by appointment or by election, in the case that any office of an elective officer becomes vacant before the regular expiration of the term thereof; and

WHEREAS, Section 2.04.060 of the Municipal Code establishes a four-year term of office for the City Clerk commencing with the 1975 regular City election; and

WHEREAS, current four-year term of office for the City Clerk is 2015-2019; and

WHEREAS, City Council desires to make an appointment to fill the vacancy in the office of City Clerk until the November 7, 2017 regular election, at which point the office of City Clerk shall be open for a two (2) year term, to fill the remaining two years of the four-year term established in Section 2.04.060 of the Municipal Code; and

WHEREAS, Mike Bordogna is seeking appointment to fill the vacancy in office of City Clerk and City Council desires to so appoint Mr. Bordogna to serve as City Clerk; and

WHEREAS, the City Council shall make an appointment to fill the vacancy in the City Treasurer position by separate resolution on or before November 18, 2016 due to the City's desire to re-advertise for the position.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEADVILLE, COLORADO, THAT:

Section 1. The City Council hereby accepts the resignation of Bethany Maher as City Clerk and Jaime Stuever as City Treasurer.

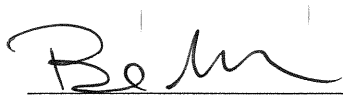
Section 2. The City Council hereby appoints Mike Bordogna as the City Clerk until the November 7, 2017 regular election, at which point the office of City Clerk shall be open for a two (2) year term, to fill the remaining two years of the four-year term established in Section 2.04.060 of the Municipal Code.

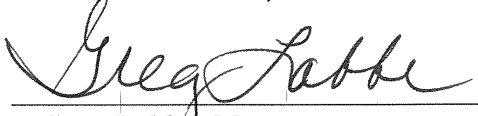
Section 3. The appointment authorized by Section 2 above shall be effective on Monday, December 12, 2016 at 9:00 A.M. Before entering upon the duties of the office of City Clerk, Mr. Bordogna shall take and subscribe an oath of office in accordance with the requirements of Section 2.20.010 of the Municipal Code.

Section 4. This Resolution shall be effective immediately upon approval of the City Council for the City of Leadville.

ADOPTED this 15th of November, 2016 by a vote of 5 in favor, 0 against, 1 abstaining, 0 absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

Bethany Maher, City Clerk

By 
Greg Labbe, Mayor