



**TOWN OF LARKSPUR, COLORADO
ORDINANCE NO. 2024-01**

**AN ORDINANCE SUBMITTING TO THE ELECTORATE AT THE
REGULAR ELECTION ON APRIL 2, 2024, THE QUESTION OF
AMENDING SECTION 7.13 OF THE TOWN OF LARKSPUR HOME
RULE CHARTER REGARDING THE INDEPENDENT AUDIT**

WHEREAS, the Town Council for the Town of Larkspur is authorized, pursuant to the Town’s Home Rule Charter (the “Charter”), the Colorado Constitution, and state law, to administer the affairs of the Town of Larkspur (the “Town”); and

WHEREAS, Section 7.13 of the Charter requires an annual audit to be completed “within four months time of the close of the fiscal year”; and

WHEREAS, the close of the fiscal year is December 31 of any given year; and

WHEREAS, current Colorado State statute requires an audit to be submitted by July 31, nearly three full months after the time provided for in the Charter; and

WHEREAS, the Charter can only be amended via an election of the residents of Larkspur; and

WHEREAS, it is necessary to prescribe the nature of the proposed tax increase in the Larkspur Municipal Code and to refer the adoption of the such Code provision to the voters at a regular election to be conducted April 2, 2024.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF
THE TOWN OF LARKSPUR, COLORADO AS FOLLOWS:**

1. The Town Council hereby approves the form and refers the following ballot question for submission to the registered electors and to appear on the Town of Larkspur Municipal Election, April 2, 2024:

SHALL SECTION 7.13 OF THE TOWN OF LARKSPUR HOME RULE CHARTER BE AMENDED BY THE REMOVAL OF THE ~~STRIKETHROUGH LANGUAGE~~ AND THE ADDITION OF THE **BOLD UNDERLINED LANGUAGE** TO READ IN ITS ENTIRETY AS FOLLOWS:

Section 7.13. Independent audit.

An independent audit shall be made of all Town accounts if deemed necessary by the Council. Such audit shall be made by certified public accountants selected by Council



who shall complete the audit ~~within four months time of the close of the fiscal year~~ in compliance with Colorado State Statutes. Copies of such audit shall be made available for public inspection at the municipal offices.

YES _____

NO _____

2. For purposes of C.R.S. § 31-11-111, this Ordinance shall serve to set the title and context for the ballot question set forth herein and the ballot title for such question shall be the text of the question itself.

3. The Town Clerk is authorized to correct typographical errors and omissions and to cause to be entered into any blanks of the ballot question the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

4. The Mayor, the Town Attorney, and the Town Clerk are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Ordinance including the taking of all reasonable and necessary action to cause such approved form of ballot question to be printed and placed on the ballot for the Larkspur Municipal Election, April 2, 2024.

5. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

6. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR AND SIGNED THIS 4TH DAY OF JANUARY, 2024.


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| Votes Approving: | 5 |
| Votes Opposed: | 0 |
| Absent: | 2 |
| Abstained: | 0 |

Town of **LARKSPUR**
Colorado

ATTEST:



TOWN COUNCIL OF THE
TOWN OF LARKSPUR,
COLORADO

By: 
Todd DeVoe, Town Clerk


Sherilyn West, Mayor